

BOARD OF PUBLIC WORKS
TABLE OF CONTENTS
APRIL 30, 2014

Item		Section page no.	Overall page no.
SECRETARY'S AGENDA			
1-2	Agriculture		1
3	Board of Public Works – Regulations		4
4	Board of Public Works – PAAR		6
5-7	Board of Public Works – Wetlands		7
8	MD Environmental Service		12
9	Planning		13
10	Public Safety & Correctional Svs		14
11	Morgan		15
12	St. Mary's College		16
APPENDIX			
A1	Human Resources	App 1	17
A2	Public Safety & Correctional Svs	App3	19
SUPPLEMENT A			
DEPARTMENT OF NATURAL RESOURCES/REAL PROPERTY			
1A-3A	Program Open Space Local Share	DNR1	21
4A-5A	Program Open Space State Share	DNR4	24
SUPPLEMENT B			
DEPARTMENT OF BUDGET AND MANAGEMENT			
1-4	Service Contracts	1B	26
5-9	Service Contract Modifications	28B	38
10-12	General Miscellaneous	32B	57
SUPPLEMENT C			
UNIVERSITY SYSTEM OF MARYLAND			
1	Construction Contract	1C	63
4		6C	68
2	Services Contract Option	3C	65
5		8C	70
3	General Miscellaneous	5C	67
6-7	Real Property	10C	72
SUPPLEMENT D			
DEPARTMENT OF INFORMATION TECHNOLOGY			
1-9	Information Technology	1D	75
10	State Highway Administration	21D	94

BOARD OF PUBLIC WORKS
TABLE OF CONTENTS
APRIL 30, 2014

Item		Section page no.	Overall page no.
DEPARTMENT OF TRANSPORTATION			
1-5	Contract	T1	97
6-8	Real Property	T11	107
9	General Miscellaneous	T16	112
10	Contract Modification	T17	113
DEPARTMENT OF GENERAL SERVICES			
1-4	Construction	GS1	117
5	A/E Services	GS10	126
6-9	Maintenance	GS12	128
10	General Miscellaneous	GS20	136
11	Real Property	GS22	138
12-15	Leases	GS27	143
16-17	Capital Grants and Loans	GS33	149

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*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 16 individual grants under the Maryland Agricultural Cost-Share Program. Total submission amount: \$295,500

Agreement #	Recipient	County	Amount
AT-2014-2906-B	Christopher L. Riddleberger	Worcester	35,000
AT-2014-2907-B	Marvin L. Stephens	Worcester	35,000
AT-2014-2908	Big Meadow, Inc	Kent	7,000
AT-2014-2909	Joseph D. Knott	St. Mary's	21,900
AT-2014-2910	Joseph D. Knott	St. Mary's	28,200
AT-2014-2911	Harborview Farms	Cecil	30,200
AT-2014-2912	Harborview Farms	Cecil	6,800
MP-2014-2905	Phillip L. Cole	Carroll	5,100
NW-2014-2860	Larry Johnston	Somerset	1,000
NW-2014-2861-B	Larry Johnston	Somerset	13,000
NW-2014-2862-B	Larry Johnston	Somerset	13,000
NW-2014-2863-B	Larry Johnston	Somerset	13,000
NW-2014-2864-B	Larry Johnston	Somerset	16,000
PR-2014-2902	Ben C. Nguyen	Somerset	46,400
UP-2014-2903	Robert Harbaugh, Jr.	Washington	12,500
UP-2014-2904	Robert Harbaugh, Jr.	Washington	11,400

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

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

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Norman Astle (410) 841-5864
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2. DEPARTMENT OF AGRICULTURE

Maryland Agricultural Cost-Share Program Reversion Requests

Recommendation: That the Board of Public Works approve the **reversion** of the remaining balances of 46 projects cancelled or completed in accordance with the guidelines of the Maryland Agricultural Cost-Share Program. Total submission amount: \$ 499,982.35

Agreement #	Recipient	County	Amount \$	Status
AT-2012-1709	Kristina L. Morris	Harford	15700.00	Cancelled
AT-2012-1844	Blackwater Farms, Inc	Dorchester	400.00	Cancelled
AT-2012-1963	Paulk Family Farm, LLC	St. Mary's	4100.00	Cancelled
AT-2012-2077	Joseph J. Mahoney	Cecil	4800.00	Cancelled
AT-2012-2078	Joseph J. Mahoney	Cecil	8200.00	Cancelled
AT-2012-2135	Snow Hill Farm LLC	Cecil	3600.00	Cancelled
AT-2012-2211	Wayne A. Mast	St. Mary's	2222.50	Completed
AT-2012-2243	Karen L. Johnson	Washington	1500.00	Completed
AT-2012-2244	Karen L. Johnson	Washington	453.00	Completed
AT-2012-2486	Michael W. Steyer	Garrett	1100.00	Cancelled
AT-2013-1934	Gerald R. Sizemore	Cecil	210.87	Completed
AT-2013-1997-B	William C. Rowland, Jr	Worcester	35000.00	Completed
AT-2013-2025	Daniel L. Gano	Garrett	38300.00	Cancelled
CH-2012-2199	T Allen Stradley Trust	Kent	700.00	Cancelled
CH-2013-1989	Patterson Farms, Inc	Queen Anne's	1825.46	Completed
CR-2012-2276	Mabel Potter Stevens	Dorchester	184.38	Completed
CR-2012-2342	Derby Farms, Inc.	Dorchester	1920.00	Completed
CR-2013-1755	Hazel E. Hignutt	Caroline	4300.00	Cancelled
CR-2013-1924	Margaret G. Boyle	Queen Anne's	36200.00	Completed
CR-2013-1975	Norman A. Mills, Jr	Dorchester	345.98	Completed
CR-2013-1976	Scott E. Frase	Caroline	5400.00	Cancelled
LS-2012-1544	Kimberly A. Lewis	Harford	5600.00	Cancelled
LS-2012-2348	Linda L. Smith	Harford	2500.00	Completed
LS-2012-2350	Linda L. Smith	Harford	2500.00	Cancelled
LS-2013-2129	Ralph B. Ball	Harford	35000.00	Completed
LS-2013-2131	Ralph B. Ball	Harford	45000.00	Completed
LS-2013-2132	Ralph B. Ball	Harford	22200.00	Completed
MP-2011-2379	M. Dennis Shafer	Frederick	4900.00	Cancelled
MP-2011-2406	Thomas E. Mc Kenzie	Carroll	4800.00	Cancelled
MP-2012-2042	Christopher T. Langkam	Carroll	8100.00	Cancelled
MP-2012-2079	Darrell L. Wolf	Frederick	52900.00	Cancelled
MP-2012-2183	Edgar J. Hatter	Frederick	2826.40	Completed

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

2. DEPARTMENT OF AGRICULTURE (cont'd)

Agreement #	Recipient	County	Amount \$	Status
MP-2012-2185	Curtis L. Brothers	Carroll	7900.00	Cancelled
MP-2012-2300	Rebecca A. Stem	Carroll	47300.00	Cancelled
MP-2012-2435	Maryland Locust Crest, Inc	Carroll	12000.00	Completed
MP-2012-2437	Edgar J. Hatter	Frederick	4314.80	Completed
MP-2012-2440	Char-Jan Enterprises	Carroll	6800.00	Cancelled
MP-2012-2441	Char-Jan Enterprises	Carroll	6100.00	Cancelled
MP-2012-2442	James A. Stonesifer	Carroll	11900.00	Cancelled
MP-2012-2494	Trebein Farm Inc	Carroll	9300.00	Cancelled
MP-2012-2495	Trebein Farm Inc	Carroll	13700.00	Cancelled
MP-2012-2496	Trebein Farm Inc	Carroll	8300.00	Cancelled
MP-2012-2497	Trebein Farm Inc	Carroll	8700.00	Cancelled
NW-2013-1880	Mac Farms, Inc.	Dorchester	234.45	Completed
NW-2013-1881	Mac Farms, Inc.	Dorchester	400.20	Completed
PB-2013-1917	William J. Boettner	Howard	10244.31	Completed

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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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Contact: Mary Jo Childs, 410-260-7335
maryjo.childs@maryland.gov*

**3. BOARD OF PUBLIC WORKS
*Procurement Regulation***

Recommendation: That the Board of Public Works re-propose a regulation with respect to American-manufactured goods. Specifically, re-proposed COMAR 21.11.14.04 is intended to implement the State Procurement Law's *Purchase of American Manufactured Goods* requirements. Approval of this Item authorizes submission of the re-proposed regulation to the AELR Committee and subsequent publication for public comment in the *Maryland Register*.

Authority: Chapters 437/438 of the Laws of 2013 (now codified at Section 14-416, State Finance & Procurement Article, Annotated Code of Maryland).

Background: Reference is made to Secretary's Item 3 (March 19, 2014) in which the Board of Public Works determined to withdraw proposed COMAR 21.11.14.04, a proposal to regulate State and local government procurement of goods according to the American-manufactured requirements that the General Assembly adopted in 2013.

The withdrawn regulation had been a component of a comprehensive regulatory proposal implementing 2013 legislation. During the public comment period, the Board received three public comments concerning the American-manufactured requirements. The Board approved the Procurement Advisor's recommendation to withdraw the one regulation about which comments were received and adopt as final the balance of the proposal. The final action on the balance of the proposal was published in the April 18 edition of the *Maryland Register*.

Proposal: Taking into account the public comments submitted when the original proposal was published, the Procurement Advisor – in consultation with the Department of Information Technology – has revised the draft regulation to clarify the types of technology that are exempt from the American-manufactured goods requirements.

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

**3. BOARD OF PUBLIC WORKS (cont'd)
Procurement Regulation**

Public Comments Considered: This Recommendation takes into account public comments received when the original proposal appeared in the *Maryland Register*.

- Two mobile telecommunication companies requested further clarity in the definition of the types of technology that will be exempted from the Buy American requirements. Their suggested revisions – to the extent the suggestions are consistent with the source law – were incorporated into the new proposal.
- A trade association comprising U.S. manufacturers and the steelworkers’ union advocate that the Board of Public Works tighten up the exceptions to the buy-American requirements. For example, the Law lets a public body buy from a non-US-firm when the price of the American manufactured goods exceeds the price of a similar good that is not manufactured in the United States “by an unreasonable amount.” The proposed regulation defined “unreasonable amount” to be 5%. The association advocates 20-30% to align with Buy America *Steel* requirements. However, this Item recommends re-proposing the 5% price preference. The 5% preference is consistent with the 2011 Buy American *Uniforms and Equipment* regulations and with the price preference allowed for *locally-grown food*. COMAR 21.11.07. The recommended 5% was developed in consultation with the Procurement Advisory Council, the Maryland Association of Counties, and the Maryland Municipal League. The AELR Committee of the General Assembly reviewed the 5% preference without comment. Other comments received from the trade association are appropriate for addressing, after the regulation is adopted, in a Board advisory on best-implementation practices.

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Contact: Mary Jo Childs 410-260-7335
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**4. BOARD OF PUBLIC WORKS
*Procurement Agency Activity Report***

Submission of the Procurement Agency Activity Reports by:

Dept. of Budget & Management	Feb 2014
Dept. of Public Safety and Correctional Svs	March 2014
Dept. of Transportation	March 2014

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

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Contact: Angela Parks, 410-260-7791
angela.parks@maryland.gov*

**5. BOARD OF PUBLIC WORKS
Wetlands License-Modification**

Recommendation: Approval is requested to modify Tidal Wetlands License No. 11-0481 as recommended by the Maryland Department of the Environment.

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

Background: Reference is made to Secretary's Agenda Item 3 (8/10/11) in which the Board of Public Works granted the Estate of Peter Hersloff, a State tidal wetlands license to: "remove/replace pier, emplace stone edging, construct mooring piles, finger pier, and boatlifts, and fill, grade, and plant marsh vegetation along an eroding shoreline" on the Wye River East in Easton. The purpose of the work was to control shoreline erosion by using stone revetment.

In January 2012, the Hersloff property was purchased by Richard Marshall and his wife Barbara Bass and the license was transferred to their name. The Licensees have requested that the license be modified to allow them to control shoreline erosion by constructing a living shoreline rather than by stone revetment. MDE determined that this request is for a "major" modification under COMAR 26.04.02.07. Accordingly, MDE issued a public notice on the request, soliciting public comments and giving interested persons, including the adjacent property owners, an opportunity to request a public informational hearing.

MDE received no requests for a hearing and received no comments from the public.

MDE Report: MDE concludes that the proposed modification: "represents a reasonable exercise of riparian rights." MDE's evaluation took "into account ecological, economic, recreational, developmental, and aesthetic considerations appropriate for this project as well as other Code of Maryland Regulations." Further, MDE states that if all recommended license conditions are adhered to, "the proposed work will not cause significant deleterious impacts to marsh vegetation, submerged aquatic vegetation, fin fish, shell fish, or navigation."

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

**5. BOARD OF PUBLIC WORKS (cont'd)
*Wetlands License-Modification***

TALBOT COUNTY

11-0481 *RICHARD S. MARSHALL and BARBARA L. BASS* – License modified to authorize:

- (1) remove an existing pier
- (2) construct 1 timber pier, 2 boatlifts, 5 mooring piles, and 1 finger pier
- (3) fill, grade, and plant marsh vegetation along shoreline and emplace a sand containment sill, and
- (4) construct a stone groin.

Easton, Wye River East

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Contact: Angela Parks, 410-260-7791
angela.parks@maryland.gov*

**6. BOARD OF PUBLIC WORKS
*Wetlands License-Modification***

Recommendation: Approval is requested to modify Tidal Wetlands License No. 12-0455 as recommended by the Maryland Department of the Environment.

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

Background: Reference is made to Secretary's Agenda Item 5 (3/21/12) in which the Board of Public Works granted Sherwood Forest Club, Inc. a State tidal wetlands license to: "construct a revetment, rip-rap, groin, extend drainage pipes, and plant marsh grasses" on the Severn River. The overall purpose of the work is to control shoreline erosion. Since then, the Wetlands Administrator, in consultation with MDE, revised the license three times to make minor modifications at the Licensee's request. See COMAR 23.02.04.17B.

Subsequent to those revisions, the Licensee requested that the license be modified again to authorize additional work. MDE determined that this request is for a "major" modification under COMAR 26.04.02.07. Accordingly, MDE issued a public notice on the request, soliciting public comments and giving interested persons, including the adjacent property owners, an opportunity to request a public informational hearing.

MDE received no requests for a hearing and received no comments from the public. The Department of Natural Resources commented that the License modification should have a time-of-year restriction on dredging and beach-nourishment conditions. MDE concurs with DNR's comments.

MDE Report: MDE concludes that the proposed modification: "represents a reasonable exercise of riparian rights." MDE's evaluation took "into account ecological, economic, recreational, developmental, and aesthetic considerations appropriate for this project as well as other Code of Maryland Regulations." Further, MDE states that if all recommended license conditions are adhered to, "the proposed work will not cause significant deleterious impacts to marsh vegetation, submerged aquatic vegetation, fin fish, shell fish, or navigation."

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

**6. BOARD OF PUBLIC WORKS (cont'd)
*Wetlands License-Modification***

ANNE ARUNDEL COUNTY

- 12-0455 *SHERWOOD FOREST CLUB, INC.* – License modified to authorize:
- (1) constructing a timber wave fence
 - (2) emplacing sand as beach nourishment
 - (3) emplacing stone revetment
 - (4) repairing and adding stone to a beach containment groin
 - (5) extending an existing 12-inch diameter corrugated plastic pipe to 15-inch diameter

No dredging is allowed from February 15 through June 15.

Sherwood Forest, Annapolis, Severn River

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Contact: Angela Parks, 410-260-7791
angela.parks@maryland.gov*

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

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

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

SOMERSET COUNTY

13-0981 *UNIVERSITY OF DELAWARE* – To collect water samples to identify and quantify natural and anthropogenic sources of phosphorus transport and cycling

Crisfield, East Creek

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

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

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

Construction Contract: Wastewater Treatment Facility and Water Main Upgrades
MES Project # 14-05-16

Description: Construct flow equalization tank and improvements to the headworks at Rocky Gap State Park's wastewater treatment plant and install water main.

Procurement Method: Competitive Sealed Bids
Bids:

Carl Belt, Inc.	Cumberland, Maryland	\$1,522,720.00
Lashley Construction Co., Inc.	Frostburg, Maryland	\$1,634,999.50
Advanced Rehabilitation Technology	Bryan, Ohio	\$1, 830,000.00
Callas Contractors, Inc.	Hagerstown, Maryland	\$1,872,850.00
Johnston Construction	Dover, Pennsylvania	\$1,979,706.00
Quandel Construction Group, Inc.	Harrisburg, Pennsylvania	\$1,985,100.00
Conewago Enterprises, Inc.	Hanover, Pennsylvania	\$2,103,601.00

Award: Carl Belt, Inc.
Amount: \$1,522,720.00
Term: 240 calendar days from notice to proceed
MBE Participation: 20%

Remarks: This project is the first phase of upgrades to the water and wastewater facilities at Rocky Gap State Park. The wastewater treatment system is receiving increased flows due to the casino facilities. A flow equalization tank will help buffer the high flows and reduce the likelihood of the plant overflowing, and the new screens will reduce the amount of inert solids going into the process tanks. The water treatment system is also subject to increased demand and a larger diameter service line is needed. Both are required in order to provide reliable service to the casino and the Park.

Fund Sources: MCCBL of 2012, *MES Infrastructure Improvement Fund*
MCCBL of 2013, *MES Infrastructure Improvement Fund*
Appropriation Codes: 076 MCCBL 12 (PCA #11021) \$13,925.00
097 MCCBL 13 (PCA # 11030) \$1,508,795.00
Resident Business: Yes
Tax Compliance No.: 14-0707-1111

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Contact: Anne Raines 410.514.7634
anne.raines@maryland.gov*

**9. DEPARTMENT OF PLANNING
*Maryland Historical Trust
African American Heritage Preservation Program***

Recommendation: That the Board of Public Works approve two grant agreements in the amount of \$118,000.

A. Bethel AME Church Improvements

110 South Hanson Street, Easton MD 21601

Talbot County

Grantee: Bethel A.M.E. Church, Inc.
Description: Restore front doors and interior staircase. [Total project costs \$18,000 estimated.]
Amount: \$18,000
Fund Source MCCBL of 2013: Maryland Historical Trust Appropriation #13113
Remarks: Bethel AME Church, built in 1877, houses a congregation that has been in existence since 1818. The Hill neighborhood, established by freed slaves in Easton, grew up around Bethel and the nearby Asbury AME Church. The church building may be the first structure for public use owned and operated by African Americans on the Eastern Shore. The building is still in use as a church.

B. Charles H. Chipman Center Improvements

325 Broad Street, Salisbury, MD 21801

Wicomico County

Grantee: The Chipman Foundation, Inc.
Description: Interior and exterior rehabilitation, including installing sprinklers and repairing stained glass windows, and architectural and engineering services. [Total project costs \$100,000 estimated.]
Amount: \$100,000
Fund Source MCCBL of 2013: Maryland Historical Trust Appropriation #13113
Remarks: The Charles H. Chipman Center (former John Wesley Church) is the oldest African American congregation site in the region and the first site for religious services in the region during and after slavery, the first school for children of freed slaves in the region, and the first Delmarva high school for African American children after the Civil War. It is also believed to be the oldest all wood structure in continuous use of the Delmava Peninsula. The building is currently used as a cultural center and small museum focusing on African American heritage in Delmarva.

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Contact: S.K. Kulkarni, P.E. (410) 585-3027
skkulkarni@dpsc.state.md.us*

**10. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
*Dorsey Run Correctional Facility***

Contract ID: Construction Inspection and Testing Services for
Design-Build Construction of
Dorsey Run Correctional Facility, Phase II
KJC-000-120-I01; ADPICS No. 603B4400002

Description: Construction Inspection and Testing Services required for quality assurance during construction of Design-Build Dorsey Run Correctional Facility, Phase II project.

Procurement Method: Multi-Step Sealed Bidding (single bid received)

Bids: Potowmac Engineers Inc. \$ 505,157.30

Award: Potowmac Engineers, Inc., Capitol Heights

Amount: \$ 505,157

Government Estimate: \$ 510,000

Performance Bond: Not Required

Performance Period: 600 Calendar Days

Term: June 2, 2014 – January 23, 2016

Fund Source: MCCBL of 2013: *Provide funds to construct a new 560-Bed Minimum Security Compound at Dorsey Run Correctional Facility (Item 052)*

MBE Participation: 100%

Remarks: The solicitation was announced in *e-Maryland Marketplace*. Potowmac Engineers was the only firm to submit an acceptable bid. The price is fair and reasonable. Potowmac Engineers is an MBE prime contractor who is committed to 17% MBE subcontract goal.

Tax Compliance: 14-0917-0000

Resident Business: Yes

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
April 30, 2014**

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

**11. MORGAN STATE UNIVERSITY
*Athletic Facilities Renovation at Hill Field House***

Contract ID: Basketball Locker Room Renovation
Project No. DCM-BBLR-14-1CO

Award: A. L. Ingram Construction, LLC, Baltimore, MD

Contract Description: Renovate men’s locker room and convert men’s auxiliary locker room into locker room for women’s basketball team.

Amount: \$128,172

Procurement Method: Competitive Sealed Bid

Bidders:

A.L. Ingram Construction, LLC	\$128,172
Modern Construction, Inc.	\$129,725
Hawkeye Construction	\$140,387
Boulevard Contractors, Corp	\$143,800
JM 13 Construction, LLC	\$183,700
Jeffrey Brown Contracting, LLC	\$243,089
F & L Construction	\$255,270

Term: 153 calendar days from issuance of notice to proceed

MBE Participation: 30%

Performance Bond: Payment and performance bonds at 100% of contract amount

Remarks: The solicitation was advertised on *eMarylandMarketPlace*. A.L. Ingram Construction is recommended for award as the lowest responsive and responsible bidder. The Morgan State University Department of Design and Construction Management will manage the work with procurement support provided by the University’s Department of Procurement. This procurement was conducted pursuant to Morgan State University Policies and Procedures.

Fund Source: MCCBL 2013, Item 10: \$128,172. *Provide funds to design construct and equip renovations to Morgan State University Athletic Facilities, including men’s locker room area.*

MD Tax Clearance: 14-0304-0000

Resident Business: Yes

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SECRETARY'S
ACTION AGENDA
April 30, 2014**

*Contact: Daniel S. Branigan
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240-895-4412*

12. ST. MARY'S COLLEGE OF MARYLAND

Contract ID: Residence Halls Renewal Project
#SMC-15-002

Contract Description: Renovate various residence-halls interiors

Award: W.M. Davis Inc., Leonardtown, MD

Term: 4/30/14 – 8/15/14

Amount: \$1,470,122

Procurement Method: Competitive Sealed Bid

Bids:	W.M. Davis, Inc.	\$1,470,122
	KBE Building Corp.	\$1,779,478
	Scheibel Construction	\$2,239,000

MBE Participation: 25%

Performance Security: Performance and payment bonds at 100% of contract amount

Requesting Agency Remarks: The contract was advertised on *e-Maryland Marketplace*. The project will renovate the interiors of five residence halls. Work includes bathroom renovations, interior painting, door replacements, removal of asbestos floor tile, remodeling of building lobbies, and replacing suspended ceilings.

Fund Source: St. Mary's College Plant Funds, Fund 46

Approp. Code: R14-D00

Resident Business: Yes

MD Tax Clearance: 14-0906-1111

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DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
April 30, 2014**

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

A1. DEPARTMENT OF HUMAN RESOURCES

Contract Title: Emergency Backup Power Generator
ADPICS No. N00P4403435

Contract Type: Maintenance

Description: Rent back-up power generator for seven days for use at emergency shelter during snowstorm on March 2-3, 2014.

Procurement Method: Emergency

Date Emergency Declared: March 1, 2014.

Award: A&E Mechanical Services, Inc.
Westminster, MD

Amount: \$98,871

Contract Award Date: March 2, 2014

Term: March 2, 2014 – March 9, 2014

MBE Participation: None

Fund Source: 100% General
Appropriation Code: N00E0102

Remarks:

Nature of Emergency: In anticipation of the snowstorm on March 2-3, 2014, the Maryland Emergency Management Agency activated the State Emergency Operations Center. Heavy snow and widespread power outages were expected as was re-freezing throughout the week. As a lead agency for emergency support, DHR provides housing for displaced individuals. DHR activated the State emergency shelter at the University of Maryland, Baltimore County for temporary housing of displaced individuals during the storm and the immediate aftermath. To operate the shelter in case of power outage, DHR rented an emergency generator for one week.

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
April 30, 2014**

A1. DEPARTMENT OF HUMAN RESOURCES (cont'd)

Basis for Selection: DHR used A&E Mechanical Services to supply generators in past emergencies. For example, DHR awarded A&E a contract for pre-wiring transfer switches for emergency generators that included a switches warranty. See Secretary's Agenda Item A1 (March 4, 2009). To preserve the warranty, DHR secures generators from A&E Mechanical when possible. Given the warranty concerns, short period of time to activate the emergency shelter, and the need to have an operational shelter before the height of the storm, no other bids were secured.

TAX COMPLIANCE NO.: 14-0825-0111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
April 30, 2014**

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

**A2. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
*Eastern Correctional Institution***

Contract Id: ECI Freezer Replacement
ADPICS No. Q00P4405498

Contract Type: Maintenance

Description: Materials, equipment and labor to replace central kitchen freezer

Procurement Method: Emergency

Date Emergency Declared: February 25, 2014

Bids:

General Refrigeration Co	\$46,283
Tapman's Refrigeration	\$44,000

Award: General Refrigeration Co., Delmar, Delaware

Amount: \$46,283

Award Date: March 6, 2014

Term: March 6, 2014 – May 15, 2014

MBE Participation: 0%

Fund Source: 100% General Funds

Appropriation Code: S841 8091

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
April 30, 2014**

A2. DEPT. OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (cont'd)

Remarks:

Nature of Emergency: The central kitchen freezer failed. The Eastern Correctional Institution facility has approximately \$350,000 worth of food in the freezer. DPSCS declared an emergency because of the potential spoilage of food and the impact on meal preparation for the population.

Basis for Selection: DPSCS selected General Refrigeration because its bid included an extended warranty option and training which the bid from Tapman's Refrigeration did not. General Refrigeration had more experience with commercial refrigeration systems whereas Tapman's Refrigeration had more experience with residential refrigeration.

Tax Compliance No.: 14-0689-1011

Resident Business: No

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
April 30, 2014

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

1A. PROGRAM OPEN SPACE LOCAL SHARE

Recommendation: Approval to commit \$2,750 for the following **development** project.

Loch Lynn Security Cameras – \$2,750
Town of Loch Lynn Heights, Garrett County
POS #6203-11-206, MD20140314-0149

Background: Install security cameras at Loch Lynn Athletic Complex to monitor park and discourage vandalism.

Fund Source:

Outdoor Recreation Land Loan of 2014, Chapter 423, Acts of 2013
FY 2014 - Local Projects, Source Code: A0510 Item 010 \$2,750

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement A
Department of Natural Resources
ACTION AGENDA
April 30, 2014**

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

2A. PROGRAM OPEN SPACE LOCAL SHARE

Recommendation: Approval to commit \$22,500 for the following **development** project.

**Westover Behavioral Health Gym Floor – \$22,500
Somerset County
POS #6205-19-92, MD20140314-0148**

Background: Replace 52' x 80' gymnasium floor at the Westover Behavioral Health Center.

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 \$10,276.05

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Program Open Space – Local, Prior Funds Replacement
Source Code: 13080 Item 080 \$12,223.95

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement A
Department of Natural Resources
ACTION AGENDA
April 30, 2014**

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

3A. PROGRAM OPEN SPACE LOCAL SHARE

Recommendation: Approval to commit \$42,300 for the following **development** projects.

- 1. **Washington County Agricultural Center: Audio System – \$19,800**
Washington County
POS #6202-21-311, MD20140319-0176

Background: Expand public address system to provide announcement capabilities throughout Washington County Agricultural Education Center facility.

Fund Source:

Outdoor Recreation Land Loan of 2014, Chapter 423, Acts of 2013
FY 2014 - Local Projects
Source Code: A0510 Item 010 \$16,026.57

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Program Open Space – Local, Prior Funds Replacement
Source Code: 13080 Item 080 \$3,773.43

- 2. **Washington County Playground Equipment Replacement – \$22,500**
Washington County
POS #6199-21-308, MD20140319-0174

Background: Replace deteriorated playground equipment at: Marty Snook, Regional, Clear Spring, Camp Harding, Pleasant Valley, Chestnut Grove Parks.

Fund Source:

Outdoor Recreation Land Loan of 2014, Chapter 423, Acts of 2013
FY 2014 - Local Projects, Source Code: A0510 Item 010 \$22,500

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

**Supplement A
Department of Natural Resources
ACTION AGENDA
April 30, 2014**

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

**4A. PROGRAM OPEN SPACE STATE SHARE
*Michael Tucker Bennett & Meakin Ames Poor Bennett
Conservation Easement – \$76,000
Montgomery County, POS #4767***

Reference: That the Board of Public Works approve the acquisition of an easement on 14 acres adjacent to Seneca Creek State Park in Montgomery County. The 14 acres are improved by, among other things, the historic Montanverde Mansion, a home once visited by Abraham Lincoln. Acquisition of the easement will allow DNR to limit development of a property surrounded by State lands and will help facilitate the restoration of the Montanverde Mansion. The property, which scored 63 under the Program Open Space Targeting System, is located in a Target Ecological Area.

Reference is made to DNR-RP Item 5A (2/5/2014) in which DNR received approval to acquire from the Harman family 30 acres in fee simple that are adjacent to this Bennett property. However, it was not practical for DNR to acquire and attempt to manage the historic structures on this Bennett parcel. Due to the proximity to Seneca Creek State Park and the historic significance, DNR seeks to protect the 14-acre Bennett tract with a conservation easement.

- Easement Grantor:** Michael Tucker Bennett & Meakin Ames Poor Bennett
- Grantee:** The State of Maryland to the use of the Department of Natural Resources
- Property:** Conservation Easement, 14 +/- acres, improved
- Price:** \$76,000 (5% discount from recommended value)

Easement Appraisals:
 \$22,000 (1/24/13) – Stephen H. Muller - Reviewed by David Wallenberg
 \$80,000 (1/24/13) – Thomas A. Weigand - Reviewed by David Wallenberg

Fund Source:
 Outdoor Recreation Land Loan, POS Stateside, Additional Land Acquisition
 Chapter 484, Acts of 2009 – Source Code: 44510 – Item: 445 – Amount: \$76,000

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

Supplement A
Department of Natural Resources
ACTION AGENDA
April 30, 2014

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

5A. PROGRAM OPEN SPACE STATE SHARE

Geraldine Elizabeth Smith
Fee Simple – \$60,000
Stabilization Costs – \$6,000
Washington County, POS #4583

Reference: That the Board of Public Works approve the acquisition in fee simple of 2 +/- acres located in Washington County. The property is contiguous with Washington Monument State Park and will be managed as part of the Park. All structures on the property will be razed. Acquisition will eliminate residential encroachment adjacent to Park facilities and buffer the Appalachian Trail. The property, which scored 73 under the Program Open Space Targeting System, is located in a Target Ecological Area.

Stabilization: Approval is requested to use up to \$6,000 in POS stabilization funds to raze structures. See Section 5-903(f) of the Natural Resources Article, Annotated Code of Maryland.

Grantor: Geraldine Elizabeth Smith

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

Property: 2 +/- acres, improved

Price: \$60,000

Appraisals:

\$50,000 (7/29/13) – Thomas A. Weigand – Reviewed by Dave Wallenberg
\$60,000 (7/24/13) – Joyce A. Sheets – Reviewed by Dave Wallenberg

Fund Source:

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009 – \$60,000
Outdoor Recreation Land Loan - 2009 – Additional State Land Acquisition
Chapter 484 Acts of 2009, Source Code: 44510 Item: 445 Amount: \$6,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

SERVICES CONTRACT

ITEM: 1-S **Agency Contact:** Kim Gallagher
410-543-4075
kim.gallagher@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Deer's Head Hospital Center (DHHC)

CONTRACT ID: Pharmaceutical Services for DHHC
DHMH/OPASS 15-13431
ADPICS # M00B4400570

CONTRACT DESCRIPTION: Provide pharmaceutical services for prescription and non-prescription drugs to the Deer's Head Hospital Center, located in Salisbury, Maryland.

AWARD: Allied Pharmaceutical Services, Inc.
Rockville, MD

TERM: 6/1/2014 - 5/31/2019

AMOUNT: \$3,000,000 Est. (5 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS: Only One Bid Received

MBE PARTICIPATION: 0% (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* and the DHMH website. In addition, copies of the notice were sent directly to four prospective vendors, three of which are Maryland firms and none are MBEs. A copy of the solicitation was also sent to the Governor's Office of Minority Affairs.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 1-S (Cont.)

Only one bid, from the incumbent, was received in response to the IFB. The bid was deemed to be responsive and the bidder responsible. 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 Allied Pharmaceutical Services, Inc.

After bid receipt, each firm not submitting a bid was surveyed to determine their reasons for not responding to the IFB. The survey results are as follows: one firm stated that it could not meet the IFB requirement to provide drugs in blister packs; one firm stated that it could not provide services because DHHC was 4 ½ to 5 hours away; and one firm no longer had a contact to reply to DHHC's request. In addition, one firm is providing STAT services as a subcontractor for Allied Pharmaceutical Services, Inc.

Deer's Head Hospital Center (DHHC) is located in Salisbury, Maryland and is one of two licensed and accredited regional facilities administered by the Maryland Department of Health and Mental Hygiene. DHHC consists of an inpatient chronic disease/acute care hospital, a nursing home unit, an outpatient renal dialysis unit and an outpatient physical/occupational therapy unit.

The Contractor shall provide pharmaceutical services, which include:

- Providing and delivering both prescription and non-prescription medications;
- Providing the carts to store the medications;
- Monitoring and auditing the carts for expired or about to be expired medications'
- Maintaining an emergency cart with the most common used medications; and
- Providing 24 hours per day, 7 days per week emergency delivery, in the event medication is needed immediately.

The *Award Amount* is the total estimated price to the State taking into account increases over the full five-year contract term. Because the hospital population and drug prices will fluctuate with new brand drugs entering the market and older drugs going off patent and becoming generic, it is impossible to project an exact contract amount. Therefore, the requested award amount is higher than the *Bid Price*, to accommodate these fluctuations. The Contractor will only be paid for actual acquisition costs based on utilization by DHHC, plus a fixed monthly service fee.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 1-S (Cont.)

No MBE or VSBE participation goals were established for this contract based upon the limited subcontracting opportunities and the low number of certified MBEs and VSBEs available within a two-hour radius of DHHC. However, MBEs were encouraged to submit bids as prime contractors.

FUND SOURCE: 96% General;
4% Special (Renal Dialysis Collections)

APPROP CODE: M00I0401

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 14-0516-1111

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** Gene Nadolny
410-767-5239
Gene.nadolny@maryland.gov

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

CONTRACT ID: WIC Program Local Agency in Targeted Areas of
Baltimore City; DHMH-OPASS 14-13596
ADPICS #M00B4400529

CONTRACT DESCRIPTION: Provide Women, Infant and Children (WIC)
program services to 11,200 eligible residents in targeted areas of Baltimore City.

AWARD: Johns Hopkins University Bloomberg School of
Public Health
Baltimore, MD

TERM: 7/1/2014 – 6/30/2019

AMOUNT: \$10,053,000 (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS: Only One Proposal Received

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 2-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request For Proposals (RFP) was advertised on *eMaryland Marketplace* and the DHMH Website. In addition, copies of the solicitation notice were mailed directly to 13 prospective agencies, all of which are Maryland organizations that included community-health or hospital-based organizations and none are MBEs. Federal requirements restrict competition to non-profit organizations. A copy of the notice was also sent to the Governor's Office of Minority Affairs.

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

One proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the Offeror was determined to be responsible, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. No financial proposal was requested because WIC Program providers are reimbursed according to State WIC Regulations. Therefore, award is recommended to Johns Hopkins University Bloomberg School of Public Health, the sole Offeror and incumbent.

Over the past 20 years, Johns Hopkins University Bloomberg School of Public Health has been the only vendor to respond to the solicitations. Federal requirements restrict this service to only non-profit organizations.

Johns Hopkins University Bloomberg School of Public Health's experienced clinical staff provides quality services and excellent customer service to its clients at its eight WIC clinics and ten outreach sites. WIC participants are able to schedule appointments within one day at any of the clinics, if a participant is experiencing a problem and needs to see WIC staff. Johns Hopkins University Bloomberg School of Public Health has a successful breastfeeding peer counselor program that uses current and former breastfeeding participants to talk to pregnant women about the rewards of breastfeeding and assist new mothers on how to breastfeed. The collective experience of the staff is beneficial to the State WIC Office and to the WIC participants it serves.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 2-S (Cont.)

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

FUND SOURCE: 100% Federal

APPROP. CODE: M00F0304

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 14-0543-1110

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
April 30, 2014

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Robin Ryan
 410-572-6214
 Robin.ryan@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
 Holly Center

CONTRACT ID: Physicians Services – Holly Center;
 DHMH/OPASS 14-13869
 ADPICS # M00B4400556

CONTRACT DESCRIPTION: Provide physicians services for the patients at the Holly Center, located in Salisbury, Maryland.

AWARDS: Gregorio M. Belloso, M.D. P.A.
 Salisbury, MD

Eastern Shore Medical Center
 Salisbury, MD

TERM: 7/1/2014 – 6/30/2019

AMOUNT: \$235,500 (5 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

BIDDERS	BIDS
Gregorio Belloso, M.D. P.A. Salisbury, MD	\$224,315
Eastern Shore Medical Center Salisbury, MD	\$235,500

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

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 3-S (Cont.)

PERFORMANCE SECURITY None

INCUMBENTS: Same, plus Edwin T. Castaneda, Berlin, MD

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace* and the DHMH website. Additionally, copies of the solicitation were emailed directly to nine potential offerors, all of which are Maryland firms and none are MBEs. A copy of the notice was also sent to the Governor's Office of Minority Affairs.

Two bids were received in response to the IFB. The recommended contractors are responsible, and their bids meet the technical requirements set forth in the IFB. Moreover, the prices have been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. The IFB allowed for multiple awards. Therefore, awards are recommended to both bidders Gregorio Belloso, M.D. P.A. and Eastern Shore Medical Center, who are two of the three incumbents.

The Holly Center is licensed and certified as an Intermediate Care Facility for the Mentally Retarded (ICF/MR) and provides 24/7 habilitation services. The Center's census is made up of individuals who have been diagnosed with mental retardation. These individuals also have complex medical, behavioral and/or psychiatric disorders.

The Holly Center is located in Salisbury, on Maryland's Eastern Shore, and provides services to nine counties: Worcester, Wicomico, Somerset, Dorchester, Queen Anne, Kent, Talbot, Cecil and Caroline.

Physician services will be provided via right of first refusal by the lowest priced bidder and include:

- On-Call Physicians Services: Provide physicians services for nights, weekends and holidays; Historically the Center's approximate monthly usage for On-Call Physician's Services is 650 hours per month; and
- Physicians Services: These services shall be provided during the absence of the Holly Center Medical Director Physician for scheduled leave, illness, vacation etc. Approximate yearly usage for Physicians Services is 100 hours per year.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 3-S (Cont.)

No MBE or VSBE participation goals were established for this contract based upon the determination that services could not be subcontracted and the small number of certified MBEs listed on the MDOT website.

FUND SOURCE: 100% General

APPROP. CODE: M00M0501

RESIDENT BUSINESSES: Yes for both

MD TAX CLEARANCES: 14-0375-0011 (Gregorio M. Belloso, M.D. P.A.)
14-0376-0011 (Eastern Shore Medical Center)

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
April 30, 2014

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Dennis Gring
410-230-6224
dennis.gring@maryland.gov

DEPARTMENT/PROGRAM: Labor, Licensing and Regulation (DLLR)
Occupational and Professional Licensing

CONTRACT ID: Uniform CPA Examination; DLLR-FY2014-025
ADPICS # P00B4400084

CONTRACT DESCRIPTION: Provide computer-based administration of the
Uniform Certified Public Accountant (CPA) Examination.

AWARD: The National Association of State Boards of
Accountancy, Inc. (NASBA)
Nashville, TN

TERM: 5/1/2014 – 4/30/2019

AMOUNT: \$5,000,000 (5 Years)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (Proprietary single element of work)

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: The purpose of this contract is to provide for candidate scheduling, preparation of examination questions and exercise, and examination locations for candidates to take the Uniform CPA Examination. Qualified candidates will be able to schedule to take the Uniform CPA Examination six days per week during eight months of each year (the months of March, June, September and December are excluded).

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 4-S (Cont.)

The National Association of State Boards of Accountancy (NASBA) is the only vendor in the nation offering services to administer the Uniform CPA Examination. The Uniform CPA Examination determines the minimum competence of individuals to perform certified public accountancy services.

This contract will allow the NASBA to provide CPA examination administration services for DLLR's Board of Public Accountancy. Services include examination scheduling, test preparation and administration and grading of candidates for licensure by the Board of Public Accountancy. The NASBA will also maintain a national database of qualified examination candidates (National Candidate Database), examination histories, and grades.

Under this contract approved candidates will register for any or all of the four Uniform CPA Examination sections and pay the required per section fee directly to the Board of Public Accountancy. The Board of Public Accountancy will then transmit the name of candidates who register for the Uniform CPA Examination to the National Candidates Database that will be administered by NASBA.

NASBA will issue scheduling material and a "Notice to Schedule" to each registered candidate with instructions regarding scheduling an examination date and time at testing centers regionally located throughout Maryland. NASBA will prepare examination questions and test modules that are uniquely prepared for each examination candidate and administer the examination at the center chosen by each candidate. NASBA will invoice the Board of Public Accountancy on the first of each month, based upon the number of scheduling notifications it sent to candidates in the previous month.

Once the candidate completes the examination, the candidate's answers will be graded and transmitted to the National Candidate Database. Procedures associated with the National Candidate Database will report the candidate's score to the Board of Public Accountancy by electronic transmittal through a secure website. The Board of Public Accountancy will advise each candidate of his or her examination score.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 4-S (Cont.)

The current fee charged to the Board for each section of the Uniform CPA Examination is as follows:

- \$186.08 for Auditing and Attestation;
- \$166.56 for Business Environment and Concepts;
- \$186.08 for Financial Accounting and Reporting; and
- \$166.56 for Regulation.

Since 2009, NASBA has reduced the fees charged. In addition, NASBA has guaranteed in writing to give state boards of accountancy nationwide two years advanced notice of any potential increase in examination fees.

A small portion of the fees are retained by DLLR’s Board of Public Accountancy to assist candidates, as needed, in compliance with the Americans with Disabilities Act. All funds remaining at the end of the fiscal year is automatically transferred to the General Fund.

FUNDING SOURCE: 100% Special (CPA User Fees)
APPROP. CODE: P00F0101
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 14-0567-0000

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
April 30, 2014

SERVICES CONTRACT MODIFICATION

ITEM: 5-S-MOD **Agency Contact:** Susan Phillips
410-260-7220
sphillips@comp.state.md.us

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

CONTRACT ID: Statewide Audit Contract;
OC-2009-02/E00B0400030
ADPICS # COF53165

CONTRACT APPROVED: DBM Item 1-S (12/2/2009)

CONTRACTOR: SB & Company, LLC
Hunt Valley, MD

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

MODIFICATION DESCRIPTION: Mod to provide the Maryland Health Services Cost Review Commission (HSCRC) with a review of the procedures for issuing rate orders as well as the audit of the base period revenue under the new rate methodology for Maryland Hospitals.

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

MODIFICATION TERM: 5/1/2014 – 2/28/2015

ORIGINAL CONTRACT AMOUNT: \$6,618,560 (5 Years)

MODIFICATION AMOUNT: \$260,576 (10 Months)

**Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014**

ITEM: 5-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: (\$157,730) (See page 15B)

REVISED TOTAL CONTRACT AMOUNT: \$6,721,406

PERCENT +/- THIS MODIFICATION: +3.94%

OVERALL PERCENT +/-: +1.55%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

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

MBE COMPLIANCE: 20%

REQUESTING AGENCY REMARKS: The Maryland Health Services Cost Review Commission (HSCRC) is in need of similar audit services as those provided for under this Contract. The State has determined that the audit services required by HSCRC are similar to, but separate from, those services required to be performed by Contractor under the contract, but are within the scope of the contract. HSCRC has a need for these services to be performed by May 31, 2014, and the Contractor has agreed to perform the services for HSCRC in the timeframe required.

FUND SOURCE: 100% General

APPROP. CODE: E00A0201

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 5-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

MOD #1	(\$168,000)	Modified the contract to remove Maryland Environmental Services' (MES) statements and reports on schedules of indirect costs and calculations of indirect O/H costs from the State's engagements 1 – 5: 4/1/2010 – 2/28/2015. Approved on DBM Item 5-S-MOD (3/24/2010).
MOD #2	\$8,500	Modified the contract to add the following engagement on behalf of Maryland Energy Administration (MEA): a review of the procedures and transactions, and related contract and grant agreements, between MEA and Strategic Services International and Green Trail Energy: 10/12/2011 – 2/28/2015. Approved by COMP.
MOD #3	(\$59,840)	Modified the contract to remove Maryland Food Center Authority (MFCA) financial statements for fiscal years 2011 - 2014 from the State's engagements 1 – 5: 4/1/2012 – 2/28/2015. Approved on DBM Item 9-S-MOD (3/7/2012).
MOD #4	\$45,990	Modified the contract to add the following engagement on behalf of the Department of Information Technology: perform the agreed-upon procedures relative to the Broadband Consortium internal controls and expenditure testing from grant exception through June 30, 2012: 12/11/2012 – 2/28/2015. Approved by DBM and reported on the December 2012 PAAR.
MOD #5	\$15,620	Modified the contract to add the Maryland Food Center Authority to the State's engagements 1 - 5 for FY 2014: 9/1/2013 – 2/28/2015. Approved by COMP.
Total	<hr/> (\$157,730)	

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

SERVICES CONTRACT MODIFICATION

ITEM: 6-S-MOD **Agency Contact:** Michelle Lehner
410-767-8787
Michelle.Lehner@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Office of Health Services (OHS)

CONTRACT ID: Maryland Medicaid Dental Benefits
Administrator; DHMH-OPASS 09-9967
ADPICS # COF53609

CONTRACT APPROVED: DBM Item 3-S (1/28/2009)

CONTRACTOR: DentaQuest of Maryland, LLC
(formally Doral Dental Services of
Maryland, LLC)
Calverton, MD

CONTRACT DESCRIPTION: Provide an Administrative Services
Organization (ASO) to administer comprehensive dental benefits to all Medicaid recipients
under 21 years old and recipients 21 and over that are pregnant or enrolled in the Rare and
Expensive Case Management Program.

MODIFICATION DESCRIPTION: Mod to increase the contract amount to
cover the added Medicaid enrollment (approximately 7%) due to the Affordable Care Act (ACA)
expansion and to correct the funding that should have been included as part of Mod #5 when
exercising Renewal Option #2, but was miscalculated in the Board of Public Works (BPW)
agenda item.

ORIGINAL CONTRACT TERM: 3/1/2009 – 6/30/2012 (w/2 one-year renewal options)

MODIFICATION TERM: 5/5/2014 – 6/30/2014

ORIGINAL CONTRACT AMOUNT: \$6,858,000 (3 Years)

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 6-S-MOD (Cont.)

MODIFICATION AMOUNT: \$192,000 (Mod #5 – Correction)
\$225,000 (Mod #6)
 \$417,000 Total (Approx. 2 Months)

PRIOR MODIFICATIONS/OPTIONS: \$7,482,000 (See page 19B)

REVISED TOTAL CONTRACT AMOUNT: \$14,757,000 NTE

PERCENTAGE +/- (THIS MODIFICATION): +6.08%

OVERALL PERCENTAGE +/-: +11.5%

PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 20%

MBE COMPLIANCE: 21%

REQUESTING AGENCY REMARKS: Request for approval of a modification to increase the available funding for the administrative costs associated with the Contract based upon the increase in the Medicaid enrollment due to the ACA expansion of the population by approximately 7%.

When the second renewal option approval request was submitted to the BPW, it included a modification to increase the contract amount for Option #1 for \$192,000 as well as increasing the not-to-exceed (NTE) amount for Option #2. When the amounts were calculated for the agenda item to break out the amount for Mod #4 (for Option #1), \$192,000 was inadvertently deducted from the amount shown for Option #2 that should have totaled \$3,402,000 on its own and not as the total for all actions. Therefore, an additional \$192,000 is included on this approval request for Mod #5 (for Option #2) to show the full contract NTE amount of \$14,757,000 with this new modification (Mod #6). The miscalculation was discovered when this new action was being prepared for BPW approval; otherwise, a separate correction agenda item would have been submitted earlier to the BPW for approval.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 6-S-MOD (Cont.)

This contract allows the ASO, DentaQuest, to administer the dental program to all Medicaid recipients under 21 years of age and recipients over the age of 21 that are pregnant or enrolled in the Rare and Expensive Case Management program.

FUND SOURCE: 50% General; 50% Federal

APPROP. CODE: M00Q01.03

RESIDENT BUSINESS: Yes

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 6-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$0	Mod to eliminate the requirement to continue providing services to ineligible recipients: 7/1/2009-6/30/2012. Approved by DHMH.
Mod #2	\$1,200,000	Mod to increase the contractual ceiling to pay the administrative cost associated with the Dental Contract due to increased enrollment in the Medicaid Program: 3/1/2012 – 6/30/2012. Approved on DBM Item 7-S-MOD (4/18/2012).
Opt. #1/Mod #3	\$2,880,000	Exercised the first of two one-year renewal options and modified the contract to increase the contractual ceiling (\$558,000) due to increased enrollment in the Medicaid Program: 7/1/2012 - 6/30/2013. Approved on DBM Item 15-S-MOD (6/6/2012).
Opt. #2/Mods #4&5	\$3,402,000	Exercised the second and final one-year renewal options and modified the contract to increase the contractual ceiling due to increased enrollment in the Medicaid Program for both Option #1 (\$192,000 – Mod #4) and Option #2 (\$3,210,000 – Mod #5): 4/22/2013 – 6/30/2014. Approved on DBM Item 2-S-MOD (4/3/2013). [<i>However, Option #2/Mod #5 should have been \$3,402,000 on its own; a correction is being requested on this action agenda item for an additional \$192,000.</i>]
Total:	<hr style="width: 100%; border: 0.5px solid black;"/> \$7,482,000	

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

SERVICES CONTRACT MODIFICATION

ITEM: 7-S-MOD **Agency Contact:** Athos Alexandrou
410-767-5369
Athos.Alexandrou@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Office of Systems, Operations and
Pharmacy (OSOP)

CONTRACT ID: Maryland Point-Of-Sale Electronic Claims
Management System; (Statewide)
DHMH/OPASS-07-9030
ADPICS # M00B2400064/COF51919

CONTRACT APPROVED: BPW Item 7-S (5/17/2006)

CONTRACTOR: Xerox State Healthcare, LLC
(formally ACS State Health Care, LLC)
Dallas TX
(Local office in Baltimore, MD)

CONTRACT DESCRIPTION: Contract to design, implement, administer,
manage and maintain a Point of Sale (POS) electronic claims capturing, management and
adjudication network in conjunction with administering a drug utilization review system to
continue the State of Maryland's compliance with Federal requirements (Omnibus Budget
Reconciliation Act – OBRA 90).

MODIFICATION DESCRIPTION: Mod to change the existing rebate system in
order to identify and report drug rebates for patients that are part of the Affordable Care Act
(ACA) Medicaid Expansion. Reporting requirements begin July 1, 2014.

ORIGINAL CONTRACT TERM: 8/1/2006 – 7/31/2009 (w/2 two-year renewal options)

MODIFICATION TERM: 5/1/2014 – 7/31/2015

ORIGINAL CONTRACT AMOUNT: \$10,076,159 (3 Years)

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 7-S-MOD Cont.)

MODIFICATION AMOUNT:	\$244,661 (1 Year, 3 Months)
PRIOR MODIFICATIONS/OPTIONS:	\$28,732,155 (See page 23B)
REVISED TOTAL CONTRACT AMOUNT:	\$39,052,975
PERCENT +/- (THIS MODIFICATION):	+2.42%
OVERALL PERCENT +/-:	+128.8%
MBE PARTICIPATION:	17%
MBE COMPLIANCE:	18%
ORIGINAL PROCUREMENT METHOD:	Competitive Sealed Proposals

REQUESTING AGENCY REMARKS: As a result of Health Care Reform legislation, specifically the ACA enacted on March 23, 2010, that began in January 2014, Maryland Medicaid has expanded to include several new recipient groups that will be funded by the Centers for Medicaid and Medicare Services (CMS) at a higher than normal (50%) Federal Financial Participation (FFP) rate. In order to meet CMS reporting requirements and return to CMS rebate collections using the higher FFP rate (100%), rebate invoicing and collection related to these new recipient groups must be identified and reported separately from the other Medicaid recipient groups. The State needs to identify drug utilization for patients in those coverage groups to give back 100% of the rebate collections to CMS. This methodology requires changes in the contractor's existing rebate system. In addition, the contractor will use the new methodology to provide accurate reporting related to rebate invoicing and collection for existing Medicaid coverage groups that receive higher than normal FFP rate (MCHP, Family Planning, etc.).

It is in the State's best interest to approve this modification for these services since the Contractor is performing the contract requirements to the satisfaction of the Department, including the current drug rebate services for FFS and MCO drug utilization.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 7-S-MOD Cont.)

FUND SOURCE: 75% Federal; 25% General (FY14)
50% Federal; 50% General (FY15)
50% Federal; 50% General (FY16)

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 7-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$156,500	Modification to extend the transition period and receive final transition files from the incumbent vendor and change the contract term of the subsequent renewal options: 1/7/2007 - 7/31/2009. Approved on DBM Item 7-S-MOD (12/6/2006).
Mod #2	\$524,781	Modification to allow the vendor to make necessary changes to the recipient eligibility determination system for implementation of the Medicaid expansion: 1/20/2009 - 7/31/2009. Approved on DBM Item 5-S-MOD (1/7/2009).
Option #1	\$6,647,038	Exercised the first of two two-year renewal options as contained in the original contract in conjunction with Mod #1 that changed the contract beginning and ending dates: 8/1/2009 - 7/31/2011. Approved on DBM Item 12-S-OPTION (6/17/2009).
Mod #3	\$1,048,316	Modification to implement Phase I of the changes relating to collection and reporting of drug manufacturer rebates associated with the Health Care Reform legislation, especially the Affordable Care Act (ACA) enacted on 3/23/2010: 12/2/2010 - 7/31/2011. Approved on DBM Item 7-S-MOD (12/1/2010).
Mod #4	\$389,067	Modification to implement Phase II of the changes relating to collection and reporting of drug manufacturer rebates associated with the Health Care Reform legislation, especially the ACA enacted on 3/23/2010, and provide enhancements to the notices for the Primary Adult Care Program automated eligibility processing system: 4/21/2011 - 7/31/2011. Approved on DBM Item 10-S-MOD (4/20/2011).

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 7-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Option #2	\$9,351,059	Exercised the second and final two-year renewal option as contained in the original contract in conjunction with Mod #1 that changed the contract beginning and ending dates: 8/1/2011 - 7/31/2013. Approved on DBM Item 9-S-OPTION (7/6/2011).
Mod #5	\$10,255,996	Modification to upgrade the system and make changes to enable the program to meet and comply with the ACA; add additional staff to meet policy changes affecting the prescribing of Antipsychotic drugs; and extend the contract term by 24 months in order to effectively and cost efficiently implement the upgrade to the POS system: 7/1/2012 - 7/31/2015. Approved on DBM Item 24-S-MOD (6/6/2012).
Mod#6	\$0.00	Modification to the contract to upgrade the system and make changes to enable the program to meet and comply with the Affordable Care Act (ACA): 7/1/2012 - 7/31/2015. Approved by DHMH on 8/26/2013.
Mod #7	\$23,351	Modification to maintain eligibility for newly eligible adults after January 2014 when the Primary Adult Care (PAC) program will cease and the participants will convert to the ACA's newly eligible adults coverage group with full Medicaid benefits. Because of unforeseen delays in the Maryland Health Benefit Exchange's electronic eligibility system, also known as Maryland Health Connection or the HIX, the eligibility verification system in current use for PAC must be used as a back-up system for the newly eligible adults' coverage group. These eligibility records will eventually be converted and maintained in the HIX. Approved by DHMH on 12/17/2013.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 7-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #8	\$330,000	Modification to revise and enhance the Maryland Medicaid Program “SmartPA” solution to support the transition to the International Statistical Classification of Diseases and Related Health Problems (ICD) “ICD-10” code sets by October 1, 2014: 2/6/2014 – 7/31/2015. Approved on DBM Item 11-S-MOD (2/5/2014).
Mod #9	\$6,047	Modification to enable the Contractor to update the eligibility system to process applications in the new ACA “Childless Adult” coverage group: 3/15/2014 - 7/31/2015. Approved by DHMH on 3/15/2014.
Total	<u>\$28,732,155</u>	

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

SERVICES CONTRACT MODIFICATION

ITEM: 8-S-MOD **Agency Contact:** Joselyn Hopkins
410-339-5013
jmhopkins@dpscs.state.md.us

DEPARTMENT/PROGRAM: Public Safety & Correctional Services
(DPSCS) Office of the Secretary

CONTRACT ID: Inmate Health Care Services- Mental Health
Services, Q0012014
ADPICS # COF51400

CONTRACTS APPROVED: DBM Item 7-S (5/2/2012)

CONTRACTORS: MHM-Maryland, Inc.
Baltimore, MD

CONTRACT DESCRIPTION: Contract to provide statewide mental health
care services for approximately 26,000 inmates within the confines of specified correctional
institutions of the Maryland Department of Public Safety and Correctional Services.

MODIFICATION DESCRIPTION: Request for retroactive approval to modify
the contract to expand intake services from two centralized intake facilities at the Maryland
Reception, Diagnostic & Classification Center (MRDCC) and the Chesapeake Detention Center
(CDF) to six intake facilities to include the Eastern Correctional Institution (ECI), Jessup
Correctional Institution (JCI), the Maryland Correctional Training Center (MTC) and the North
Branch Correctional Institution (NBCI).

ORIGINAL CONTRACT TERM: 5/3/2012 – 6/30/2017

MODIFICATION TERM: 11/1/2012 – 6/30/2017

ORIGINAL CONTRACT AMOUNT: \$72,837,932 Est. (5 Years)

MODIFICATION AMOUNT: \$1,131,685 (Approx. 4 ½ Years)

PRIOR MODIFICATIONS/OPTIONS: None

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 8-S-MOD (Cont.)

REVISED CONTRACT AMOUNT: \$73,969,617 Est. (5 Years)

OVERALL PERCENT +/- (THIS MOD): +1.55%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 10%

MBE COMPLIANCE: 13%

REQUESTING AGENCY REMARKS: Request for retroactive approval to expand intake services from two centralized intake facilities at the Maryland Reception, Diagnostic & Classification Center (MRDCC) and the Chesapeake Detention Center (CDF) to six intake facilities to include the Eastern Correctional Institution (ECI), Jessup Correctional Institution (JCI), the Maryland Correctional Training Center (MCTC) and the North Branch Correctional Institution (NBCI).

The additional services include a 1.0 FTE at JCI, a 0.5 FTE RN at ECI and a 0.5 FTE at MCTC. MHM will utilize existing staff to provide services at NBCI. The additional intake centers create a more efficient and safe transfer of inmates as the intake process is being conducted close the facility they will be housed. Additionally, the additional intake centers allow for less time-consuming and safer transfers of inmates from the county detention centers to the State correctional facilities.

A DPSCS employee improperly authorized MHM to provide the additional services. This individual is no longer with the Department.

MHM-Maryland, Inc.'s performance has been satisfactory in meeting the contract requirements.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 8-S-MOD (Cont.)

FUND SOURCE: 100% General

APPROP. CODES: Various

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

SERVICES CONTRACT MODIFICATION

ITEM: 9-S-MOD **Agency Contact:** Joselyn Hopkins
410-339-5013
jmhopkins@dpscs.state.md.us

DEPARTMENT/PROGRAM: Public Safety & Correctional Services
(DPSCS) Office of the Secretary

CONTRACT ID: Baltimore Correctional Food Services;
DPSCS Q008020
ADPICS # Q00B9200299/COF53256

CONTRACTS APPROVED: DBM Item 7-S (4/15/2009)

CONTRACTORS: Trinity Services I, LLC
Oldsmar, FL
(Local Office in Baltimore, MD)
(Previously Compass Group USA, Inc. t/a
Canteen Correctional Services - Novation
dated 1/24/2013)

CONTRACT DESCRIPTION: Provide inmate food services at the Eager Street correctional facility for distribution to the various prison facilities throughout Baltimore City. In addition, the contract provides for maintenance services, minor renovations and equipment upgrades.

MODIFICATION DESCRIPTION: Mod to extend the contract term to allow time to complete the procurement process and award a new contract for these services.

ORIGINAL CONTRACT TERM: 5/1/2009 – 4/30/2014

MODIFICATION TERM: 5/1/2014 – 7/31/2014

ORIGINAL CONTRACT AMOUNT: \$67,641,125 (5 Years)

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

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 9-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$0 [(Mods #1-3 & 5: Annual CPI adjustments: Approved by DPSCS); (Mod #4: Novation, effective 1/24/2013: Approved by DPSCS)]

REVISED CONTRACT AMOUNT: \$67,641,125

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

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 18%

REQUESTING AGENCY REMARKS: The Department of Public Safety & Correctional Services (DPSCS) is finalizing the new solicitation for Baltimore correctional food services. The three-month extension is needed to complete the procurement process and submit the award recommendation to the Board of Public Works (BPW) for approval prior to the end of July 2014 with an August start date for the new contract.

The current contract has enough approved funding available for the extension; therefore, no additional funding is being requested with this modification. DPSCS anticipates paying the Contractor, Trinity Services I, LLC, approximately \$3,213,000 during the extension period. Since this amount is over the \$50,000 delegated approval amount for modifications, this request is being submitted to the BPW for approval.

Trinity Services I, LLC has provided the services for this contract in accordance with the scope of work.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 9-S-MOD (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: Q00B0101

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014**

GENERAL MISCELLANEOUS

ITEM: 10-GM **Agency Contact:** Marc Nicole
410-260-7049
Marc.Nicole@maryland.gov

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

AMOUNT OF REQUEST: \$44,650 FY 2014 Total (see page 33B)

DESCRIPTION: Request to approve proposed reimbursable fund budget amendment for the month of March FY 2014. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that the proposed reimbursable fund budget amendment be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

FUND SOURCE: 100% Reimbursement

APPROP. CODE: See page 33B

REQUESTING AGENCY REMARKS: The contributing Department has appropriated funds to pay for services to be provided by the receiving Department for the month March FY 2014. The following page shows the reimbursable amendment by Department and identifies the Department receiving and contributing funding, the amount of the funding and a brief justification for the amendment.

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014**

ITEM: 10-GM (Cont.)

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	***** Justification *****
14R-049	M00-Dept. of Health and Mental Hygiene	D26-Maryland Dept. of Aging	\$44,650	Funding provided to cover the cost of a statewide evidence based health promotion for the Maryland Living Well Project.
FY 2014 March Proposed Reimbursable Amendment Total			\$44,650	

**Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014**

GENERAL MISCELLANEOUS

ITEM: 11-GM **Agency Contact:** Bruce P. Martin, AAG
410-260-7202
bruce.martin@maryland.gov

DEPARTMENT/PROGRAM Budget and Management (DBM)

AMOUNT OF REQUEST: \$280,000

FUND SOURCE: General Funds

APPROPRIATION CODE: DOE01.15

DESCRIPTION: Pursuant to Md. Code Ann., State Gov't. §§ 12-404, 12-405, the Department of Budget and Management and the Maryland State Department of Education request approval for payment of \$280,000 in full settlement of all issues and claims in *BEKA Industries, Inc., v. Worcester County Board of Education*, Case No. 23-C-07-001363.

REQUESTING AGENCY REMARKS: In March 2012, the plaintiff, BEKA Industries, Inc., obtained a consent judgment against the Worcester County Board of Education for \$395,000. The plaintiff and the Worcester County Board of Education claim that under the Court of Appeals decision in *BEKA Industries, Inc., v. Worcester County Board of Education*, 419 Md. 194 (2011), the State is liable to pay the judgment. The plaintiff has agreed to settle for \$280,000 and waive any post-judgment interest. Pursuant to the fiscal year 2015 budget bill and Education Article, § 5-202(j), after payment the State will recover the \$280,000 from State aid that would otherwise be received by the Worcester County Board of Education.

If this request is approved, a check should be made payable to "BEKA Industries, Inc." The check should be mailed to Bruce P. Martin, Assistant Attorney General, Department of Budget and Management, 45 Calvert Street, Annapolis, Maryland 21401, who will ensure delivery to BEKA Industries, Inc., and that all necessary documentation, settlement agreements, and releases are completed.

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
April 30, 2014

GENERAL MISCELLANEOUS

ITEM: 12-GM **Agency Contact:** Ralph Scherini
401-260-7184
ralph.scherini@maryland.gov

DEPARTMENT/PROGRAMS: Maryland Energy Administration (MEA)

FUND SOURCE: 100% Special
(Strategic Energy Investment Fund - SEIF)

APPROP. CODES: D13A1301

AMOUNT: N/A

DESCRIPTION: Request to establish four special funded positions, three energy program managers and one junior assistant Attorney General, pursuant to 7-236, State Finance and Procurement Article, and Section 31 of House Bill 100 (Budget Bill for 2014). This latter provision enables the Board of Public Works to authorize the creation of no more than 100 additional State funded positions during FY2014. The requested positions will be supported through Special Funds in FY2014 and subsequent years.

<u>Qty.</u>	<u>Position Description</u>	<u>Grade/Step</u>	<u>Salaries & Wages</u>
3	Energy Program Managers	17/09	(\$59,662 ea. + fringe) \$254,460
1	Assistant Attorney General IV	20/09	(\$72,496 + fringe) \$102,944

REQUESTING AGENCY REMARKS: The Maryland Energy Administration (MEA) is requesting four special funded positions. These positions are urgently required to enable the agency to meet the increased program requirements being funded by increased revenues from Regional Greenhouse Gas Initiative (RGGI) auctions. The comprehensive RGGI program review that was finalized in March 2013 resulted in a 45% reduction (tightening) the "RGGI Cap". The impact of this cap adjustment will be to drive up the price of RGGI allowances sold at the quarterly RGGI Inc. auctions. Total Maryland FY2014 revenue is now expected at \$80.4 million compared to the \$36.3 million budget with continued increased revenue thereafter. As a result, MEA is expanding current programs designed to make progress towards the State's EmPOWER Maryland and Renewable Portfolio Standard goals.

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 12-GM (Cont.)

Energy Program Managers (PMs) are responsible for the management of assigned energy programs and help shape the State's policies towards energy. They work in concert with other state and federal agencies as well as fellow Energy PMs to deliver a wide range of energy programs to the State. Energy programs may consist of technical assistance, loans, and/or grants designed to help achieve Maryland's energy goals. These programs advance the State's goals regarding energy efficiency savings, renewable energy deployment, alternative transportation development and economic activity. Energy PMs interface with energy industry associations and trade groups to understand the needs of Maryland's energy industry by identifying energy market trends (past and future) and providing in-depth technical review, research and support. They review and support the development of energy legislation during the annual legislative session.

Assistant Attorney General IV is an entry level for an attorney and is considered a junior level litigator. Responsibilities include providing legal guidance and advice during the implementation of federal, state, and regional energy and environmental initiatives; drafting and reviewing complex statutes, regulations, contracts, and other agreements; and representing MEA in adjudicatory proceedings before the Maryland Public Service Commission, various federal agencies, and state and federal courts.

Among the expanded programs are:

- \$7.0M - Community Low Moderate Income Grant Program; expands the program and adds a competitive grant component
- \$4.5M – Commercial and Industrial Deep Retrofit Program
- \$3.2M – Clean Energy Grant Program
- \$3.0M – Combined Heat and Power (CHP) programs initially focusing on Hospital Energy Resiliency and Waste Water Treatment
- \$2.5M – Maryland Smart Energy Communities
- \$1.7M – Maryland Emergency Generator Program
- \$1.6M – Solar Photovoltaic technical and economic feasibility studies focusing on Optimizing Siting of Distributed Energy Resources for grid reliability), Brown Fields (siting on less productive lands), and Solar Hot Water at Correctional Facilities
- \$1.2M – Mathias Agriculture Energy Efficiency (EE) Grant Program
- \$1.0M – Electronic Vehicle Charging Stations @ MARC & Metrorail

Supplement B
Department Of Budget And Management
ACTION AGENDA
April 30, 2014

ITEM: 12-GM (Cont.)

DBM REMARKS: The Secretary of the Department of Budget and Management has certified that funds are available for the four new positions for which approval is requested within the Rule of 100. If the Board approves this request, 28.7 positions will have been approved within the Rule of 100 for FY2014.

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014

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

1-C. CONSTRUCTION CONTRACT
University of Maryland Baltimore for Towson University

Contract ID: Construction Management at Risk Services for
 Burdick Hall Expansion at
 Towson University
 RFP #2012-65 CD

Contract Description: Professional management and construction services during pre-construction and construction for the Burdick Hall Expansion at Towson University. Includes construction of an approximately 94,500 GSF addition and connection of previously-completed portions of the *Campus Site and Safety Improvements* (Phase 1 and 2). This project will enhance Campus Recreation Services' ability to serve the University community by establishing a new identity and providing a state-of-the-art campus recreation facility. Together with the planned Student Union expansion, this project will create a hub for Towson University's student-life precinct.

Award: Lewis Contractors
 55 Gwynns Mill Court
 Owings Mills, MD 21117

Contract Term: 14 months from issuance of pre-construction notice to proceed;
 22 months for construction notice to proceed.

Amount: \$180,120 (pre-construction fees only)

Procurement Method: Competitive Sealed Proposals

Proposals:

	Technical Score	Price Score	Total Score	Price
Lewis Contractors Owings Mills, MD	59.99	40.00	99.99	\$3,281,495
Whiting-Turner Towson, MD	60.00	33.67	93.67	\$3,897,881
Hess Contractors Gaithersburg, MD	53.94	35.49	89.43	\$3,699,011
Barton Malow Baltimore, MD	57.96	31.44	89.40	\$4,175,150
Turner Construction Baltimore, MD	58.75	29.46	88.21	\$4,455,451
Gilbane Laurel, MD	55.13	32.90	88.03	\$3,990,013
J. Vinton Schafer Abingdon, MD	54.03	33.61	87.64	\$3,905,858

Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014

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

2-S-OPT. SERVICES CONTRACT OPTION
University of Maryland, Baltimore

Contract ID: Management and Operation of the Student Dental Clinics at
University of Maryland, Baltimore
IFB86555WI

Contract Approved: USM Item 1-S (05/18/2011)

Contractor: U.M. FDSP, Assoc. P.A.
Baltimore, MD 21201

Contract Description: Manage and operate School of Dentistry student clinics by the tax-exempt faculty practice group, the University of Maryland Faculty Dental Service Plan, P.A., (U.M. FDSP) as directed by the Board of Regents of the University System of Maryland.

Option Description: Exercise third renewal option

Original Term: 06/01/2011–05/31/2012 (with four 1-year renewal options)

Option Term: 06/01/2014–05/31/2015

Original Amount: \$8,742,000

Option Amount: \$10,128,720.00

Original Procurement Method: Sole Source

MBE Participation: 3%

MBE Compliance: 3%

Performance Security: N/A

**Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014**

2-S. SERVICES CONTRACT OPTION (cont'd)

Requesting Institution Remarks: This contract comes at the direction of the USM Board of Regents since the inception of U.M. FDSP, P.A. in 1985. Daily services include providing non-faculty support (dental assistants, hygienists, sterilization staff, clerical staff) for meeting patient clinical needs, scheduling patient visits, collecting fees charged to patients for services provided at the clinic and providing materials for the operations. This contract is being renewed to meet the on-going need to provide the management and operation of the Dental School Student Clinics. The contract will not exceed generated revenues.

Fund Source: Current Unrestricted Funds

Appropriation Code: R30B21

Resident Business: Yes

MD Tax Clearance: 14-0784-0110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014**

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

3-GM. GENERAL MISCELLANEOUS
University of Maryland, College Park

Contract ID: Physical Sciences Complex

Recommendation: Approve the use of general-obligation bond funding as described.

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

Description: Pfeiffer/Adixen ACP15 Dry Vacuum Pump for
Clean Vacuum Applications
PN V5SATSMFAF

Procurement Method: Sole Source

Award: PfeifferVacuum

Amount: \$19,430.26

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

Tax Compliance No. 14-0861-1001

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014

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

4-C. **CONSTRUCTION CONTRACT**
University of Maryland, Baltimore County

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

Contract Approved: USM Item 5-C (10/16/13)

Contractor: The Whiting-Turner Contracting Company, Inc.
 Baltimore, MD 21286

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 (aprons, curb and gutter, walkways, and retaining walls), lighting, emergency phones and landscaping.

Modification Description: Award GMP for construction

Original Term: Five months from issuance of construction notice to proceed

Modification Term: Five months from issuance of construction notice to proceed

Initial Amount: \$29,000 (pre-construction fees only)

Modification Amount: \$2,062,544

Prior Modifications: None

Revised Amount: \$2,091,544

MBE Participation: 10%

MBE Compliance: 12.61%

**Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014**

4-C. CONSTRUCTION CONTRACT (cont'd)

Performance Bond: 100% performance bond is required.

Original Procurement Method: Competitive Sealed Proposal
(Task Order under On Call contract)

Requesting Institution Remarks: As the result of a competitive task-order process, Whiting-Turner was awarded the construction management for the Hilltop Surface Parking project. The initial contract was for pre-construction services with the understanding that the University would return to the Board for construction inclusive of the CM's construction services fees and reimbursables.

Fund Source: Plant Funds

Appropriation. Code: R30B30

Resident Business: Yes

Tax Compliance No.: 14-0786-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014

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

5-S. SERVICES CONTRACT
University of Maryland Eastern Shore

Contract ID: Dining Services Management
 ES13/14-#012

Contract Description: Comprehensive campus dining services contract, including student board meals, retail sales, internal and external catering, and concessions. Contractor will also perform in-kind dining facilities renovations and upgrades.

Award: Thompson Hospitality Services, LLC
 Reston, VA 20190

Term: July 1, 2014 – June 30, 2019 with five 1-year renewal options

Amount: \$26,250,000

Procurement Method: Competitive Sealed Proposals

Proposals:

	<i>Technical (600 pts)</i>	<i>Financial (400 pts)</i>	<i>Combined (1000 pts)</i>	<i>Overall Ranking</i>
Thompson Hospitality Services Reston, VA 20190	524.6	396	922.4	1
Sodexo Morristown, NJ 07960	534.0	342	876.0	2
Aramark Philadelphia, PA 1910	548.6	319	867.6	3

MBE Participation: 4.0% of gross reimbursements

**Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014**

5-S. SERVICES CONTRACT (cont'd)

Performance Security: \$1 million Performance Bond

Requesting Institution Remarks: The solicitation was advertised in *eMaryland Marketplace*. The University issued a Request for Proposal in September 2013; five firms attended the pre-proposal conference and three proposals were submitted. The contract is being awarded to the vendor with the highest combined technical and price scores. The proposed contract will have a five-year initial term with the University having the sole option to exercise 5 one-year renewal terms.

In addition to an 11.7% commission on sales, the vendor will make in-kind capital investments and contributions of \$6,125,000 in dining area renovations and food service equipment upgrades throughout the term of the contract.

UMES consulted with the Governor’s Office of Minority Affairs to set an appropriate MBE goal before issuing the RFP. A goal of 2% was established. The proposed contract provides 4.0% MBE participation.

Fund Source: This is a revenue-generating contract from which approximately \$26,250,000 will be paid to the vendor over the initial five-year term of the contract from student board fees. The University will receive an 11.7% commission on retail, franchise, catering, and concession gross sales. Current meal plan rates will be increased by 3% for the 2014-15 academic year. Any subsequent increases in board fees and cash-sale prices will be indexed to the food and beverage CPI-U category. The contractor will pay all non-student employees a living wage.

Appropriation Code: R35B25

Resident Business: Yes

MD Tax Clearance: 14-0515-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014**

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

**6-RP. REAL PROPERTY
*Coppin State University***

Description: That the Board of Public Works approve Coppin State University’s acquisition of four road beds in Baltimore City.

Property:

1. Thomas Avenue Road Bed: between Baker Street on the south side and North Avenue on the north side
2. Presbury Street Road Bed: 66 feet wide, running from a 20 foot alley on the east side and the eastern side of Thomas Avenue on the west side
3. Whitmore Avenue Road Bed: surrounded by W. North Avenue on the north and by University-owned property on the western, southern and eastern sides
4. Presbury Street Road Bed: 20 feet wide, running between the west side of Warwick Avenue on the eastern side and a 10 foot alley on the western side

Grantor: Mayor and City Council of Baltimore

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

Price: \$107,536

Appraised Value:	Lipman Frizell Mithell	\$103,235
	Colliers Pinkard	\$111,837

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

Requesting Institution Remarks: Acquisition of these road beds is in connection with the Science and Technology Center. The purchase of streets from the City of Baltimore sometimes stretches for several years. In recognition of this, the City gave the University a construction right-of-entry to permit construction of the Science and Technology Center during the approval process. The City’s Board of Estimates approved the conveyance deed on April 16, 2014. The University System of Maryland Board of Regents approved this acquisition on October 17, 2008.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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WITHOUT DISCUSSION

Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014

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

7-S. SERVICES CONTRACT

Institution: University of Maryland, Baltimore

Contract ID: Parking Management Services, 87441

Contract Description: Professional insured management services to operate University of Maryland, Baltimore's parking facilities, including nine garages and six surface lots totaling over 6,700 spaces. Services include: furnishing professional parking staff, revenue collection for garages and lots, facility and lot maintenance, and a vehicle assistance program, which includes battery jumps, lockout services, lost-vehicle locating and tire-changing assistance.

Award: Penn Parking, Inc.
 7257 Parkway Dr. #100
 Hanover, MD 21076

Term: 5/1/14-4/30/15 (with five 1-year renewal options)

Amount: \$3,774,749

Procurement Method: Competitive Sealed Proposals

Proposals:

	<i>Technical</i>	<i>Financial</i>	<i>Total</i>	<i>Price</i>
Penn Parking, Inc. Hanover, MD	418.8	281.34	700.14	\$3,774,749
SP Plus University Services Chicago, IL	396	300	696	\$3,543,306

**Supplement C
University System Of Maryland
ACTION AGENDA
April 30, 2014**

7-S. SERVICES CONTRACT (cont'd)

MBE Participation: 100%

Performance Security: N/A

Requesting Institution Remarks: The solicitation was advertised in *eMarylandMarketplace* and posted on the University's eBid Board. Three proposals were received. One of the proposals was not reasonably susceptible of being selected for award. The remaining two proposals met the required minimum technical score and their price proposals were opened.

Award is recommended to Penn Parking, Inc., the firm with the higher combined technical and financial score. Penn Parking, Inc., a certified MBE, presented the parking management services proposal that is more advantageous to the University because of the firm's technical merit, key personnel, excellent management team, employee retention benefits, firm experience and references, commitment to training and customer service, commitment to exceed the MBE subcontract goal of 1% by providing 3% subcontract participation, and because of the economic benefits it will provide to the State of Maryland.

This is a self-supporting program; the cost of the contract will be paid by parking fees through the operating budget of Parking and Commuter Services.

Fund Source: Current Unrestricted Funds

Approp. Code: R30B21

Resident Business: Yes

MD Tax Clearance: 14-0640-0111

This Item was previously withdrawn from the 4/16/14 USM Agenda as Item 2-S and from the 2/19/14 USM Agenda as Item 1-S.

Approved 2-to-1, Comp voted no.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014**

*Agency Contact: Gregory Urban (410) 260-7279
Greg@maryland.gov
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1-IT. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: State Personnel System Project
Subject Matter Expert/*Satish Raghavan*
ADPICS No.: F50B4400048

Description: Subject Matter Expert to serve as Technical and Systems Lead on State Personnel System (SPS) project.

Award: AP Ventures, LLC, Columbia, MD
Term: 6/1/2014 – 3/31/2016 (1 Year, 10 months)
Amount: \$630,400
Procurement Method: Sole Source
Incumbent: AP Ventures, LLC
MBE Participation: None

Remarks: DoIT seeks to continue the services of one Subject Matter Expert to assist with implementing the SPS Software-as-a Service, Cloud-Implementation project. AP Ventures, LLC has been providing this individual as the SPS project Technical and Systems Lead under a CATS II task order resulting from a competitive procurement. The individual brings cumulative project knowledge to the position. He is highly knowledgeable of the SPS solution, the required State business processes, and technical requirements. He has acquired strong expertise on the integrations for the SPS solution that are critical to build seamless integrations to State legacy systems. He serves as the architect building and integrating the Benefits Administration COBRA and Billing modules via a cloud-based rapid application development tool. As the SPS project technical lead, the individual will be co-leading the system integration process as well as system and user acceptance testing. His continuation is imperative to the success of the project.

Fund Source: Reimbursable **Approp. Code:** F50B0406
Resident Business: Yes **MD Tax Clearance:** 14-0310-0111

<p>BOARD OF PUBLIC WORKS APPROVED DISAPPROVED WITH DISCUSSION</p>	<p>THIS ITEM WAS: DEFERRED WITHDRAWN WITHOUT DISCUSSION</p>
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**Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014**

*Agency Contact: Gregory Urban (410) 260-7279
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2-IT. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: State Personnel System Project
Senior Information Systems-Architect Services/ *Gagan Setia*
ADPICS No.: F50B4400046

Description: Senior Information Systems architect to help implement State Personnel System (SPS) project.

Award: Elicitek, Inc., Rockville, MD

Term: 6/1/2014 – 3/31/2016 (1 Year, 10 months)

Amount: \$617,300

Procurement Method: Sole Source

Incumbent: Elicitek, Inc.

MBE Participation: None

Remarks: DoIT seeks to continue the services of one Program Manager to lead the implementation of the SPS project. Elicitek, Inc. has been providing this individual through a CATS II task order resulting from a competitive procurement. The individual brings considerable cumulative project knowledge to the position. He has become skilled at DBM/DoIT operations including current business processes, technology assessments to support future operations and developed a phased approach to reduce risk to project implementation. His accomplishments include leading the successful procurement of the SPS solution (SaaS Cloud Multi-tenant HCM System) that will replace the State’s 30-year old HR, benefits, and time tracking legacy systems. In addition, he has led the successful procurement of the SPS Project Staffing RFP which became the master contract for hiring future project resources. He has proven effective at hiring and leading a project team to execute multiple contract deliverables on schedule and within budget. The continuation of this resource is imperative to the success of the project.

Fund Source:	Reimbursable	Approp. Code:	F50B0406
Resident Business:	Yes	MD Tax Clearance:	14-0178-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

Agency Contact: Gregory Urban (410) 260-7279
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3-IT. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: State Personnel System Project
 Subject Matter Expert/*Lisa Liedtke*
 ADPICS No.: F50B4400049

Description: Subject Matter Expert to help implement State Personnel System (SPS) project.

Award: Navigator Management Partners, LLC, Baltimore, MD

Term: 6/1/2014 – 3/31/2016 (1 Year, 10 months)

Amount: \$635,800

Procurement Method: Sole Source

Incumbent: Navigator Management Partners, LLC

MBE Participation: None

Remarks: DoIT seeks to continue the services of one subject management expert to help implement the SPS SaaS Cloud Implementation project. Navigator Management Partners, LLC has been providing this individual to fulfill a critical technical and systems lead role under a CATS II task order resulting from a competitive procurement. The individual brings considerable cumulative project knowledge to the position. She has become highly knowledgeable of the State's HR/Benefits/Time Tracking business requirements. She has extensive understanding of State's business processes and statutes that govern State personnel transactions. She has gained knowledge and understanding of State legacy systems critical for assisting with the implementation of the replacement SPS. She has been instrumental in business data collection and data cleansing. She is providing functional leadership and coordination with various State agency HR, Classification, Recruiting, and Benefits Administration units. She is needed to co-lead the testing of software units, as well as system and user acceptance testing. The continuation of this resource is imperative to the success of the project.

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

3-IT DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

Fund Source: Reimbursable

Approp. Code: F50B0406

Resident Business: Yes

MD Tax Clearance: 14-0561-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

Agency Contact: Gregory Urban (410) 260-7279
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4-IT. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: State Personnel System Project
 Senior Information Systems-Architect Services/ *Gowri Ramanolla*
 ADPICS No.: F50B4400050

Description: Senior Information Systems architect to help implement State Personnel System (SPS) project.

Award: SK Net, LLC, Potomac, MD

Term: 6/1/2014 – 3/31/2016 (1 Year, 10 months)

Amount: \$671,395

Procurement Method: Sole Source

Incumbent: ST Net, Inc.

MBE Participation: None

Remarks: DoIT seeks to continue the services of one Senior Information Systems Architect to assist with the implementation of the SPS project. ST Net, Inc. has been providing this individual under a CATS II task order resulting from a competitive procurement is currently fulfilling a critical technical and systems lead role on the project. [ST Net, Inc. assigned its contracts to SK Net, LLC.] The individual brings considerable cumulative project knowledge to the position. He has become skilled at the SPS project data and reporting requirements and is the lead resource interacting with all State agencies. He has been instrumental in guiding the State towards a single data repository by consolidating the data from numerous legacy systems. He is also the architect of the State's business analytics and reporting solution, which is critical for the SPS project. He has gained extensive knowledge and understanding of the State's legacy data and is leading the data conversion from the single data repository to the Workday solution. He also performs the critical role of SPS project reporting lead. The continuation of this resource is imperative to the success of the project.

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

4-IT. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

Fund Source: Reimbursable

Approp. Code: F50B0406

Resident Business: Yes

MD Tax Clearance: 14-0702-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

Agency Contact: Gregory Urban (410) 260-7279
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Carla.Thompson@maryland.gov

5-IT. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: Learning Management System
ADPICS No.: F50B4400058

Description: A cloud based Software-as-a-Service (SaaS) Learning Management System to administer Statewide training for estimated 43,000 end-users

Award: Cornerstone OnDemand, Inc.
Los Angeles, CA

Term: 5/15/2014 – 5/14/2017

Amount: \$851,654

Procurement Method: Intergovernmental Cooperative Agreement
[Federal GSA Schedule 70]

Proposals:

Offeror	Overall Ranking	Technical Ranking	BAFO Pricing
Cornerstone	1	1	\$851,654
The Educe Group, Inc.	2	2	\$698,854

MBE Participation: None

Remarks: DoIT posted its requirements on the General Services Administration Schedule 70 website and received four proposals from four GSA contractors. Two of the proposals did not meet DoIT's minimum qualifications and were not susceptible for award. The remaining two proposals underwent a thorough evaluation that included product demonstrations.

Under this contract, the State will have the capability to provide online training modules at an enterprise level to approximately 43,000 state employees. This Learning Management System will seamlessly integrate with the Statewide Personnel System's Human Capital Management Solution provided by Workday.

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

5-IT. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

DoIT is recommending award of the contract to Cornerstone OnDemand, Inc. because it presented the more advantageous offer to the State. Cornerstone showed that it is capable of a successful, large-scale integration of its Learning Management System with the Workday product. In addition, multiple State agencies have already standardized on the Cornerstone product and the State will have the opportunity to remove redundancies and increase both efficiency and economies of scale by selecting Cornerstone OnDemand, Inc.

Fund Source: Reimbursable

Approp. Code: F50B0406

Resident Business: No

MD Tax Clearance: 14-0834-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

Agency Contact: Gregory Urban (410) 260-7279
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6-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: Call Center/Contact Center Services
060B0400003
ADPICS No.: 060B1400040; COF56052

Contract Approved: DBM Item 1-S (6/9/2010)

Contractor: CR Dynamics & Associates, Inc., Baltimore, MD

Contract Description: General call center/contact center services for various State agencies.

Modification Description: Add funding to support services through term

Original Contract Term: 7/1/2010 – 6/30/2015

Modified Term: Same

Original Amount: \$2,500,000

Modification Amount: \$ 850,000 (15 months)

Revised Total Contract Amount: \$3,350,000

Percent +/- (This Modification): +34%

Overall Percent +/- (this Mod): +34%

Original Procurement Method: Cooperative Sealed Proposals

MBE Participation: 100%

Remarks: General call center/contact center services for various State agencies, except for DHR. Call Center services allow agencies to offer services to Maryland citizens who dial a toll-free number. Citizens reach an answering point located in Maryland that is staffed between 8:00 A.M. and 8:00 P.M., Monday through Friday, except for State holidays. In addition, citizens are provided some information 24 hours per day, 7 days per week.

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

6-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

The following agencies are participating in the contract now:

- DHCD. Several toll-free hot lines, such as More House 4Less, Accessible Homes for Seniors, HOPE Hotline and Housing Reconnect Number.
- DHMH (Health/Bioterrorism/West Nile Virus/Other Health Related Information/Waivers). Toll-free hot lines to provide health care information on specific hot issues such as influenza, West Nile Virus, Bio-terrorism (anthrax, smallpox, plague, etc.) and other health related links. Information is also provided regarding waivers for Medicaid Home and Community Based Service Programs.
- DoIT. Toll-free Maryland General Information Number. Citizens are provided information or transferred to the appropriate agency, thus reducing multiple calls to contact a specific agency for services.
- DBM Central Collections Unit. Provides information to Marylanders about delinquent debts owed to the State and process for paying those debts.
- Office of the Public Defender. Toll-free number that Marylanders can use to obtain information about office location and process for obtaining services.

The Call Center Contract expires June 30, 2015. When the contract was awarded, five agencies had an immediate need to use the contract. The contract was created with the expectation that additional agencies would be added. The State Board of Elections was added to the contract and has spent nearly \$950,000 leaving an estimated \$70,000 remaining on the contract. Other agencies have pending requests to use the contract at the moment for various initiatives. A new procurement could delay the ability for the State to provide essential call center services to the public.

The awarded contractor for the current Master Contract is CR Dynamics & Associates, Inc., a registered Maryland MBE and SBR firm.

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

6-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

Fund Source: Various
Approp. Code: Various
Resident Business: Yes
MD Tax Clearance: 14-0850-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

Agency Contact: Gregory Urban (410) 260-7279

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7-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: Central Collection Unit
 Debt Collection Information System
 ADPICS No.: F50B2400052

Contract Approved: DoIT Item 1-IT (3/6/2013)

Contractor: CR Software, a wholly-owned subsidiary of FICO, Fairfax, VA

Contract Description: State-of-the-art, Commercial-Off-the-Shelf (COTS) Debt Collection Information System software application to replace DBM Central Collection Unit's 25-year-old legacy collections software and supporting applications.

Modification Description: Eliminate renewal options for evaluation (Phase I) term; redistribute \$460,816 of contract funding from evaluation (Phase I) to production (Phase II).

Original Contract Term: 4/1/2013 – 3/31/2019 (1-year base/Phase I evaluation)
 (with two 1-year renewal options for Phase I)
 (5-year base/Phase II production)
 (with five 1-year renewal options for Phase II)

Modification Term: 4/1/2013 – 3/31/2019 (1-year base/Phase I evaluation)
 (5-year base/Phase II production)
 (with five 1-year renewal options for Phase II)

Original Amount: \$6,014,466 NTE

Modification Amount: No additional cost

Revised Total Contract Amount: \$6,014,466 NTE

Original Procurement Method: Cooperative Sealed Proposals

**Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014**

7-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

MBE Participation: None

Remarks: This is a no-cost modification to delete the renewal options for Phase I and to redistribute to Phase II the funds originally allocated to the Phase I evaluation work. Phase I initially consisted of procuring 25 licenses for evaluation, testing, and COTS fit-gap analysis in preparation for release of the second solicitation (Implementer RFP). The production phase (Phase II) consisted of procuring up to 355 additional licenses for production implementation, operations and maintenance, and configuring and customizing services.

After completing Phase I (evaluation), DoIT determined that it is more advantageous for the State to lead the implementation of the Titanium ORE product with FICO consulting services. The modified production phase consists of procuring up to 120 additional licenses for production-implementation and operations and maintenance with FICO consulting services provided to the State.

Fund Source: Special

Approp. Code: F50B0406

Resident Business: No

BOARD OF PUBLIC WORKS	THIS ITEM WAS:		
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Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

Agency Contact: Gregory Urban (410) 260-7279
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8-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: Digital Communication Management
ADPICS No.: F50B4400086

Contract Approved: DoIT Item 3-IT (5/15/2013)

Contractor: GovDelivery, Inc., St. Paul, MN

Contract Description: Digital communication services that will enable State agencies to generate email automatically when Web site content is updated or when agencies manually send bulletins and regulatory news to target audiences.

Modification Description: Enhance services; add funds; and exercise two 1-year renewal options. A prior modification was performed under the.

Original Contract Term: 5/16/2013 – 5/15/2014
5/16/2014 – 5/15/2015 (Option Year 1)
5/16/2014 – 5/15/2016 (Option Year 2)

Renewal Option Term: 5/16/2014 – 5/15/2016 (Options 1 and 2)

Original Amount: \$232,500 (\$82,500/1-year base; \$75,000/each option)

Modification Amount: \$ 60,000

Prior Modifications: \$ 46,750 (DoIT delegated action on 10/30/2013)

Revised Total Contract Amount: \$339,250

Percent +/- (This Modification): 25.8%

Overall Percent +/- (this Mod): 45.9%

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: None

**Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014**

8-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

Remarks: This modification will allow State agencies to enhance communications with employees and the public. The current service provides the State the ability to send mass e-mails to targeted audiences. The additional services would allow target audiences to receive communication through SMS (text messages) as well as social media sites. The modification also enables an advanced e-newsletter capability so that agencies can send interactive newsletters to State personnel and the public. This would offer consistency throughout the State, working in conjunction with the Google Apps environment. Text messages will be used and built into agency disaster recovery plans.

Fund Source: Special

Approp. Code: F50B0401

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

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9-IT-OPT. DEPARTMENT OF INFORMATION TECHNOLOGY
Telecommunications Division

Contract ID: Public Branch Exchange (PBX) Telecommunications Equipment and Services
ADPICS No.: 060B1400048; COF52352

Contract Approved: DoIT Item 3-IT (3/23/2011)

Contractors: See Page 20D

Contract Description: Multiple award, indefinite quantity, contract to provide public branch exchange (PBX) telecommunications equipment and related services for the State.

Option Description: Exercise renewal option. This renewal-option is recommended a year before the base term expires so that agencies can maintain continuity of maintenance agreements in Functional Area 2.

Original Contract Term: 3/23/2011 – 3/31/2015 (with two 2-year renewal options)

Option Term: 4/1/2015 – 3/31/2017

Original Contract Amount: \$48,000,000

Option Amount: \$24,000,000

Prior Modifications/Options: None

Revised Total Contract Amount: \$72,000,000

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 12.5%

MBE Compliance: 11.25%

Remarks: 20 contracts were awarded; of these 15 are Maryland resident businesses, two are Small Businesses and two are MBEs. DoIT recommends exercising the first renewal for all 20 contractors.

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

9-IT-OPT. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

This PBX III Master Contract provides public branch exchange (PBX) telecommunications equipment and related services for the State of Maryland. This Master Contract provides State agencies with the flexibility of obtaining telecommunications equipment and services quickly and efficiently by issuing Purchase Order Requests for Proposals specific to their needs.

This Master Contract encompasses the following three functional areas:

- Functional Area 1 – Hardware, Software, and Licenses
- Functional Area 2 – Maintenance Services
- Functional Area 3 – Time and Material Labor

This Master Contract is structured to adapt to rapidly changing technology by allowing Master Contractors the option to add additional manufacturers' product lines throughout the Master Contract term as the contractors become authorized to sell those lines.

There will be a second level of competition through a Purchase Order Request for Proposals (PORFP) sent to all Master Contractors within the appropriate functional area who are authorized to provide the equipment or services for the requested manufacturers' product lines.

In addition, selected PORFPs can be designated as Small Business Reserve (SBR) competitions. For SBR-designated PORFPs, each Master Contractor that is a small business will be able to compete within its approved functional area.

Master Contractors affirmed that their prices will not exceed the Manufacturer's Suggested Retail Price or GSA Schedule for the hardware, software, licenses and maintenance services being purchased for the term of the Master Contract in Functional Areas I and II, and it is expected that the competitive PORFP process will produce lower than MSRP/GSA Schedule pricing.

This procurement vehicle was designed to provide State agencies with a wide selection of Master Contractors who offer an extensive variety of telecommunications equipment and services. As a result of the awards from this solicitation, State agencies will obtain hardware, software, licenses, maintenance services and installation/ repair services quickly and efficiently by issuing PORFPs specific to agencies' needs. This contracting vehicle is also available to Maryland local and county government jurisdictions.

MBE subcontracting goals of 25% will be applied to each PORFP for Functional Areas II and III. An MBE goal was not applied to Functional Areas I because Functional Area I is providing hardware and warranty, which does not afford subcontracting opportunities. It is estimated that Functional Areas II and III will account for 50% of the total amount of this item resulting in a 12.5% overall MBE goal.

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

9-IT-OPT. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)

Fund Source: Various
Approp. Code: Various
Resident Businesses: See Page 20D
MD Tax Clearances: See Page 20D

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

9-IT-OPT. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)
Telecommunications Equipment and Services (PBX III) Contractors

#	Contractors	City	State	Functional Areas			MD Tax Clearance	MD Resident Business		MBE	SBR
				FA1	FA2	FA3		Yes	No		
1	Alliance Technology Group	Hanover	MD	X	X	X	14-0709-1111	X		X	
2	Altura Communications Solutions, LLC	Brookeville	MD	X	X	X	14-0710-1110	X			
3	Atlantech Online, Inc.	Silver Spring	MD	X	X	X	14-0711-1111	X			
4	Carousel Industries of North America, Inc.	Hunt Valley	MD	X	X	X	14-0712-1111	X			
5	Chesapeake Telephone Systems, Inc.	Millersville	MD	X	X	X	14-0713-1111	X			X
6	DISYS Solutions, Inc.	Chantilly	VA	X	X	X	14-0714-1111		X		
7	ePlus Technology, Inc.	Columbia	MD	X	X	X	14-0715-1111	X			
8	IPC Technologies, Inc.	Richmond	VA	X	X	X	14-0716-1111		X		
9	Mitel Business Systems, Inc.	Chandler	AZ	X	X	X	14-0717-1001		X		
10	MS Technologies Corp.	Rockville	MD	X	X	X	14-0718-1111	X		X	X
11	NEC Corporation of America	Columbia	MD	X	X	X	14-0719-1111	X			
12	Nu-Vision Technologies, LLC d/b/a Black Box Network Services	Millersville	MD	X	X	X	14-0929-1110	X			
13	Optus, Inc.	Jonesboro	AR	X	X	X	14-0720-1001		X		
14	Presidio Networked Solutions, Inc.	Greenbelt	MD	X	X	X	14-0721-1111	X			
15	Shared Technologies, Inc.	Beltsville	MD	X	X	X	14-0722-1111	X			
16	Unity Inc., formerly Siemens Enterprise Communications, Inc.	Reston	VA	X	X	X	14-0723-1111		X		
17	Skyline Network Engineering	Eldersburg	MD	X	X	X	14-0724-1111	X			
18	Telephonet Corporation	Baltimore	MD	X	X	X	14-0725-1111	X			
19	True Communications, Inc.	Rockville	MD	X	X	X	14-0726-1111	X			
20	Verizon Select Services, Inc.	Silver Spring	MD	X	X	X	14-0727-1001	X			

REVISED

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

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Carla Thompson (410) 260-6155
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10-IT-OPT. STATE HIGHWAY ADMINISTRATION

Contract ID: Coordinated Highways Action Response Stem (CHART)
Systems Software Development
SHA-06-CHART, ADPICS No.: J02B6200064

Contract Approved: DBM Item 5-IT (7/26/2006)

Contractor: Computer Science Corporation, Baltimore, MD

Contract Description: Technical and business support services to enhance the CHART Advanced Traffic Management System (ATMS).

Option Description: Exercise renewal options four and five

Original Contract Term: 7/26/06 – 6/30/11 (Original)
7/01/11 – 6/30/12 (Renewal Option 1)
7/01/12 – 6/30/14 (Renewal Options 2 and 3)
7/01/14 – 6/30/16 (Renewal Options 4 and 5)

Option Term: 7/01/14 – 6/30/16 (Renewal options 4 and 5)

Original Contract Amount: \$22,300,000

Option Amount: \$13,400,000

Prior Modifications/Options: \$22,200,000 (See table on next page)

Revised Total Contract Amount: \$57,900,000

Original Procurement Method: Competitive Sealed Proposals

DBE Participation: 25% (Base and all renewal options)

DBE Compliance: 27.28%

REVISED

Supplement D
Department of Information Technology
ACTION AGENDA
April 30, 2014

10-IT-OPT. STATE HIGHWAY ADMINISTRATION (cont'd)

Remarks: Contractor provides secure video to Maryland and National Capital first responders; mobile video integration, and implementation of on-going system engineering support. SHA seeks to exercise the last two renewal options to continue the structure, processes and procedures in place and to retain the staff expertise of the contractor.

The replacement contract is in the pre-development stage and is expected to be awarded in May 2016.

Fund Source: 80% Federal; 20% Special Funds Budgeted to SHA

Approp. Code: B0101

Resident Business: Yes

CHART Modifications/Options

	Amount	Term	BPW Date	Reason
Mod No. 1	\$2,500,000	7/1/11-6/30/12	DoIT 2-IT MOD 12/15/10	Complete the planned FY11 work
Renewal Option 1	\$6,500,000	7/1/11-6/30/12		Meet operational needs of CHART
Renewal Option 2	\$6,500,000	7/1/12-6/30/13	DoIT 6-IT-OPT 4/18/12	Meet operational needs of CHART
Renewal Option 3	\$6,700,000	7/1/13-6/30/14		
	\$22,200,000			

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



BOARD OF PUBLIC WORKS (BPW)

ACTION AGENDA

April 30, 2014

	<u>Pages</u>
Construction	1-2 & 18-21
Maintenance	3 - 4
Equipment	5 - 10
Real Property	11 - 16
General Miscellaneous	17

Norie Calvert 410-545-0433
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BPW – 04/30/14

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AT0855129
 Replacement of Vehicle Lifts at the
 Administration's Annapolis & La Plata Shops in
 Anne Arundel and Charles Counties
 ADPICS NO.: AT0855129

CONTRACT DESCRIPTION: This Contract consists of the replacement of the vehicle lifts at the Administration's Annapolis & La Plata shops in Anne Arundel and Charles Counties.

AWARD: Potomac Construction Co., Inc.
 Hyattsville, MD

AMOUNT: \$808,400 NTE

TERM OF CONTRACT: 04/28/2014 – 02/25/2015

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Single Bid Received)

MBE PARTICIPATION: 5%

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page on November 19, 2013. One Hundred Twelve (112) contractors were notified for this project on eMaryland Marketplace; Twenty Eight (28) of which were MDOT Certified MBE's.

On the December 10, 2013, the design project manager contacted plan purchasers listed on SHA's Web Site to get an indication of number of potential bidders. There were eight plan purchasers listed. Of the eight plan purchasers: three were contractors; three were suppliers; one was an electrical subcontractor; and one was a construction project listing company. Of the three contractors listed, only Bob Andrews Construction, Inc. indicated they were interested in bidding. The other two contractors indicated they would not be bidding because of their current workload. On December 12, 2013, Bob Andrews Construction, Inc. was identified as the apparent low bidder on another lift contract (AT0845129). So, on December 12, 2013 the design project manager contacted three additional contractors who have previously bid on lift projects for SHA. Two of the contractors indicated they would consider bidding, but never purchased plans and did not bid. The third contractor, Potomac Construction Co Inc. turned

ITEM: 1-C (Continued)

BPW – 04/30/14

out to be the single bid. On January 9, 2014, Bob Andrews Construction, Inc. indicated they would not be submitting a bid in order to focus their efforts on another lift contract (AT0845129). The bid opening was held at noon on January 9, 2014, and the only bid received was from Potomac Construction Co Inc. SHA has determined the bid price to be fair and reasonable.

The following information was gathered on the other eight plan purchasers:

- Rich Moe Enterprises – Not interested based on current workload.
- Jaxson Point, Inc – Not bidding, electrical subcontractor.
- B&R Associates - Not bidding, equipment supplier only.
- Core Engineered Solutions Inc. – Not bidding based on current workload.
- Alan Tye & Associates, LLC - Not bidding, equipment supplier only.
- Reed Construction Data – Not bidding, project listing service company only.
- Bob Andrews Construction Inc – Not bidding based on current workload.
- McCall Handling Company, Inc – Not bidding, equipment supplier only.

This contract includes pre-established amounts for a total of \$14,000 (2% of the total contract value) for payments for operation and maintenance manuals and record documents, and additional electrical work allowances.

FUND SOURCE:	100% Special Funds Budgeted to SHA
APPROPRIATION CODE:	J02B0101
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	14-0051-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

Norie Calvert 410-545-0433
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BPW – 04/30/14

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 2-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 440D41416
 Maintenance and Repairs of Drainage Structures at
 Various Locations in Baltimore & Harford Counties
 (District 4)
 ADPICS NO.: 440D41416

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

AWARD: Allied Contractors, Inc.
 Baltimore, MD

AMOUNT: \$1,911,556 NTE

TERM OF CONTRACT: 05/12/2014 – 12/31/2016

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Allied Contractors, Inc. Baltimore, MD	\$1,911,556
Brawner Builders, Inc. Hunt Valley, MD	\$2,126,447
Covington Machine & Welding, Inc. Annapolis, MD	\$2,493,882
Concrete General, Inc. Gaithersburg, MD	\$2,693,726
Gray & Son, Inc. Timonium, MD	\$6,206,000

MBE PARTICIPATION: 2.01%

LIVING WAGE ELIGIBLE: Yes

ITEM: 2-M (Continued)

BPW – 04/30/14

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 Seventy Six (276) contractors were notified for this project on eMaryland Marketplace; Sixty Nine (69) of which were MDOT Certified MBE's.

The MBE Goal established for this contract was 2%, however the Contractor is exceeding the goal by 0.01%.

This contract includes pre-established amounts for a total of \$147,000 (8% of the total contract value) for payments for specialized equipment, specialized sub-contractors, utility locating, dump fees, and materials for repairs allowances.

FUND SOURCE:

100% Special Funds Budgeted to SHA

APPROPRIATION CODE:

J02B0102

RESIDENT BUSINESS:

Yes

MD TAX CLEARANCE:

14-0586-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Suzette Moore – 410-859-7792
Smooore2@bwiairport.com

BPW – 04/30/14

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 3-E

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAP6403708
 Oshkosh Corporation, 5,000 Ton/Hour High Speed Snow
 Blower at Baltimore/Washington International Thurgood
 Marshall Airport
 Anne Arundel County
 ADPICS NO.: MAP6403708

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of one (1) Oshkosh Corporation snow removal vehicle from the National Joint Powers Alliance (NJPA) contract.

AWARDS: Oshkosh Corporation
 Appleton, WI

TERM: 05/1/14-04/30/2015

AMOUNT: \$565,000

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

REMARKS: MAA will purchase one (1) Oshkosh Corporation 5,000 ton/hour high speed snow blower. This additional equipment is necessary to enhance snow removal operations at BWI Marshall. Snow removal operations are now performed using single-pass runway snow clearing that greatly reduces the amount of time to clear the primary runways which benefits the airlines and, ultimately, the passengers that utilize BWI Marshall.

The MAA will be retiring several pieces of snow removal equipment from Martin State Airport as the equipment has surpassed its useful service life and is no longer cost effective or prudent to continue operating and maintaining the equipment. The current snow equipment inventory at BWI Marshall is evaluated for continued service and transferred to Martin State Airport to support its snow removal efforts since it is a reliever airport for BWI Marshall.

Through market research, the MAA compared the price of the Oshkosh Corporation 5,000 ton/hour high speed snow blower from the NJPA contract with a price of \$565,000 to a public bid on June 3, 2013 by the City and County of Denver, Colorado for a price of \$1,301,582 for two (2) Oshkosh Corporation blowers.

By comparing the price to similar equipment, the price from Oshkosh Corporation has been deemed fair and reasonable.

ITEM: 3-E (Continued)

BPW – 04/30/14

Utilizing this procurement method will allow MAA to procure the snow equipment this fiscal year and realize savings in time and money.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I0003

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 14-0880-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Suzette Moore – 410-859-7792
Smooore2@bwiairport.com

BPW – 04/30/14

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 4-E

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAP6403685
 TYMCO, Inc. DST6 Sweeper Vehicle and DST4 Sweeper
 Vehicles at Baltimore/Washington International Thurgood
 Marshall Airport, Anne Arundel County
 ADPICS NO.: MAP6403685

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of three (3) TYMCO, Inc. sweeper vehicles from the Houston Galveston Area Council Buy (H-GAC) contract.

AWARDS: TYMCO, Inc.
 Waco, TX

TERM: 05/01/14-04/30/2015

AMOUNT: \$798,225

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

REMARKS: MAA will replace one (1) 2004 Sterling/Elgin sweeper vehicle with one (1) TYMCO, Inc. DST 6 sweeper vehicle, and two (2) 2005 Sterling/Elgin sweeper vehicles two (2) DST4 sweeper vehicles. The current generation of sweepers used by MAA Field Maintenance has a useful life of seven (7) years. These vehicles will be approximately ten (10) years old when replaced and will have exceeded their useful life. It is no longer cost effective to make repairs on the vehicles.

The sweeper vehicles are utilized seven (7) days a week removing debris from the roadways, runways/taxiways and aircraft parking area. These sweepers are essential in eliminating material which may cause damage to aircraft and jet engines.

Through market research, the MAA compared the base price for each of the TYMCO, Inc. sweeper vehicles. The DST6 sweeper vehicle base price of \$165,350, with options of \$172,183, and \$3,100 freight, for a total configured price of \$340,633 compared to a public bid on April 1, 2012, by the State of Ohio base price of \$171,600. The DST4 sweeper vehicles base price of \$113,500, with options of \$112,496, and \$2,800 freight, for a total configured price of \$228,796 each, compared to a public bid on April 1, 2012 by the State of Ohio base price of \$118,250.

The Contract with TYMCO, Inc. has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow MAA to procure the sweeper vehicles this fiscal year and realize savings in time and money.

ITEM: 4-E (Continued)

BPW – 04/30/14

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I0003

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 14-0827-0000

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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BPW– 04/30/14

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 5-E

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: P6403739
 Scare Wars® Radio Controlled Bird
 Abatement System Upgrade at Martin State
 Airport (MTN) Baltimore County
 ADPICS NO: MR6031287

CONTRACT DESCRIPTION: This contract provides for the upgrade and associated Software/Maintenance for one (1) Scare Wars® Radio Controlled Bird Abatement System for MTN Airport. The bird cannons are an integral part of the Wild Life Management program at MTN.

AWARD: Reed-Joseph International Company
 Greenville, MS

TERM: 365 days from NTP

AMOUNT: \$69,040

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0% (proprietary)

PERFORMANCE SECURITY: None

REMARKS: Due to the proprietary nature of the system components, the original equipment manufacturer, Reed-Joseph International Company is the only contractor authorized to provide maintenance for this equipment. MTN currently has fourteen (14) units, three (3) of the fourteen (14) units were replaced in 2011. Recent problems with the units reveal the necessity to upgrade the software and the remaining eleven (11) units.

This contract provides for the upgrade of the system which enables the system to produce multiple LP gas cannon blast. The LP gas cannon and electronic distress cry generators activate only on operator command. This system is activated only when the operator sees fit, so that birds and wildlife do not become accustomed to the various sounds.

In accordance with COMAR 21.05.05.02 (A) (1), the MAA has determined that a sole source procurement is necessary as only one source exists that can provide the upgrade and maintenance on this proprietary system. Reed-Joseph International Company has provided support and maintenance of the system since 1999 and has been responsive in fulfilling the requirements. The price has been deemed fair and reasonable.

ITEM: 5-E (Continued)

BPW – 04/30/14

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: J06I00003
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 14-0833-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 6-RP (Continued)

BPW – 04/30/14

Notice to Senate Budget and Taxation Committee and the House Appropriations Committee was sent on January 22, 2013 in accordance with Section 10-305 of the State Finance and Procurement Article. The 45 day review period expired on March 8, 2013.

The MPA cannot fully utilize the Clinton Street Marine Terminal because the MPA does not have the necessary nearby land for the storage of cargo that could come off the pier at the facility. There is only a narrow strip of land associated with this property. It is about twelve inches wide and stretches 1,147 feet along Clinton Street. This precludes a cargo handling area for operations at the pier. Furthermore, the outdated pier configuration is not conducive to the type of cargo that the MPA is equipped to handle. The MPA desires to sell the Clinton Street Marine Terminal to Rukert Pier One Corporation, a wholly owned subsidiary of and with the same management structure as Rukert Terminals Corporation, which is a terminal operator with a vested interest in the Port of Baltimore and one that owns the adjacent land required for cargo storage.

Rukert Terminals Corporation is currently managed by the fourth generation of the Rukert family, an accomplishment that only 3% of U.S. companies can claim. Since 1921, Rukert has been operating in Baltimore as a privately-owned and operated company which specializes in the handling of salt, metals, ores, fertilizers, alloys, and other dry bulk and break-bulk cargoes. Services include stevedoring, warehousing, and transfer to and from vessel, rail or truck. At its facility that is adjacent to the Clinton Street Marine Terminal, Rukert handles 2 million tons of cargo per year arriving on over 150 vessels. Rukert Terminals is currently the largest privately owned Marine Terminal on the East Coast and employs approximately 175 full time employees and provides family sustaining salaries and health care benefits. Rukert Pier One Corporation has the funds and expertise to revitalize, update, and utilize the Clinton Street Marine Terminal for cargo handling operations that are suitable for the type of cargo that the pier configuration supports.

The selected appraised value of \$3,100,000 excluded the \$1,750,000 costs to complete the demolition of Pier 2 and for asbestos and lead abatement at the Pier 1 warehouse. Rukert Pier One Corporation will acquire the property as-is for a consideration of \$2,000,000, plus a 15-year right of first refusal on 15 acres of land on any of Rukert’s 33.475 acres (1824 South Clinton Street, 1900 South Clinton Street, or 1811-2021 South Clinton Street, Baltimore, MD); free leasing of the boathouse to the MPA for its vessel, the Mary Lynn, for ten years; free leasing of the liberty ship, the John Brown, for five years; and ongoing economic impact of the jobs related to the MARAD Ready Reserve Naval Ships berthed at the facility.

Rukert Terminals Corporation has a positive and recent history of growth and investing in maritime infrastructure, increasing cargo capacity, and providing employment opportunities. Rukert’s investment in the Clinton Street Marine Terminal facility would create opportunities for increased economic development in the maritime sector. Additionally, the conveyance and subsequent redevelopment of the Clinton Street Piers for continued maritime industrial use would be consistent and complementary to the City’s Maritime Industrial Zoning Overlay District (MIZOD), an important protective land use category that preserves industrial water-dependent uses, such as marine terminals, from conversion to incompatible land uses. The conveyance to Rukert Pier One Corporation is also consistent with the mission of the MPA, which is to stimulate the flow of waterborne commerce through the State of Maryland.

The facility is located adjacent to the federally maintained navigation channel, a significant national investment that is vital to the State. Continued use of the facility for deepwater-dependent, maritime commerce would show full utilization of the deepwater asset and encourage the continued federal maintenance of and investment in the channel. Rukert Terminals Corporation would maximize the facility’s deep water access for ocean going international cargo operations.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

Katherine Parks 410-865-1272
kparks@mdot.state.md.us

BPW – 04/30/14

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

REAL PROPERTY DISPOSITION

ITEM: 7-RP MMC# 12-8010

THE SECRETARY’S OFFICE: Located at the end of Hayward Street at Byrn Street
 Cambridge, Dorchester County MD

EXPLANATION: In accordance with 10-305, State Finance and Procurement Article, Annotated Code of Maryland, Board of Public Works approval is requested to dispose of 11.82 acres of land, as described, which is excess to the needs of the Maryland Department of Transportation. The land was declared surplus and approved by the BPW on 12/4/13.

SPECIAL CONDITIONS: Yes (See Transfer Agreement)

GRANTOR: State of Maryland, Maryland Port Administration

GRANTEE: Mayor and Commissioners of the City of
 Cambridge

CONSIDERATION: \$5

APPRAISED VALUE: \$2,500,000 James R. Turlington, Appraiser
 \$2,000,000 Williams R. McCain, Appraiser
 \$2,250,000 Neil Mengel, Review Appraiser
 Determination of Value Selected

REMARKS: The Maryland Port Administration (MPA) acquired and developed the Cambridge Marine Terminal as a port facility in the 1960’s, but the use of the property was not economically viable. Since then, the State has undertaken several attempts to redevelop the site. A warehouse on the property is currently used as a community venue, under a lease agreement with the City of Cambridge (City). In 2011, the Maryland Department of Transportation (MDOT) began working with the City to redevelop the property, initiating a master development process.

The City and MDOT have agreed that this project is best characterized as a local economic development project, for which the City should have full control. By transferring the property to the City, they will take the lead role for the project, negotiating a Master Development Agreement (MDA) with a developer. A Transfer Agreement (Agreement) between MDOT and the City includes the terms and conditions of the transfer, addressing State Clearinghouse recommendations. The intent of the agreement is to provide the local government flexibility in executing an economic development project, while also addressing State considerations in the future disposition of the property to a developer.

Agreement Framework:

- The property will be transferred to the City for \$5, subject to terms outlined in the Transfer Agreement and covenants
- The City is to negotiate an MDA with a private developer that will acquire the site from the city in the future. (The City retained an Exclusive Negotiating Privilege with the previously selected developer – the Jerome J. Parks Cos. - through an Assignment and Assumption Agreement).
- The transfer Agreement requires redevelopment to adhere to Guiding Principles, which reflect the State Clearinghouse recommendations related to sustainability and Smart Growth.
- Covenants will be recorded on the property prior to settlement, requiring that:
 - Any redevelopment will preserve public access along the water front with park or open space,
 - The property is redeveloped as mixed-use, and
 - The Smart Growth Subcabinet will review redevelopment plans.
- The Transfer Agreement defines the process for re-appraising the property prior to disposition to a developer, to establish the Fair Market Value (FMV) as well as the minimum purchase price to be paid by the developer at the time of the disposition. Prior to a transfer to a developer, two new appraisals or updated appraisals must be conducted; then, the State Highway Administration Division of Appraisal Review must review and approve the appraisals, to establish FMV. The City will be required to receive FMV for the property. The City may allow reductions to the appraised FMV, but the Proceeds received from the Master Developer may not be less than \$1.4 million, or such lower amount as is supported by an approved appraisal. (MDOT procured appraisals of the property in October 2012, resulting in an as-is Value Determination of \$2.25 million.) MDOT supports the established FMV/floor value process based on the following:
 - The disposition may occur several years in the future,
 - The City plans to retain portions of the Property and may phase the disposal,
 - The potential for extraordinary development costs,
 - The disposition is for an economic development purpose,
 - MDOT is released from any current or future liability in connection with the property, and
 - The City assumes responsibilities for the reconstruction of the wharf and all related future maintenance needs.
- The City may retain the Proceeds from the disposition, but the use is restricted and may only be applied towards public purposes in connection with the Project as outlined in the Agreement.

State Resources:

- \$4 million identified for wharf and bulkhead replacement (capital budget, MDOT, DBED)
- The Smart Growth Subcabinet will review development plans and provide technical assistance to the City, prior to the City granting final approval.
- It should be noted that future development of the property by the City and/or their selected development partner may include demolition of existing buildings that are valued at \$293,250.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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

BPW -- 04/30/14

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 8-RP MMC# 14-2401

STATE HIGHWAY ADMINISTRATION: Located at 12808 Virginia Manor Road in Beltsville, Maryland

EXPLANATION: In accordance with Section 8-309 (f)(1)(i) of the Transportation Article, approval is requested to dispose of a parcel of land, as described, which is excess to the needs of SHA.

The property to be conveyed consists of 0.446 acres +/- and is being conveyed at no cost to Dynamic Acquisitions, LLC as part of a right of way transaction in accordance with the terms of an agreed inquisition.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Dynamic Acquisitions LLC

CONSIDERATION: \$102,580 (see remarks)

APPRAISED VALUE: \$102,580 Bruce Dumler, MAI.
Reviewed and approved by Ron Hammond,
Review Appraiser.

REMARKS: Approval of conveyance is requested in accordance with Section 8-309(f)(1)(i) of the Transportation Article, Annotated Code of Maryland, as part of the consideration for a right-of-way transaction.

SHA is requesting the approval of the Board of Public Works of the sale of 0.446 acres +/- of land from SHA to Dynamic Acquisitions, LLC (“Conveyance Parcel”) for a consideration of \$102,580. This sum shall reduce the amount to be paid in a condemnation case by SHA for 0.433 acres acquired from Dynamic Acquisitions, LLC as follows:

Just compensation for 0.433 acres in condemnation case	\$293,930
Value of 0.446 acres to be conveyed	<u>-\$102,580</u>
Cash due from SHA for 0.433 acres	\$191,350

The conveyance of this 0.466 acre parcel will provide the land necessary for a replacement septic field. If a replacement septic field is not provided SHA would need to acquire the entire adjoining property.

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

Heidi J. Tarleton – 410-767-3763
htarleton@mta.maryland.gov

BPW – 04/30/14

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 9-GM

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: MTA-RL-1000
Red Line Engineering Design Review Agreement
ADPICS NO.: MTARL1000

CONTRACT DESCRIPTION: This agreement provides for the review of MTA’s engineering design of two projects which may impact the Norfolk Southern Railway right-of-way.

AWARD: Norfolk Southern Railway Company
Norfolk, Virginia

AMOUNT: \$248,000

PROCUREMENT METHOD: Sole Source

TERM: 05/01/2014 – 04/30/2015

DBE PARTICIPATION: 0%

PERFORMANCE SECURITY: N/A

REMARKS: Norfolk Southern Railway (NRS) operates lines of railroad and owns other property over right-of-ways that will be impacted by two of MTA’s projects: (1) Red Line light rail line impacting NSR’s Bear Creek Branch and (2) MARC Bayview commuter rail station and other related improvements impacting NSR’s Bayview Yard or Baltimore facilities. NSR will perform engineering review of MTA’s proposed designs of the two projects that will impact NSR’s lines of railroad and other property.

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

APPROPRIATION CODE: J05 H0105

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 14-0787-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

H. Tarleton (410) 767-3796
HTarleton@mta.maryland.gov

BPW -- 04/30/14

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION (Construction)

ITEM: 10-C-MOD

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: See Attachment I
 ADPICS No.: See Attachment I

ORIGINAL CONTRACT APPROVED: See Attachment I

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MODIFICATION: Approval is requested for material modifications to fourteen (14) contracts. Thirteen (13) of these modifications are for additional time only, and one (1) is for additional time and funding. The contracts in this modification that expire 05/01/2014 through 12/12/2014, require six (6), nine (9) month and twelve (12) month time extensions in order to complete projects, conduct final inspections or closeout these construction contracts. Additional details are included in the attachment.

AMOUNT: \$782,530

ORIGINAL CONTRACT AMOUNT: \$85,913,177

REVISED CONTRACT AMOUNT: \$86,695,707

PERCENTAGE INCREASE: See Attachment I

ORIGINAL DBE PARTICIPATION See Attachment I

TERM: See Attachment I

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

REMARKS: The Maryland Transit Administration (MTA) is responsible for constructing, managing, operating and improving the MTA's facilities and local service stations for Bus, Light Rail, Heavy Rail and Commuter Rail. To facilitate this effort, contracts are procured with firms in the community who can provide expertise unavailable to the MTA. All of the MTA's projects and services are funded through the Transportation Trust Fund and federal grants. The requested time extensions and additional funds will allow MTA to complete certain projects, conduct final inspections or close out these construction contracts.

ITEM: 10 -C-MOD (Continued)

BPW – 04/30/13

This modification request is for fourteen (14) contracts: Thirteen (13) modifications are for additional time only; and one (1) modification is for additional time and money.

There are thirteen (13) different contractors performing the work on these 14 contracts. They are all construction projects that are in the final stages of completion and require additional time for final inspection, closeout and final payment.

These contracts, originally awarded with terms of one (1) to five (5) years, have expiration dates ranging from 5/1/2014 through 12/12/2014 depending on the nature of the construction project.

Additional funds are requested for contract T-8000-0326. The additional funds are for the reconfiguration of the Central Control Center facility and Security Upgrade at designated areas located at Metro, MARC and Light Rail stations. MTA has been awarded additional Transportation Security Administration (TSA) grant funds for this purpose and this project has been reviewed and approved under the Homeland Security Surveillance Project (HSSP) Phase III of this contract.

MTA recognizes the statutory requirements and mandates that prefer the competitive procurement of services whenever feasible; therefore, these requests have been accordingly limited such that we are seeking only what is reasonably needed in time and/or funding to provide continuity of critical services and to successfully close these construction projects.

MTA has also created new internal procedures and additional coordination efforts with the construction staff to minimize the number of time extensions.

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

ATTACHMENT I

Contract # / Modification #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requesting Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal/ MBE Compliance	BPW/ DOT Agenda	Replacement Contract/ Current Stage / Anticipated Award	Description
T-1228-0140 1	Orion Management LLC	8/12/2014	9 months	\$1,975,274	\$0	\$1,975,274	0% / 0%	25% / 12%	2/8/12 6-C	Construction Project for a specific task. No replacement.	Additional time needed for final inspections, closeout and final payment.
T-1048-0640 1	Amtrac Railroad Contractors	6/6/2014	6 months	\$419,925	\$0	\$419,925	0% / 0%	23% / 67%	12/5/12 2-C		
T-1148-0640R 1	BFPE International Inc.	7/19/2014	6 months	\$606,135	\$0	\$606,135	0% / 0%	32% / 38.70%	12/19/12 1-C		
T-8000-0326 3	ARINC, Inc	12/12/14	12 months	\$15,427,160	\$782,530	\$16,852,991	5% / 5%	30% / 28%	10/14/11 1-C		Reconfigure the Central Control Center Facility and Security Upgrade at designated areas located at Metro, MARC and Light Rail stations.
T-0248-0640 2	Titan Industrial Services Inc.	6/18/14	6 months	\$1,582,530	\$0	\$1,582,530	0% / 0%	18% / 22.52%	9/19/12 4-C		Additional time needed for final inspections, closeout and final payment
T-1207-0240 1	Brawner Builders Inc	12/9/14	12 months	\$432,709	\$0	\$432,709	0% / 0%	29.5% / 6%	5/15/13 3-C		
T-1041-0140 1	Reliable Contracting Company	5/1/14	6 months	\$4,127,394	\$0	\$4,127,394	0% / 0%	30% / 30.96%	5/2/12 1-C		
T-1282-0140 1	Plano-Coudon LLC	6/6/14	6 months	\$3,973,731	\$0	\$3,973,731	0% / 0%	30% / 31%	5/2/12 2-C		
T-1312 3	Southern Improvement	8/27/14	12 months	\$6,105,594	\$0	\$12,105,594	0% / 50%	30% / 8%	9/1/10 4-C		

T-0451-0140 3	M.C. Dean Inc.	5/31/14	6 months	\$3,459,260	\$0	\$3,459,260	0% / 0%	8% / 7%	10/20/10 1-C	Construction Project for a specific task. No replacement.	Additional time needed for final inspections, closeout and final payment
T-1269B 5	Brawner Builders Inc	9/6/14	6 months	\$9,514,260	\$0	\$12,014,260	0% / 21%	30% / 0%	12/3/08 2-C		
T-1247-0140 5	MBR Construction Services	6/29/14	6 months	\$4,166,000	\$0	\$4,415,719	0% / 6%	27% / 26%	4/21/10 2-C		
T-0435-0340 3	W.M. Schlosser Co, Inc	6/25/14	6 months	\$14,558,905	\$0	\$14,558,905	0% / 0%	30% / 8%	2/23/11 2-C		
T-1294-0140	Gill Simpson, Inc	10/30/14	6 months	\$5,491,449	\$0	\$6,687,187	0% / 21.77%	30% / 23%	1/26/11 2-C		

Attachment I Summary:

Total Contract Modification Requests	14
Total Time Extension Only Contract Modification Requests	13
Total Additional Funds Only Contract Modification Requests	0
Total Time Extension and Additional Funds Contract Modification Requests	1
Original Contract Fund Totals	\$85,913,177
Total Additional Fund Request for all Contract Modification Requests	\$782,530
Revised Contract Amount Totals	\$86,695,707

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

MARYLAND DEPARTMENT OF THE ENVIRONMENT

Sand Spring Run
Frostburg, MD

CONTRACT NO. AND TITLE

Project No. F-001-120-004;
Sand Spring Run Stream Channel
Stabilization
Frostburg, Allegany County
ADPICS NO. 001B4400520

DESCRIPTION

The purpose of this project is to stabilize or remove steeply sloping coal mine spoil material that extends into or near Sand Spring Run. The removal and grading of the spoil will result in stream relocation in one area and stream stabilization in others. Material excavated from the new stream channel will be used to construct an engineered fill to stabilize a failing slope adjacent to Sand Spring Run.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Earthmovers Unlimited, Inc., Kylertown, PA
Carl Belt, Inc., Cumberland, MD
Excavating Assoc., Inc., Ellerslie, MD
Meadville Land Services, Inc., Meadville, PA
Lashley Construction Co., Inc., Frostburg, MD

AMOUNT

\$418,217.00
\$426,900.00
\$490,420.00
\$498,000.00
\$618,000.00

AWARD

Earthmovers Unlimited, Inc.
Kylertown, PA

AMOUNT

\$418,217.00

TERM

270 Calendar Days

MBE PARTICIPATION

10%

PERFORMANCE BOND

100% of Full Contract Amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT**ITEM** 2-C**DEPARTMENT OF NATURAL RESOURCES** Church Creek, MD

CONTRACT NO. AND TITLE Project No. P-075-080-010;
Construction of the Harriet Tubman
Underground Railroad Visitor Center
Church Creek, Dorchester County
ADPICS NO. 001B4400257

CONTRACT DESCRIPTION Approval for a contract that will consist of an entrance and access road, visitor and staff parking, bus parking, a new visitor/interpretive center, informational kiosk, a memorial garden, a picnic pavilion, walking paths and on-site bermed infiltration pond (BIP) for wastewater treatment. Road design and construction will include an entrance road from State Route 335 to the visitor center and an access road to service the building and the onsite wastewater treatment facility.

PROCUREMENT METHOD Multi-Step Competitive Sealed Bids

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
W.M. Schlosser Construction Co. Hyattsville, MD	\$13,972,000.00
Whiting-Turner Contracting Co. Cambridge, MD	\$14,381,600.00

AWARD W. M. Schlosser Construction Co.
Hyattsville, MD

AMOUNT \$13,972,000.00

TERM 548 Calendar Days

DBE PARTICIPATION 30%

PERFORMANCE BOND 100% of full contract amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 2-C (Cont.)

REMARKS

This project was advertised for construction on 6/19/2013. Technical Proposals and Price Bids were received on 8/23/2013 with three (3) bidders responding. Because this is a multi-step bid, the price bids were publicly opened on 9/5/2013. The project is partially federally-funded and includes a 30% DBE participation goal. At bid time, the apparent low bidder, requested a waiver of the entire 30% goal. Because the Contractor did not submit information that accurately documented good faith efforts as required by 49 CFR Part 26 (the “federal regulations”), the waiver request was denied. This decision was appealed to the MSBCA. On 3/5/2014 the MSBCA dismissed the appeal of the protester and upheld the procurement decisions of DGS

On 12/18/2013 interested parties were asked to extend their bids. Schlosser extended their bid for 120 days and on 3/6/2014 Schlosser’s sureties extended their bond. Again on 7/9/2014 bids were extended to provide time necessary for BPW approval.

The remaining two bidders, W.M. Schlosser Construction Co. (2nd low bidder), and Whiting-Turner (3rd low bidder) both committed to the 30% DBE goal. Schlosser was recommended for award. Schlosser’s commitment to the 30% DBE goal was approved by DGS’ MBE Office in a memo dated 10/25/2013. DGS has determined that Schlosser is responsive and responsible, and is requesting that the Board approve the award of the contract for this project to Schlosser.

FUND SOURCES

\$3,531,304.00 MCCBL 2009/Item 017
(Harriet Tubman Underground Railroad
State Park-Visitor Center and site
improvements. Provides funds to design
and construct a visitor center, access roads,
parking, memorial garden, picnic pavilion,
informational kiosks, walking paths, on site
wastewater treatment system and well.-
Dorchester County)
\$ 423,700.00 HUD Grant Federal FY 09
\$ 412,684.00 HUD Grant Federal FY 10
\$1,104,312.00 Land and Water
Conservation Fund Grant
\$8,500,000.00 Transportation Enhancement
Program Grant

RESIDENT BUSINESS

Yes

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 3-C (Cont.)

REMARKS

This project was advertised for construction on 1/30/2014. Bids were received on 2/28/2014 three bidders responded. All of the bidders are resident to the State of Maryland. The MBE goal of 29% and 1% VSBE was met by Image Asphalt Maintenance, Inc., and approved by the DGS MBE Office memo dated 3/27/2014.

In 2006 DNR acquired a 9 acre undeveloped land parcel along North Point Road in eastern Baltimore County as an addition to North Point State Park. This site is historically significant because it is the only remaining undeveloped land upon which the Maryland Militia met invading British troops on September 12, 1814 delaying their march on Baltimore. The project will serve to protect the site and commemorate the battle by providing visitors access to interpretive trails and signage.

FUND SOURCE

MCCBL 2010/Item 011 - \$114,386.00
(Provide Funds to Design, Construct, and Equip Capital Development Projects on Department of Natural Resources Property)

MCCBL 2013/Item 014 - \$738,614.00
(Provide Funds to Design, Construct, and Equip Capital development Projects on Department of natural resources Property)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

14-0750-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM 4-C-MOD

MILITARY DEPARTMENT

La Plata Readiness Center
La Plata, MD

CONTRACT NO. AND TITLE

Project No: M-493-120-004;
Design and Construction of a New
Readiness Center
ADPICS NO. COF56427

ORIGINAL CONTRACT APPROVED

9/19/2012 DGS/BPW Agenda Item 2-C

CONTRACTOR

Coakley and Williams Construction
Bethesda, 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 building will be 28,630 gross-square-feet (GSF).

MODIFICATION DESCRIPTION

This modification is for additional construction costs due to the reclassification and redesign of the facility. These costs include all additional labor, materials, escalation and general conditions cost, and constitute an agreement by the contractor to release the State from all future claims, relative to changing the Anti-Terrorism Force Protection ATFP designation. However, this agreement reserves the contractor's rights to additional costs for temporary heat and loss of efficiency in earthwork operations that may arise since this weather sensitive work must now be performed in winter months. Additional costs for these two items will be addressed in future Change Orders.

TERM OF ORIGINAL CONTRACT

730 Calendar Days

TERM OF MODIFICATION

252 Calendar Days

AMOUNT OF ORIGINAL CONTRACT

\$9,280,000.00

AMOUNT OF MODIFICATION

\$485,750.36

PRIOR MODIFICATIONS/OPTIONS

\$119,166.00

REVISED TOTAL CONTRACT AMOUNT

\$9,884,916.36

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM 4-C-MOD (Cont)

PERCENT +/- (THIS MODIFICATION) 5.2%

OVERALL PERCENT +/- 6.5%

ORIGINAL PROCUREMENT METHOD Multi-Step Competitive Sealed Bids

ORIGINAL MBE PARTICIPATION 30% (15% African American and 5% Asian American owned)

MBE COMPLIANCE 0%

REMARKS The project classification was originally designated as 'Inhabited' during the Design/Build bidding period. As the design progressed to 50% complete, the National Guard Bureau (NGB) who are providing 100% of the project funding, determined that the ATFP Classification was incorrect and that the more stringent 'Primary Gathering' classification would apply to this project. Under a previous Change Order the redesign was authorized. At the conclusion of the design, and its approval by the NGB, the increased construction cost, delay and impact, and cost escalation for certain subcontractor costs were successfully negotiated with the Contractor and are the subject of this Change Order. This Change Order will constitute a full accord and satisfaction for all costs associated with the change in ATFP Re-Classification with the exception of the two items named above which will be added to the contract at a later date when, and if, they occur.

Contract time will be extended by 252 calendar days. The revised contract completion date will be 7/1/2015.

FUND SOURCE 100% Federal CA 2012/Item 001

RESIDENT BUSINESS Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 5-AE-MOD

DEPARTMENT OF NATURAL RESOURCES Worcester County

ORIGINAL CONTRACT NO. & TITLE Project No. P-054-130-010;
Renovation of Shower buildings 1 – 5
Assateague State Park, Worcester County
ADPICS NO. COF40214

ORIGINAL CONTRACT APPROVED 11/14/12 DGS/BPW Agenda Item 15-GM

CONTRACTOR Grimm + Parker Architects
Calverton, MD

CONTRACT DESCRIPTION This project provides Architectural and
Engineering Services for complete interior/exterior renovations to nine (9) bathhouses located
throughout Assateague State Park. A/E firm will perform complete comprehensive design
inclusive of six phases for schematic; design development; construction documents; bidding and
negotiations; construction; and post construction.

MODIFICATION DESCRIPTION Provide for additional architectural and
engineering design and administration services to design the remaining four (4) bathhouses.
They are a similar footprint to the five (5) buildings that were designed by Grimm + Parker. The
price proposal and the scope of services represented by the price proposal was reviewed by the
General Professional Services Selection Board. The price proposal was accepted by the
General Board as fair, competitive, and reasonable as required by Title 13-308 of the State
Finance and Procurement Article, Annotated Code of Maryland.

TERM OF ORIGINAL CONTRACT 12 months

TERM OF MODIFICATION 8 months

AMOUNT OF ORIGINAL CONTRACT \$197,616.70

AMOUNT OF MODIFICATION \$ 87,496.00

PRIOR MODIFICATIONS/OPTIONS \$ 0

REVISED TOTAL CONTRACT AMOUNT \$285,112.70

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 5-AE-MOD (Cont.)

PERCENT +/- (THIS MODIFICATION) 44%

OVERALL PERCENT 44%

ORIGINAL PROCUREMENT METHOD Maryland Architectural and Engineering Services Act

ORIGINAL MBE PARTICIPATION 16.54%

MBE COMPLIANCE 21.33%

REMARKS Assateague State Park is Maryland's only oceanfront park. It is located on Assateague Island, a barrier island bordered by the Atlantic Ocean on the east and the Sinepuxent Bay on the west. Its two miles of ocean beaches offer swimming, beachcombing, sunbathing, surfing and fishing.

FUND SOURCE MCCBL 2010 Item 016 (Provide funds to construct capital improvements such as planned maintenance and repair projects at public use facilities on State-Owned property)

RESIDENT BUSINESS Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 6-M**DEPARTMENT OF GENERAL SERVICES**Hyattsville District Court/Multi-Service
Center (HDCMSC)
Hyattsville, MD**CONTRACT NO. AND TITLE**Project No. 001IT819409;
Unarmed Uniformed Guard Service
ADPICS NO: 001B4400483**CONTRACT DESCRIPTION**

provide unarmed uniformed guard services at Hyattsville District Court/Multi-Service Center for a period of three (3) years.

Approval is requested for a contract to

PROCUREMENT METHODCompetitive Sealed Bids
(Small Business Reserve)**BIDS OR PROPOSALS**CSI Corporation of DC, Washington, DC
Defensor Security, LLC, Alexandria, VA
Stronghold Security, LLC, Baltimore, MD
Universal Security, LLC, Rockville, MD**AMOUNT**\$432,400.32
\$437,711.52
\$458,478.72
\$463,652.88**AWARD**CSI Corporation of DC
Washington, DC
(SBR # SB12-3017)**TERM**

6/1/2014 - 5/31/2017

AMOUNT

\$432,400.32 (3 Years)

MBE PARTICIPATION

0% (Waiver Granted)

HIRING AGREEMENT ELIGIBLE

Yes

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 7-M**MARYLAND STATE POLICE**Headquarters Compound
Pikesville, MD**CONTRACT NO. AND TITLE**Project No. PZ-000-130-001 (SBR);
Replace Electrical Distribution System
ADPICS NO. 001B4400543**DESCRIPTION**

The project consists of the Contractor providing all labor, equipment, materials, supplies, supervision, insurance, etc., necessary in performing all operations to replace electrical distribution system at the Maryland State Police Headquarters Compound. Project includes replacing transformers, switches and cable.

PROCUREMENT METHODCompetitive Sealed Bids
(Small Business Reserve)**BIDS OR PROPOSALS**

CommFed Solutions, Inc. Catonsville, MD
Hawkeye Construction, LLC Baltimore, MD
Urban Francis, LLC Baltimore, MD
Plexus Installations, Inc Baltimore, MD
Control Sources, LLC Baltimore, MD
JLN Construction Services, LLC Baltimore, MD

AMOUNTS

\$221,789.96
\$324,582.50
\$397,207.00
\$479,600.00
\$507,008.13
\$674,331.00

AWARDCommFed Solutions, Inc.
Catonsville, MD
(SBR # SB12-11619)**AMOUNT**

\$221,789.96

MBE PARTICIPATION

18% (10% African-American & 8% Asian-American Split Sub Goal)

PERFORMANCE BOND

Yes

HIRING AGREEMENT ELIGIBLE

Yes

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 7-M (Cont.)

REMARKS

A notice of availability of an Invitation to Bid (ITB) was posted on DGS’s website, and *eMaryland Marketplace.com* 854 firms were notified of this solicitation on *eMaryland Marketplace.com*. Six (6) bids were received. The contract duration is 180 calendar days. The engineer’s estimate is \$322,983.00. Sufficient funds are available to proceed with the award. There is a 15% MBE, 7% African-American and 4% Asian-American split sub-goal for this project. CommFed Solutions, Inc. has exceeded the MBE goal 18% MBE, 10% African-American and 8% Asian-American split sub goal.

The Procurement Officer has evaluated the bid documents and has determined that a mistake had been made on Unit Price No. 1: Cable Replacement. The low bidder, CommFed Solutions, Inc., submitted unit pricing for the Unit Price No. 1 in the amount of \$896.00 per linear foot. In their letter dated 2/17/2014, CommFed Solutions, Inc. specified that this unit price was submitted in error and the correct unit price is \$8.96. CommFed Solutions, Inc. is willing to move forward with the corrected unit price of \$8.96. The bidder confirmed the new cost on 3/10/2014 in the amount of \$221,789.96. The Procurement Officer agreed that the mistake and the intended correction are clearly evident on the face of the bid document, the bid shall be corrected to the intended correct bid and may not be withdrawn pursuant COMAR 21.05.02.12.C.(1).

The recommended contractor CommFed Solutions, Inc. has been found responsive and responsible and has confirmed their bid.

FUND SOURCE

MCCBL 2012 Item 007 (Provide funds for the State Capital Facilities Renewal Program-Statewide.)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

14-0250-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 8-M-MOD

DEPARTMENT OF GENERAL SERVICES

Central Maryland Regions
 Various Agencies

CONTRACT NO. AND TITLE

Project No. 001B9200835;
 Statewide Trash Removal;
 ADPICS NO. C0F53560

ORIGINAL CONTRACT APPROVED

5/6/2009 DGS/BPW Agenda Item 5-M

CONTRACTOR

Waste Management of MD, Inc.
 Chesapeake, VA

CONTRACT DESCRIPTION

This contract provides trash removal services to various State Agencies and non-profit organizations throughout Maryland for a period of five years.

MODIFICATION DESCRIPTION

This Modification allows for a nine (9) month extension to the contract for Trash Removal Services to various State Agencies, and non-profit organizations throughout Central Maryland on a monthly basis.

TERM OF ORIGINAL CONTRACT

5/7/2009 – 4/30/2014

TERM OF MODIFICATION

5/1/2014 – 1/31/2015

AMOUNT OF ORIGINAL CONTRACT

\$1,362,983.00 (Est. Total base bid)

AMOUNT OF MODIFICATION

\$208,536.40

PRIOR MODIFICATIONS/OPTIONS

\$ 0

REVISED TOTAL CONTRACT AMOUNT

\$1,571,519.40

PERCENT +/- (THIS MODIFICATION)

15.30%

OVERALL PERCENT +/-

15.30%

ORIGINAL PROCUREMENT METHOD

Competitive Sealed Bids

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 9-M-MOD**DEPARTMENT OF GENERAL SERVICES**Eastern Shore Region
Various Agencies**CONTRACT NO. AND TITLE**Project No. 001B1400361;
Trash Removal Services
ADPICS NO. C0F53577**ORIGINAL CONTRACT APPROVED**

2/9/2011 DGS/BPW Agenda Item 5-M

CONTRACTORWaste Management of MD, Inc.
Chesapeake, VA**CONTRACT DESCRIPTION**

Approval requested for a contract to provide trash removal services to various State Agencies, and non-profit organizations throughout the Eastern Shore of Maryland on a monthly basis.

MODIFICATION DESCRIPTION

This modification allows for a nine (9) month extension to the contract for Trash Removal Services to various State Agencies, and non-profit organizations throughout Eastern Shore Maryland on a monthly basis.

TERM OF ORIGINAL CONTRACT

3/1/ 2011 – 4/30/ 2014

TERM OF MODIFICATION

5/1/ 2014 – 1/31/ 2015

AMOUNT OF ORIGINAL CONTRACT

\$838,186.85

AMOUNT OF MODIFICATION

\$202,488.30

PRIOR MODIFICATIONS/OPTIONS

\$ 0.00

REVISED TOTAL CONTRACT AMOUNT

\$1,040,675.15

PERCENT +/- (THIS MODIFICATION)

24.16%

OVERALL PERCENT +/-

24.16%

ORIGINAL PROCUREMENT METHOD

Competitive Sealed Bids

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS**ITEM** 10-GM**REFERENCE**

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Any modifications listed below reflect the change in funding from POS funds to General Obligation Bond funds (MCCBL) also noted below. Total amount of funds used is \$67,925. (1 item).

Department of Natural Resources

The fund sources 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)

Patapsco Valley State Park
Carroll County, MD

DESCRIPTION

This project consists of the Contractor providing all labor, materials, equipment, tools, insurance, etc., necessary to renovate McKeldin Shop in McKeldin Area of Patapsco Valley State Park.

REMARKS

This project was advertised for construction on 1/15/2014. Bids were taken on 2/26/2014. A total of fifteen (15) bidders responded. The Low bidder, Dimension Const. Rem., Inc. was found responsible and responsive.

The MBE goal for this project was 10%. The MBE goal of 10% was met by Dimension Const. Rem., Inc. and affirmed by MBE Office memo dated 3/6/2014.

The Government estimate is \$ 64,500.00. Using Agency has approved up to \$ 75,000.00

CONTRACT NO. AND TITLE

Project No. P-020-132-010
Renovate McKeldin Shop

PROCUREMENT METHOD

Competitive Sealed Bids

AWARD

Dimension Const. Rem., Inc.
Hyattsville, MD

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

<u>ITEM</u>	10-GM (Cont.)
<u>AMOUNT</u>	\$67,925.00
<u>TERM</u>	60 Calendar Days
<u>MBE PARTICIPATION</u>	10%
<u>PERFORMANCE BOND</u>	N/A
<u>FUND SOURCE</u>	MCCBL 2012/Item 013

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 11-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 item 1, 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 2 through 7, 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 8 through 11, the Grantor is waiving the right to request any additional lots.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 11-RP (Cont.)

<u>Grantor</u>	<u>Property</u>	<u>Price</u>	
<u>FAMILY LOTS</u>			
<u>Wicomico County</u>			
1. R & V Holloway 22-13-08	118Ac	\$ 472,000.00	
		\$ 4,000.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Andrews (staff)	\$738,000.00	\$107,672.00	\$630,328.00
b. LeFort (fee)	\$738,000.00	\$107,672.00	\$630,328.00
c. Cadell (fee)	\$565,000.00	\$107,672.00	\$457,328.00
Review Appraiser: Andrews			
<u>UNRESTRICTED LOTS</u>			
<u>Baltimore County</u>			
2. L & M Hutschenreuter 03-13-03	94.324Ac	\$ 754,592.00	
		\$ 8,000.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Kelleher (staff)	\$1,038,000.00	\$374,485.81	\$963,514.19
b. Benfield (fee)	\$ 754,592.00	\$374,485.81	\$383,106.19
c. Muller (fee)	\$1,132,000.00	\$374,485.81	\$757,514.19
Review Appraiser: Kelleher			
3. M Smith 03-13-09	84.6Ac	\$ 501,600.00	
	Less 1 acre	\$ 6,000.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Kelleher (staff)	\$ 919,600.00	\$45,765.56	\$873,834.44
a. Muller (fee)	\$1,003,000.00	\$45,765.56	\$957,234.44
b. Benfield (fee)	\$ 731,500.00	\$45,765.56	\$685,734.44
Review Appraiser: Kelleher			

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 11-RP (Cont.)**Cecil County**

4. R & N Reisler	43.5Ac	\$ 297,500.00	
07-13-08	Less 1 acre	\$ 7,000.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$425,000.00	\$44,118.90	\$380,881.10
b. Benfield (fee)	\$331,500.00	\$44,118.90	\$287,381.10

Review Appraiser: Kelleher

Queen Anne's County

5. H Dean	465.75 Ac	\$1,855,000.00	
17-13-06	Less 1 acre	\$ 4,000.00/acre	
	Per dwelling		
	(2 dwellings)		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$3,315,000.00	\$471,882.74	\$2,843,117.26
b. Cline (fee)	\$2,550,000.00	\$471,882.74	\$2,078,117.26

Review Appraiser: Andrews

Wicomico County

6. W & T Mc Cain	50 Ac	\$ 193,550.00	
22-13-01	Less 1 acre	\$ 3,950.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. LeFort (fee)	\$309,000.00	\$39,394.67	\$269,605.33
b. Cadell (fee)	\$260,000.00	\$39,394.67	\$220,605.33

Review Appraiser: Andrews

7. K Bailey	60.21 Ac	\$ 150,525.00	
22-13-03		\$ 2,500.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Andrews (staff)	\$265,000.00	\$38,133.00	\$226,867.00
a. LeFort (fee)	\$265,000.00	\$38,133.00	\$226,867.00
c. Cadell (fee)	\$180,000.00	\$38,133.00	\$141,867.00

Review Appraiser: Andrews

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 11-RP (Cont.)**LOT WAIVER****Kent County**

8. CB & S Debnam	143.45 Ac	\$ 466,212.50	
14-13-05		\$ 3,250.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Derby (fee)	\$1,005,000.00	\$213,891.46	\$791,108.54
b. Cline (fee)	\$1,075,000.00	\$213,891.46	\$861,108.54

Review Appraiser: Andrews

Talbot County

9. W & C Knox	145.5 Ac	\$ 567,450.00	
20-13-09		\$ 3,900.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Andrews (staff)	\$990,000.00	\$138,180.00	\$851,820.00
b. Cadell (fee)	\$990,000.00	\$138,180.00	\$851,820.00
c. Cline (fee)	\$730,000.00	\$138,180.00	\$591,820.00

Review Appraiser: Andrews

10. H & R Hutchison	36.72 Ac	\$ 187,530.00	
20-13-10	Less 1 acre	\$ 5,250.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$285,000.00	\$45,561.88	\$239,438.12
b. Cline (fee)	\$290,000.00	\$45,561.88	\$244,438.12

Review Appraiser: Andrews

11. S Collier	38.043 Ac	\$ 144,172.00	
20-13-12	Less 1 acre	\$ 4,000.00/acre	
	Per dwelling		
	(2 dwellings)		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$265,000.00	\$29,818.15	\$235,181.85
b. Cline (fee)	\$230,000.00	\$29,818.15	\$200,181.85

Review Appraiser: Andrews

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 12-LT

DEPARTMENT OF JUVENILE SERVICES

Denton
(Caroline County)

Landlord ZNB, LLP
830 High Street, Chestertown, Maryland 21620

Property Location 317 Carter Avenue, Denton, MD 21629

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	1,960
<u>Duration</u>	10 Years	<u>Effective</u>	May 12, 2014		
<u>Annual Rent</u>	\$27,930.00 (Avg.)	<u>Square Foot Rate</u>		\$14.25 (Avg.)	
		<u>Previous Sq. Ft. Rate</u>		\$14.50	
		<u>Effective Sq. Ft. Rate</u>		\$17.25 (Avg.)	
		<u>Prev. Eff. Sq. Ft. Rate</u>		\$17.50	

<u>Utilities Responsibility</u>	Tenant
<u>Custodial Responsibility</u>	Tenant
<u>Previous Board Action(s)</u>	10/15/03 – 4-L, 10/15/08 – 9-LT
<u>Fund Source</u>	100% General J0102 301D 1301

Special Conditions

1. The lease provides thirty (30) use-in-common parking spaces at no cost to the State.
2. The lease provides for annual pass thru costs over a base year for real estate taxes, snow/ice and trash removal.

Remarks

1. The Department of Juvenile Services has occupied this space since 2003. The space is used as an administrative and client contact office for counseling and follow-up services for pre-adjudicated and adjudicated youth.
2. The rental rate for lease years 1-5 is \$13.75 per usable square foot and \$14.75 per net usable square foot for lease years 6-10 for an average rental rate of \$14.25 per net usable square foot over the lease term.
3. During the term of the lease the Landlord will install energy efficient lighting, light sensors, programmable thermostats, and new HVAC units.
4. The lease contains a termination for convenience clause.
5. In accordance with the State Finance and Procurement Article, Section(s) 13-105 and 4-318, this space is exempt from publicly advertising. The Department of General Services, in conjunction with the using Agency, recommends the approval of this Item.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REVISED

TENANT LEASE

ITEM 13-LT-OPT (Cont)

- 5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 14-LT-OPT (Cont)

- 4. The agencies are in compliance with the 1:3 ratio established for this area.
- 5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. DGS 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 16-CGL

MARYLAND HIGHER EDUCATION COMMISSION

RECOMMENDATION

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

Hagerstown Community College

ARCC Roof Replacement – Design and Construction Allocation

Design and construct the replacement of the roof on the Athletic, Recreation, and Community Center (ARCC) to prevent water damage and improve the insulation and energy efficiency of the building.

\$666,000.00

MCCBL 2012/Item 019	\$451,573.00
MCCBL 2013/Item 018	<u>\$214,427.00</u>
TOTAL	\$666,000.00
CC-02-MC12/13-435	

MATCHING FUND

Hagerstown Community College – \$369,770

Cost sharing is 64.3% State share, 35.7% local share and is in accordance with Section 11-105(j) of the Education Article.

BACKGROUND

	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$1,035,770.00	\$666,000.00	\$369,770.00
This Action	\$1,035,770.00	\$666,000.00	\$369,770.00

REMARKS

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by Hagerstown Community College and signed by local authorities.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 17-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

RECOMMENDATION That the Board of Public Works approve:

1. A grant of **\$46,601.00** to *Supported Housing Developers, Inc. (Glen Burnie, Anne Arundel County)* for the acquisition of 206 Water Fountain Court #103, Glen Burnie;
2. The sale of 114 Mountain Road, Unit #1C for \$68,000.00, and the use of the sale proceeds for the acquisition of 206 Water Fountain Court #103;
3. The transfer of the State’s Right of Recovery from 114 Mountain Road, Unit #1C to 206 Water Fountain Court #103; and
4. A Waiver of Priority Declaration and Subordination Agreement to subordinate the State’s Right of Recovery for 206 Water Fountain Court #103 to Sandy Spring Bank.

PROJECT The sale of 114 Mountain Road, Unit #1C and the acquisition of 206 Water Fountain Court #103 to transfer housing services for two individuals with mental illness to the new location.

Contract of Sale	\$133,000.00
Cynthia L. Jenkins, Annapolis, MD	\$138,000.00
Jason Lewis, Arnold, MD	\$139,000.00
DGS accepted appraisal	\$138,000.00
Eligible amount	\$133,700.00*

*Includes the lesser of the DGS accepted value or the contract price at \$133,000.00, and the cost of appraisals at \$700.00.

BACKGROUND

Supported Housing Developers, Inc. (SHD) acquired 114 Mountain Road, Unit #1C in 1998 to provide housing services for two individuals with mental illness. The State provided a grant (MCCBL 1997, DHMH #8804-01) of \$49,500.00 (75% of \$66,000.00) to assist in the cost of acquiring the property. SHD had a Right of Recovery recorded in the Land Records of Anne Arundel County (Vol. 8756, Page 518) as required under *Health General Article 24-606*.

Due to increasing maintenance costs, SHD has entered into a contract to sell 114 Mountain Road, Unit #1C for \$68,000.00. SHD will use the proceeds of the sale to purchase another property and transfer their services to this new location. The State’s Right of Recovery for 114 Mountain Road, Unit #1C will be transferred to the new property at \$51,000.00 (75% of the \$68,000.00 sale proceeds).

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 17-CGL (Cont.)

SHD has entered into a contract to purchase 206 Water Fountain Court #103 for \$133,000.00 to be used as the new location for their services. SHD will record the State’s Right of Recovery for the new location at 73% of the purchase price or \$97,601.00 as required under *Health General Article 24-606*.

SHD has been approved for a first priority mortgage loan from Sandy Spring Bank to acquire 206 Water Fountain Court #103 contingent upon the DHMH subordinating its Right of Recovery to the Sandy Spring Bank loan. The total loan will include \$36,099.00 of eligible project costs (27% local share of \$133,700.00 acquisition).

REMARKS

- (1) Grantee is a nonprofit organization.
- (2) In accordance with *Subtitle 6 of the Health-General Article of the Annotated Code of Maryland*, the Board’s approval is further contingent upon the State’s right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Montgomery County.
- (3) No State funds will be disbursed until the grantee has presented suitable evidence to the Office of the Comptroller that it has expended the required matching funds.

FUND SOURCE DHMH has determined the grantee is required to provide a 27% local share of the eligible project cost as follows:

\$133,700.00	Total Project Cost
\$133,700.00	Eligible Project Cost
\$ 46,601.00	MCCBL 2010 (Community Health Facilities Fund) DHMH #08807-05
\$ 51,000.00	State Share of Sale Proceeds
\$ 36,099.00	Supported Housing Developers, Inc.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION