

# BOARD OF PUBLIC WORKS

*FEBRUARY 5, 2014*

## TABLE OF CONTENTS

	Section page no.	Overall page no.
<b>SECRETARY'S AGENDA</b>		
Comptroller		1, 18
Maryland School for the Deaf		3
Department of Housing and Community Development		4, 19
Maryland Environmental Service		5
Department of Planning/MD Historical Trust		7
Public School Construction		9
Board of Public Works PAAR		10, 14
Department of Agriculture		11
Board of Public Works Wetlands		15
Department of Natural Resources		26
Department of the Environment		27
Morgan State University		34
Treasurer		35
<b>APPENDIX</b>		
Department of Public Safety and Correctional Services	App 1	38
Department of General Services	App 2	39
Maryland State Police	App 10	47
<b>SUPPLEMENT A — DEPARTMENT OF NATURAL RESOURCES/REAL PROPERTY</b>		
Program Open Space Local Share	1A, 8A	49, 56
Program Open Space State Share	6A, 11A	54, 59
Rural Legacy Program	9A	57
Forest Conservation Act Easement	12A	60
<b>SUPPLEMENT B — DEPARTMENT OF BUDGET AND MANAGEMENT</b>		
Service Contracts	1B, 43B	61, 103
Service Contracts Renewals Options/Modifications	16B, 49B	76, 109
Service Contract Modifications	20B, 53B	80, 113
General Miscellaneous	60B	120
<b>SUPPLEMENT C — UNIVERSITY SYSTEM OF MARYLAND</b>		
Construction Contract	1C	122
A/E Services Contract Renewal Option	9C	130
General Miscellaneous	13C	134
Construction Contract Mod and Demolition	15C	136

# TABLE OF CONTENTS

## CONTINUED

	Section page no.	Overall page no.
<b>SUPPLEMENT D — DEPARTMENT OF INFORMATION TECHNOLOGY</b>		
Department of Public Safety and Correctional Services	1D	139
College Savings Plan of Maryland	3D	141
Department of Education	5D	143
State Department of Assessments & Taxation	7D	145
Department of Juvenile Services	12D	150
Department of Information Technology	14D	152
<b>DEPARTMENT OF TRANSPORTATION</b>		
Construction Contract	1, 34	154, 187
Contract Modification	7	160
Maintenance Contract	14, 40	167, 193
Real Property	28, 50	181, 203
Expedited Procurement	30	183
A/E Services	48	201
<b>DEPARTMENT OF GENERAL SERVICES</b>		
Maintenance Contract	1, 6	205, 210
A/E Services	3	207
Equipment Contract	10	214
General Miscellaneous	12, 46	216, 250
Lease	19, 52	223, 256
Capital Grants and Loans	28, 55	232, 259

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

*Contact: Rehena Rentuma 410-260-7909  
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**1. BONDS**

***Recommendation:*** That the following general-obligation bond authorizations be cancelled in the amount of **\$647,195** and, at the same time, reduce the State's spending authority as shown for the following capital projects. The Department of General Services has reviewed this request and concurs with the recommendation of the Office of the Comptroller.

***Authority:*** Section 8-128, State Finance and Procurement Article, Maryland Annotated Code.

- A. Grantees did not have their matching fund certified or did not encumber or expend proceeds by the dates the enabling acts required:

Goshen House Loan of 2008	\$84,394
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Chapter 336 Acts of 2008 amended by Chapter 372 Acts of 2010

Chapter 639 Acts of 2012

Lions Camp Merrick Loan of 2008	\$102,500
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Local Senate Initiative

Chapter 336 Acts of 2008 amended by Chapter 396 Acts of 2011

Chapter 639 Acts of 2012

Lions Camp Merrick Loan of 2008	\$48,000
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Local House Initiative

Chapter 336 Acts of 2008 amended by Chapter 396 Acts of 2011

Chapter 639 Acts of 2012

Mayo Civic Association Community Hall Loan of 2013	\$10,000
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Chapter 424 Acts of 2013

- B. Grantees stated in writing that the project is complete or the funds are otherwise no longer needed:

Barnesville Town Hall Renovation Loan of 2005	\$5,222
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Chapter 445 Acts of 2005

Banneker Historical Park and Museum Loan of 2006	\$12,193
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Chapter 46 Acts of 2006

Women's Club of Linthicum Heights Loan of 2006	\$109
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Chapter 46 Acts of 2006

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

**1. BONDS (cont'd)**

**B. (cont'd)**

The Maryland Center at Kiplin Hall Loan of 2007	\$80,470
Chapter 488 Acts of 2007	

Maryland School for the Blind Loan of 2008	\$53,990
Legislative Senate Initiative	
Chapter 336 Acts of 2008	

Maryland School for the Blind Loan of 2008	\$150,000
Legislative House Initiative	
Chapter 336 Acts of 2008	

Fort Washington Youth Fitness Facility Loan of 2010	\$317
Chapter 483 Acts of 2010	

Cecil Inn Renovations Loan of 2013	\$100,000
Legislative House Initiative	
Chapter 424 Acts of 2013	

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

*Contact: James Tucker  
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**2. MARYLAND SCHOOL FOR THE DEAF**  
*Naming of the Ijams-Vance Dining Hall*

**Recommendation:** The Maryland School for the Deaf board of trustees and its superintendent recommend that the Board of Public Works approve naming the school cafeteria on the Frederick campus the *Ijams-Vance Dining Hall* in memory of Mary “Mollie” Manning Ijams and May Frances Vance.

**Background:** Both Ms. Ijams and Ms. Vance hold important positions in the School’s history.

Mollie Ijams (1851-1926) is a member of the historic Maryland family, the Ijams after whom Ijamsville is named. Her grandfather was a member of the House of Delegates. Mollie attended the Virginia School for the Deaf for six months but her mother, Eliza, was determined that Maryland should have its own school for the deaf. When the School opened, Mollie was the first to register; she and her brother were members of the initial class of 34 students. Mollie went on to become the School’s first graduate to receive a diploma. She then became the first alumna to teach at the school. She taught many subjects to elementary students for 45 years until her retirement. Mollie is buried in the Mt. Olivet Cemetery, near the School’s campus.

Frances Vance of Baltimore City helped integrate the School as one of the dozen students who in 1956 transferred from the Colored Program at Overlea after the Supreme Court issued *Brown v. Board of Education*. She was the first African American to graduate from the School. The School’s alumni association presents an annual award in her honor.

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

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

***Loan Authority:*** *Housing and Community Development, Article §§ 4-301-4-309,  
Annotated Code of Maryland*

***Authority to Release Security Interest:*** *State Finance and Procurement Article §§ 10-305,  
Annotated Code of Maryland*

A. Kimberly Chandler  
*314 Burnside Court, Joppa, 21085, Harford County*  
Original Loan: \$5,000  
Current Balance: \$2,750

B. Melissa De Jesus-McNeily  
*1806 Swansea Road, Baltimore, 21239, Baltimore City*  
Original Loan: \$10,000  
Current Balance: \$10,000

C. Corey Lyons and Rhonda Burrell  
*1321 Karen Blvd #309, Capitol Heights, 20743, Prince George's County*  
Original Loan: \$5,000  
Current Balance: \$5,000

D. Christine Massarese  
*131 Hampshire Road, Essex, 21221, Baltimore County*  
Original Loan: \$3,294  
Current Balance: \$1,588

E. Nai Morson  
*11775 Oak Manor Drive #75, Waldorf, 20601, Charles County*  
Original Loan: \$5,000  
Current Balance: \$5,000

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

*Contact: Ellen Frketic 410-729-8307  
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**4. MARYLAND ENVIRONMENTAL SERVICE**  
*Eastern Correctional Institution, Somerset County*

**Construction Mod:** Headworks Construction Services  
MES Project # 11-05-21

**Original Approval:** Secretary's Agenda Item 7 (9/7/11)

**Award:** Bearing Construction Co., Sudlersville

**Contract Description:** Construct new headworks building housing various wastewater equipment; including: coarse bar screens, fine screens, grit removal systems, pumps, and electrical and control systems.

<b>Modification Description:</b>	Construct influent box and sewer lines to divert flow
<b>Original Contract Term:</b>	430 days
<b>Modified Contract Term:</b>	989 days
<b>Original Contract Amount:</b>	\$4,693,777
<b>Prior Modifications:</b>	\$69,524
<b>This Modification:</b>	\$497,016
<b>Revised Total Amount:</b>	\$5,260,317
<b>Percentage Increase:</b>	11%
<b>MBE Goal:</b>	18%
<b>MBE Compliance:</b>	16-17%

**Remarks:** During installation of manholes and sewer pipes through the prison perimeter road, contractor encountered a high voltage electrical duct bank that had not appeared on as-built drawings. This change order is to construct an alternative design to circumvent the duct bank.

**Fund Sources:** MCCBL of 2008 and 2012: *MES Infrastructure Improvement Fund (UB00)*

**Appropriation Codes:** 060 MCCBL 08 (pca# 10980, \$262,281.82)  
097 MCCBL 13 (pca#11024, \$234,734.51)

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
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February 5, 2014**

*Contact: Ellen Frketic 410-729-8307  
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**5. MARYLAND ENVIRONMENTAL SERVICE  
*Cunningham Falls State Park, Frederick County***

**A/E Contract:** Engineering Services  
MES Project # 14-05-04

**Description:** Design, bidding, and construction phase services for sewer system improvements at Cunningham Falls State Park. The improvements are needed to reduce extraneous groundwater and surface water from entering the Park's sewers and resulting in higher sewer use bills from the Town of Thurmont.

**Award:** Buchart Horn, Inc., Baltimore  
**Procurement Method:** MES A/E Short List  
**Term:** 2 years  
**Amount:** \$116,578  
**MBE Participation:** 36%

**Remarks:** The wastewater generated at Cunningham Falls State Park is conveyed to the Town of Thurmont for treatment. Infiltration and inflow enters the sewer system within the Park during storms. This causes significant problems for the Town and the State is charged for these excessive flows.

Reference is made to Secretary Agenda Item 9 (3/20/13) in which the Board of Public Works approved a contract under which Buchart Horn surveyed and mapped the sewer system, closed circuit TV inspected portions of the system, and prepared a design development report with recommended improvements, which is the basis for the work under this proposed contract.

The award amount exceeds by 21% the amount authorized for the project in the 2012 MCCBL. MES has notified the General Assembly because the MCCBL states with respect to certain MES projects: "Expenditures . . . may not exceed the amount [authorized] by more than 7.5% without notification to the General Assembly."

**Fund Source:** MCCBL of 2012: *MES Infrastructure Improvement Fund (UB00)*  
**Appropriation Code:** 076 MCCBL 2012 (PCA # 11023)  
**Resident Business:** Yes  
**Tax Compliance No.:** 13-3148-0111

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

**Recommendation:** That the Board of Public Works approve three African American Heritage Preservation Program grants in the total amount of \$300,000.

**A. Sotterley Plantation Improvements**

*44300 Sotterley Lane, Hollywood 20636*

*St. Mary's County*

**Grantee:** Historic Sotterley, Inc.

**Description:** Interior and exterior rehabilitation of corn crib, including structural repairs, site work, ramp, security system, fire detection system, electrical upgrades; design and installation of exhibit; and architectural, engineering, and consulting services. [Total project costs \$128,000 estimated.]

**Amount:** \$100,000

**Fund Source** MCCBL of 2013: Maryland Historical Trust Appropriation #13113

**Remarks:** Dating to 1703, Sotterley Plantation is a National Historic Landmark and the only Tidewater plantation in Maryland open to the public. Sotterley has more than 20 original buildings spanning its 300 year evolution. The corn crib, dating to the mid to late 18th century, will be restored to house an exhibit telling the story of slavery as well as the stories of those who stayed on as tenant farmers and slave laborers into the 20th century.

**B. Kennard High School Restoration**

*410 Little Kidwell Avenue, Centreville 21617*

*Queen Anne's County*

**Grantee:** Kennard Alumni Association, Inc.

**Description:** Interior rehabilitation, including repairs to woodwork, flooring, HVAC, plumbing, and electrical systems. [Total project costs \$141,565 estimated.]

**Amount:** \$100,000

**Fund Source** MCCBL of 2013: Maryland Historical Trust Appropriation #13113

**Remarks:** Kennard High School represents a historic shift from the old one-room African American schools of Queen Anne's County providing only elementary education to a true secondary school. Kennard was built in 1936, with expansions in 1947 and 1951, and until its closing in 1966 was the County's only secondary school for African Americans. Music, sports, farming, and home economics programs provided additional benefits to the African-American community. The building will be used as a community center.

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

**6. DEPARTMENT OF PLANNING (cont'd)**

**C. Sandy Spring Odd Fellows Lodge Renovation**

*1310 Olney-Sandy Spring Road, Sandy Spring, 20860*

*Montgomery County*

**Grantee:** Grand United Order of Oddfellows Sandy Spring Lodge #6430, Inc.

**Description:** Acquisition of adjoining property; interior and exterior rehabilitation, including utilities and systems; and architectural, engineering, and consulting services. [Total project costs \$100,000 estimated.]

**Amount:** \$100,000

**Fund Source** MCCBL of 2013: Maryland Historical Trust Appropriation #13113

**Remarks:** The Odd Fellows Lodge was built during the early 1900s as a health, burial, and life insurance agency for African Americans; it served in this capacity for over 60 years. For decades, the Lodge played a significant societal role as African Americans pushed for civil rights and equal treatment. The Lodge also became the social hub for African Americans, as a popular site for picnics and dances. The current structure was built by local African American artisans and remains the oldest surviving structure of its kind. The building will be used as an educational and cultural center.

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**BOARD OF PUBLIC WORKS**

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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**7. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM**

*Public School Construction Capital Improvement Program – Fiscal Year 2015*

**Recommendation:** The Interagency Committee on School Construction recommends that the Board of Public Works approve the State School Construction Program for the Fiscal Year 2015 in the amount of \$250 million. The proposed \$250 million Statewide program comprises recommendations for specific projects in the approximate amount of \$187.5 million and a Statewide contingency in the approximate amount of \$62.5 million. The recommended Capital Improvement Program (CIP) is to be funded by this year's proposed general-obligation bond authorization (MCCBL of 2014).

Included in the FY 2015 CIP is the IAC's recommendation to fund six projects with \$5.7 million of funds reserved from the FY 2014 CIP Air Conditioning Initiative bond authorization.

**Authority:** Section 5-301 of the Education Article, Maryland Code; COMAR 23.03.02.03C(3).

**Background:** The Interagency Committee reviewed each local school system's capital improvement school construction program request submitted for FY 2015. The IAC recommendation is based on evaluation of the submissions from each local education agency, as well as discussion among local representatives and the Public School Construction Program staff.

The proposed CIP reflects local priorities, while recognizing projects that address the mandates of the Bridge to Excellence in Education Act; urgent major projects that require a high level of State commitment to move forward; the high school science classroom initiative; the highest priority systemic renovation projects; the FY 2014 Air Conditioning Initiative; and Maryland School for the Blind projects. The CIP takes into account whether proposed new or replacement schools are located outside of Priority Funding Areas and whether requested schools can serve as emergency shelters. The CIP includes planning approval for major projects and for projects that will address Bridge to Excellence requirements for full-day kindergarten and for pre-kindergarten for disadvantaged four-year olds.

*Air Conditioning Initiative.* Reference is made to Secretary's Agenda Item 20 (August 21, 2013) in which the Board of Public Works approved \$18.123 million in 2013 MCCBL funds for air conditioning projects from the \$24.6 million remaining balance (Secretary's Agenda Item 9, May 15, 2013). The IAC recommendation will apply \$5.689 million of the remaining \$6.477 million to eligible projects submitted by local boards among the FY 2015 CIP requests. If approved, \$788,000 will remain within the Statewide contingency from the FY 2014 Air Conditioning Initiative allocation.

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

Submission of the Procurement Agency Activity Reports by:

Treasurer – CY 2013, 2<sup>nd</sup> & 3<sup>rd</sup> Quarter

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

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**BOARD OF PUBLIC WORKS**

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

*Norman Astle (410) 841-5864  
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**9. DEPARTMENT OF AGRICULTURE**  
*Maryland Agricultural Cost-Share Program Grant Requests*

**Recommendation:** That the Board of Public Works approves funding a total of 42 individual grants under the Maryland Agricultural Cost-Share Program. Total submission amount: \$571,620

Agreement	Recipient	County	Amount
AT-2014-2311	STANLEY BOOTHE	St. Mary's	4,700
AT-2014-2312	STANLEY BOOTHE	St. Mary's	5,100
AT-2014-2539	FRANCIS J. HICKMAN	Kent	13,300
AT-2014-2586	DALE E. EVANS	Garrett	60,500
AT-2014-2587	DALE E. EVANS	Garrett	7,900
AT-2014-2588	WAYNE A. MAST	St. Mary's	2,900
AT-2014-2589	DAVID R. RUSSELL	St. Mary's	3,100
AT-2014-2593	LONESOME GLORY, LLC	Baltimore	11,300
AT-2014-2594	LONESOME GLORY, LLC	Baltimore	8,700
AT-2014-2607	CHARLES A. LANGENFELDER, JR.	Kent	18,000
AT-2014-2612-R	MARLIN R. LONGENECKER	Kent	17,700
CH-2014-2534	ALVIN F. CALLAHAN	Queen Anne's	5,200
LS-2014-2532	JACK STRAW FARM, LLC	Harford	2,600
LS-2014-2533	JACK STRAW FARM, LLC	Harford	2,400
LS-2014-2544	WILLIAM T. MOORE, JR	Harford	20,000
MP-2014-2576	LISA A. REID	Frederick	11,300
MP-2014-2577	LISA A. REID	Frederick	6,700
MP-2014-2578	LISA A. REID	Frederick	6,900
MP-2014-2579	F & R ENTERPRISES	Frederick	9,000
MP-2014-2580	F & R ENTERPRISES	Frederick	4,900
MP-2014-2613	FERN R. HAINES	Carroll	6,500
MP-2014-2614	JASON M. MYERS	Carroll	3,300
MP-2014-2615	JASON M. MYERS	Carroll	1,900
NW-2014-2590-R	GREGORY L. RUSSELL	Caroline	8,900
NW-2014-2592-B	GREGORY L. RUSSELL	Caroline	15,400
NW-2014-2600	HOG ISLAND HUNT CLUB, INC.	Dorchester	2,400

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

Agreement	Recipient	County	Amount
NW-2014-2603-R	DALE L. WRIGHT, JR	Caroline	11,300
PA-2014-2418	WILLIAM N. LERCH, SR	Anne Arundel	9,200
PA-2014-2559	PATRICIA A. DOVE	Calvert	20,000
PB-2014-2604	CARL B. CARLSON	Carroll	10,800
PB-2014-2605	CARL B. CARLSON	Carroll	9,300
PR-2014-2606-B	STEVEN M. CULLEN	Somerset	47,300
PR-2014-2617-B	BARRY B. ICKES	Wicomico	30,800
PR-2014-2618	MARGARET A. LUKE	Wicomico	7,300
PR-2014-2619-B	WILLIAM G. BEAR	Wicomico	35,000
RS-2014-2347	CHARLES ALAN SHARP	Howard	9,200
RS-2014-2348	CHARLES ALAN SHARP	Howard	4,920
RS-2014-2349	CHARLES ALAN SHARP	Howard	5,100
RS-2014-2350	CHARLES ALAN SHARP	Howard	13,200
RS-2014-2351	CHARLES ALAN SHARP	Howard	3,700
RS-2014-2611	JAMES H. CONNER	Montgomery	4,200
UP-2014-2602	DAVID KEADLE	Washington	89,700

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

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

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

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**BOARD OF PUBLIC WORKS**

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**WITHDRAWN**

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

***Maryland Agricultural Cost-Share Program Additional Funding Requests***

**Recommendation:** That the Board of Public Works approves **additional** funding of **2** individual grants under the Maryland Agricultural Cost-Share Program. Total submission amount: \$5,626.77

Agreement	Recipient	County	Amount
AT-2010-1568	DEWALT J. WILLARD, JR	Montgomery	4,733.13
LS-2013-2713	RIGDON FARMS, LLC	Harford	893.64

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

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

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

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

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February 5, 2014**

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

Submission of the Procurement Agency Activity Reports by Departments of:

Budget and Management	October & November 2013
Public Safety and Corrections Services	December 2013
Transportation	December 2013

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

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**WITHOUT DISCUSSION**



**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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**12. BOARD OF PUBLIC WORKS  
Wetlands License 12-0224**

***Recommendation:*** That the Board of Public Works approve the application for State Tidal Wetlands License No. 12-0224 as set forth in this Item. The Department of the Environment concurs in this recommendation.

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

***Background:*** Reference is made to Secretary's Agenda Item 5 (March 20, 2013) in which the Board of Public Works granted State tidal wetlands license No. 12-0224 to Timothy E. Beckwith. After the license was issued, Mr. Beckwith's neighbors – who had opposed the license at the March 20 Board meeting – appealed the Board's decision to the Circuit Court of St. Mary's County.

***Judicial Decision:*** On November 21, 2013, the Circuit Court remanded the license application to the Board "to address the relevant factors and provide a basis for its decision." *Petition of Louise A. Slaby, et al.*, Case No. 18-C-13-587, Op. at 8. On January 15, 2014, in response to a motion for clarification, the Circuit Court explicitly revoked the license in connection with the remand.

The Board, through the Attorney General, has noted an appeal to the Court of Special Appeals of the decision to remand. However, the Office of the Attorney General also advises that the Board may re-issue this license now in accordance with the November 21, 2013 order.

***Conclusion:*** By approving this Item, the Board of Public Works expressly states that its decision to grant the license is because the applicant's proposed activities are an exercise of his riparian rights to wharf out for navigation and to protect his property from shoreline erosion and is in the best interest of the State. The ecological, economic, developmental, recreational, and aesthetic values presented by the application compel the issuance of the license.

***Findings:*** The Maryland Department of the Environment recommended issuing the license because "the project as designed has avoided and minimized impacts to tidal wetlands to the fullest and most practical extent possible". MDE Report & Recommendation (R&R), page 3. After evaluating the entire record in full – including those parts of the record provided by the Slabys and the Munns (who opposed the application) as well as MDE's R&R and supporting materials – approval of this Item confirms that the Board finds that the applicant's proposal to control shore erosion and improve navigable access on his property is appropriate. In particular, the Board relies on the following factors in MDE's R&R at page 3:

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

**12. BOARD OF PUBLIC WORKS (cont'd)**

- The applicant has minimized impacts to the vegetated tidal wetlands by reducing the proposed walkway over existing marsh to a maximum of 3-feet wide.
- The sand containment structures have been reduced and will not adversely impact adjacent properties.
- The proposed pier on lot 5 will not restrict access to the tidal pond inlet.
- Impacts to the shallow water habitat have been avoided and minimized by the applicant placing proposed boat lifts in water depths greater than 2-feet at mean low water.

Those factors lead the Board to make the following findings:

- The project will have a beneficial ecological and aesthetic effect because it will control shore erosion and otherwise minimize impacts to tidal wetland vegetation and the shallow water habitat.
- The project will have a beneficial economic and recreational impact because navigable access to the property will be improved and the project will not adversely affect adjacent properties or access to the tidal pond inlet.
- Because of the minimal nature of the project including its small scope and minimal impact outside the applicant's property boundaries, the developmental value is not of particular relevance to this project.

***Licensed Activities.***

12-0224      TIMOTHY E. BECKWITH – To control shoreline erosion and provide access to navigation for applicant's two undeveloped approved subdivision lots.  
*Breton Bay at 21085 Breton Beach Court (Lots 4 and 5), Protestant Point, Browns Minor Subdivision in Leonardtown, St. Mary's County.*

***Lot 4***

As depicted on plans dated April 26, 2012:

- Construct 190-foot long by 6-foot wide timber pier with a 10-foot by 20-foot platform, one boat lift and three mooring piles, all extending a maximum of 200 feet channelward of the mean high water line
- Plant marsh vegetation along 80 feet of eroding shoreline
- Construct four 8-foot wide by 35-foot long stone sand containment structures along 714 feet of shoreline extending 35 feet channelward of the mean high water line

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

**12. BOARD OF PUBLIC WORKS (cont'd)**

*Lot 5:*

As depicted on plans dated April 26, 2012:

- Construct 217-foot long by 3-foot wide walkway over vegetated tidal wetlands
- Construct 240-foot long by 6-foot wide timber pier with 10-foot by 18-foot platform, one 20-foot long by 3-foot wide finger pier and six mooring piles, all extending a maximum of 226 feet channelward of the mean high water line
- Plant marsh vegetation along 20 feet of eroding shoreline
- Construct one 8-foot wide by 35-foot long stone sand containment structure extending 35 feet channelward of the mean high water line

This Item was withdrawn as Secretary Item 5 from the 1/8/14 Agenda.

**\*Vote 2 to 1; Comptroller Voted Against**

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED\***

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

*Contact: Rehena Rentuma 410-260-7909  
E-mail: rrentuma@comp.state.md.us*

**13. BONDS:**

**Recommendation:** That the Board of Public Works authorize the Comptroller to reinstate the following general obligation bond authorization in the amount of **\$16,181** only and, at the same time, increase the State's spending authority by the same amount for the following capital project.

*Warner Manor Loan of 2010, Local Senate Initiative  
Chapter 483, Acts of 2010 as amended by Chapter 396, Acts of 2011*

**Background:** Reference is made to Secretary's Agenda Item 2 (9/4/2013), in which the Board approved a recommendation to cancel this authorization in the amount of \$33,100 and to decrease the State's spending authority in like amount. That recommendation was made in error.

The 2010 MCCBL (bond bill) required that the grant funds be expended or encumbered by the Board of Public Works no later than June 1, 2013. Authorization for any funds unexpended or unencumbered after June 1, 2013 was ripe for cancellation pursuant to Section 8-128, State Finance and Procurement Article, Annotated Code of Maryland.

The Office of the Comptroller notified the grantee that it would be recommending cancellation of \$33,100, the amount that the Office believed unencumbered. The grantee did not advise this Office of any disagreement. Accordingly, the Office recommended, and the Board approved, an Item to cancel the \$33,100 remaining on the grant.

This Office has now discovered that the Department of General Services had encumbered \$16,181 of the \$33,100 remaining on the grant before June 1, 2013. As such the \$16,181 should not have been cancelled.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

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**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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George Eaton (410) 514-7348 [eaton@mdhousing.org](mailto:eaton@mdhousing.org)*

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

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

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

**Authority to Release Security Interest:**  
*State Finance and Procurement Article §§ 10-305, Maryland Code*

- |    |   |
|----|---|
| A. | <i>Jason Frank</i><br>3828 Elmley Avenue, Baltimore, MD 21213, Baltimore City<br>Original Loan: \$10,000<br>Current Balance: \$10,000               |
| B. | <i>Aaron Ingersoll</i><br>501 Prospect Blvd, 39A, Frederick, MD 21701, Frederick County<br>Original Loan: \$5,000<br>Current Balance: \$5,000       |
| C. | <i>Jolanda Webster</i><br>8227 Stewarton Court, Severn, MD 21144, Anne Arundel County<br>Original Loan: \$5,000<br>Current Balance: \$5,000         |
| D. | <i>Michael and Wendy Zets</i><br>9722 Red Clover Court, Parkville, MD 21234, Baltimore County<br>Original Loan: \$5,000<br>Current Balance: \$5,000 |

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**BOARD OF PUBLIC WORKS**

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

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

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

***Grantee:*** Historic East Baltimore Community Action Coalition  
1212 North Wolfe Street, Baltimore City, 21213

***Grant Amount:*** \$500,000

***Project:*** Baltimore Food Enterprise Center  
1801 East Oliver Street, Baltimore City

***Fund Source:*** MCCBL of 2013: *Provide funds for grants and loans to fund  
Community-based economic development activities in Sustainable  
Communities.* Item: SA24 (B)

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

***Program:*** The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, provides flexible gap financing for small businesses starting up or expanding in Sustainable Communities throughout the State. Loans are made to Maryland-based local development corporations, microenterprises, nonprofit organizations, or small businesses. Loans and grants are made to these organizations whose activities contribute to broader neighborhood revitalization (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing ranges from \$1,000 up to the lesser of \$500,000 or 50 % of total project costs. Applicants must provide a cash contribution of at least 5% of the total project cost.

***Project Description:*** The Baltimore Food Enterprise Center will be located in a renovated historic building in East Baltimore. The site is home to three vacant historic structures that will be redeveloped as the Baltimore Food Hub and put back into use for both food related activities and urban farming. As a shared-use commercial kitchen and business incubator, the Baltimore Food Enterprise Center will bring private investment, economic opportunity, and jobs to this underserved community. The Food Hub will increase fresh food resources in a food desert.

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

***Program:* (cont'd)**

Grantee estimates that the project will create 33-55 new fulltime equivalent jobs in the first year and 63-88 by the third year. These include positions in catering (preparation and service), specialty foods production, processing, and packaging, value-added farm products, specialty or gourmet meal preparation, business administration, and center operation and administration. Education and workforce development partnerships will provide training and placement opportunities in the culinary and hospitality industry.

***Project Cost:*** The total cost for the Baltimore Food Enterprise Center is approximately \$3 million, primarily for renovations and equipment. All funds needed for this phase of the Food Hub (other than this grant) are secured, including a \$1.43 million award from the U.S. Department of Commerce and DHCD Community Legacy awards totaling \$300,000.

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**BOARD OF PUBLIC WORKS**

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

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

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

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

**Grantee:** Jubilee Baltimore, Inc.  
1228 N. Calvert Street, Baltimore City, 21202

**Grant Amount:** \$500,000

**Project:** The Center for Neighborhoods  
10 E. North Avenue, Baltimore City

**Fund Source:** MCCBL of 2013: *Provide funds for grants and loans to fund Community-based economic development activities in Sustainable Communities.* Item: SA24 (B)

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

**Program:** The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, provides flexible gap financing for small businesses starting up or expanding in Sustainable Communities throughout the State. Loans are made to Maryland-based local development corporations, microenterprises, nonprofit organizations, or small businesses. Loans and grants are made to these organizations whose activities contribute to broader neighborhood revitalization (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing ranges from \$1,000 up to the lesser of \$500,000 or 50 % of total project costs. Applicants must provide a cash contribution of at least 5% of the total project cost.

**Project Description:** Jubilee Baltimore's \$18 million historic renovation of the former Centre Theater at 10 E. North Avenue, will convert the neighborhood's largest vacant structure, a 65,000 square-foot former theater, into a thriving new community use. The project will be anchored by the Maryland Institute College of Art and Johns Hopkins University's joint film and video game development programs as part of a new \$10 million anchor-institution effort to promote community reinvestment in a distressed area between downtown and the Johns Hopkins Homewood campus. The University presence will enable the project to provide 25,000 square foot of space for community-based non-profit organizations and small businesses. Two farm-to-table restaurants on the ground floor will enliven the street and bring new vitality to the commercial district.



**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

The Center for Neighborhoods is a new alliance of five non-profits that have been serving Baltimore's neighborhoods for decades. All five will move into this building. They will share facilities and work ever more closely together. The organizations are:

- Neighborhood Housing Services of Baltimore
- The Community Law Center
- The Neighborhood Design Center
- The Live Baltimore Marketing Center
- Jubilee Baltimore

**Project Cost:** The total project cost for the 10 E. North Avenue project is \$18 million. The cost of constructing the Center for Neighborhoods is approximately \$2.5 million. Jubilee Baltimore has secured all the money necessary to complete the Center for Neighborhoods portion of the project except for a \$500,000 gap.

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**BOARD OF PUBLIC WORKS**

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**DISAPPROVED**

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**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

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

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

**Grantee:** Parks & People Foundation  
800 Wyman Park Drive, Suite 10, Baltimore City 21211,

**Grant Amount:** \$500,000

**Project:** Auchentoroly Terrace at Druid Hill Park  
2100 Liberty Heights Avenue, Baltimore City

**Fund Source:** MCCBL of 2013: *Provide funds for grants and loans to fund  
Community-based economic development activities in Sustainable  
Communities.* Item: SA24 (B)

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

**Program:** The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, provides flexible gap financing for small businesses starting up or expanding in Sustainable Communities throughout the State. Loans are made to Maryland-based local development corporations, microenterprises, nonprofit organizations, or small businesses. Loans and grants are made to these organizations whose activities contribute to broader neighborhood revitalization (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing ranges from \$1,000 up to the lesser of \$500,000 or 50 % of total project costs. Applicants must provide a cash contribution of at least 5% of the total project cost

**Project Description:** Parks & People will use the grant funds to develop an educational and ecology center on a nine-acre parcel of land adjacent to Druid Hill Park which includes the original 1872 Park Superintendent's House and historic carriage house. Parks & People recently completed the renovation of the historic house as their new headquarters. Parks & People Foundation was established in 1984 with the mission of supporting a wide range of recreational and educational opportunities, creating and sustaining beautiful and lively parks, and promoting a healthy natural environment for Baltimore.

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

***Project Description:* (cont'd)**

The project will construct the Education and Ecology Center, a new building that will provide hands-on horticulture and natural resources education as well as green career development. This 10,000 sq. ft. state of the art building will include a green roof and demonstrate best practices in green building development; it will be one of the first LEED Platinum buildings in Baltimore. The building will house classroom space and administrative and programming offices.

***Project Cost:*** The cost for the entire project (including the 1872 Park Superintendent's House) is \$12.8 million. The cost of constructing the educational and ecology center is approximately \$10 million. Parks & People Foundation has secured all the money necessary to complete this project except for a \$500,000 gap. In addition to this \$500,000 request, the State of Maryland has authorized an additional \$3.2 million (bond-bill grant, DNR, MHT).

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**BOARD OF PUBLIC WORKS**

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**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

*Contact: Bhaskaran Subramanian  
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(410.260.8786)*

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

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

Project Number	Owner's Name	Project Description	County/District	Amount
SEC 10-86	Govatos, EN and Mercantile Safe Deposit & Trust Company	Construction of 440 LF of timber bulkhead with backfill, topsoil, seeding and debris removal.	Anne Arundel / 30A	\$155,409
SEC 11-87	Medicus, GH/MV	Construction of 264 LF of revetment with backfill, grading and seeding.	Queen Anne's / 36	\$ 18,790
SEC 10-02	Mensch, J	218 L.F. shoreline stabilization and habitat restoration.	Anne Arundel / 30	\$ 23,054

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**BOARD OF PUBLIC WORKS**

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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**19. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve a new grant up to \$508,900 to the Chesapeake Bay Trust for the Church Creek project in Anne Arundel County. Funding may involve multiple sources including general obligation bond proceeds, as the required 20% State match to federal funds, and other funds. (Legislative District 30)

**Project Description:** Create several acres of non-tidal wetland by raising the invert of the existing channel and inundating the flood plain by constructing stream and floodplain restoration measures, a Regenerative Stormwater Conveyance system, planting and seeding. The project will reduce erosion and sedimentation and nutrients in Church Creek and the South River.

**Project Funding Sources:**

Water Quality State Revolving Loan Fund – Green Grant	\$ 508,900
Local Funding	<u>\$ 966,433</u>
TOTAL ESTIMATED PROJECT COST:	\$1,475,333

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

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33 and State Clearinghouse comments and recommendations.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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**20. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve new grant/loan funding up to \$31,856,120 to Cecil County for the **Northeast River Advanced Wastewater Treatment Plant Enhanced Nutrient Removal Upgrade** project. Funding may involve multiple sources, including general obligation bond proceeds as the required 20% match to federal funds and other funds. (Legislative District 35A)

- A. New Loan of \$20,879,000 (estimated) – Water Quality State Revolving Loan Fund.** Borrower will repay this loan over a period not to exceed 20 years following project completion, at an interest rate of 50% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 2.10% interest rate. To secure this debt, Borrower will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration.
- B. New Grant (up to) \$10,977,120 – Bay Restoration Fund (BR-NR 02.08).** The source of the grant funds is the Bay Restoration Fund. This approval may include planning and design costs previously incurred by the applicant.

**Project Description:** The proposed project entails multiple-phase funding for the planning, design and construction of ENR facilities at the existing 2 million gallons per day facility. The ENR upgrade will include the construction of membrane bioreactor and other modifications required at the existing plant to achieve an effluent with total nitrogen goal of 3 mg/l and total phosphorous of 0.3 mg/l. The purpose of the project is to reduce nutrients to the Northeast River and ultimately the Chesapeake Bay.

**Project Funding Sources:**

Water Quality State Revolving Loan Fund	\$20,879,000
Bay Restoration Fund Grant BR-NR 02.08	\$10,977,120
Local Share	<u>\$ 2,998,049</u>
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$34,854,169</b>

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

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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**21. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**A. Recommendation:** That the Board of Public Works approve new grant funding up to \$2,265,896 to the Town of Queenstown for the **Queenstown Wastewater Treatment Plant Biological Nutrient Removal and Enhanced Nutrient Removal** project in Queen Anne's County. Funding may involve multiple sources of funding, including general obligation bond proceeds, which may be provided over several years based on project schedule. (Legislative District 36)

- 1. New Grant (up to) \$880,929 - Bay Restoration Fund (BR-NR 04.18)**  
This approval may include planning and design costs previously incurred by the applicant.
- 2. New Grant (up to) \$1,384,967 - Chesapeake Bay Water Quality Projects - Biological Nutrient Removal (NR 04.18)** MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

**Project Description:** The proposed project entails the planning, design and construction of Biological Nutrient Removal (BNR) and Enhanced Nutrient Removal (ENR) upgrades and expansion of the Queenstown Wastewater Treatment Plant from existing capacity of 85,000 gallons per day to 180,000 gallons per day. Upon completion of the upgrades and expansion, the plant will be capable of achieving an effluent concentration goal of 3.0 mg/l for total nitrogen and 0.3 mg/l for total phosphorus. This will allow 83 percent reduction in nitrogen and 90 percent reduction in phosphorus, significantly reducing nutrients to Lower Chester River and ultimately to the Chesapeake Bay.

***Project Funding Sources:***

Bay Restoration Fund Grant BR-NR 04.18	\$ 880,929
Biological Nutrient Removal NR 04.18 MCCBL 2010-10066	\$ 389,311
Biological Nutrient Removal NR 04.18 MCCBL 2013-13094	\$ 995,656
Local Share	<u>\$ 7,580,479</u>
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$9,846,375</b>

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

**21. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)**

**B. Recommendation:** That the Board of Public Works reprogram unneeded funds in the amount of \$389,311 within the Maryland Department of the Environment. This project was complete and closed out. The reverted funds will be used for future projects, subject to Board approval.

Project #	Program*	Name	Recipient/County	MCCBL	Appropriation	Amount
NR 02.21	BNR	Easton WWTP BNR/ENR Upgrade	Town of Easton/Talbot County	2010	10066	\$389,311

*\* Biological Nutrient Removal Cost-Share Program*

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

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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**22. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

***Recommendation:*** That the Board of Public Works approve up to \$170,000 in **additional** grant funding for **Baltimore County** to upgrade On-site Disposal Systems (OSDS) with best-available-technology for nitrogen removal, using the Bay Restoration (Septic) Fund.

***Program Description:*** Grantees will implement the program locally, consistent with MDE program guidance and prioritize application for funding as follows:

1. Failing OSDS in the Critical Areas
2. Failing OSDS outside the Critical Areas
3. Non-Conforming OSDS in the Critical Areas
4. Non-conforming OSDS outside the Critical Areas
5. Other OSDS in the Critical Areas, including new construction
6. Other OSDS outside the Critical Areas, including new construction

Based on household income, residential OSDS owners are eligible for 50% to 100% of best-available-technology cost as grants. Businesses are eligible for 50% of the best-available-technology cost as grants.

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

The project is consistent with State Clearinghouse comments and recommendations.

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**BOARD OF PUBLIC WORKS**

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**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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**23. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve a new grant up to \$100,664 to **Terra Nova Ventures, LLC** for the Jones Falls Stream Corridor Enhancement at Mt. Vernon Mills project in Baltimore City. Funding may involve multiple sources including general obligation bond proceeds as the required 20% State match of federal funds, and other funds. (Legislative District 40)

**Project Description:** Implement new management and treatment of on-site storm water, restore riparian habitat, and implement traditional stream restoration techniques to reinstate the natural hydromorphology.

**Project Funding Sources:**

Water Quality State Revolving Loan Fund – Green Grant	\$100,664
Local Share	<u>\$ 14,381</u>
TOTAL ESTIMATED PROJECT COST:	\$115,045

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

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33 and State Clearinghouse comments and recommendations.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

*Contact Person: Terri Wilson (410) 537-4155  
terria.wilson@maryland.gov / cheryl.reilly@maryland.gov*

**24. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve new grant funding up to \$50,000 to Town of Secretary for the **Twin Cities Wastewater Treatment Plant Biological Nutrient Removal and Enhanced Nutrient Removal Upgrades** project in Dorchester County. Funding may involve multiple sources which may include general obligation bond proceeds. (Legislative District 37B)

**Project Description:** Planning and design of biological nutrient removal (BNR) and enhanced nutrient removal (ENR) upgrades at the Twin Cities WWTP at an approved design capacity of 0.281 million gallons per day. Planning phase will include preparing a preliminary engineering report for evaluating alternatives for the BNR and ENR upgrades. Upon completion of the improvements, the Twin Cities WWTP will be capable of achieving an annual effluent total nitrogen goal of 3 mg/l and total phosphorous goal of 0.3 mg/l. The purpose of this project is to reduce nutrients to the Choptank River and ultimately the Chesapeake Bay.

**Project Funding Sources:**

Bay Restoration Fund Grant BR-NR 03.10	<u>\$ 50,000</u>
TOTAL ESTIMATED PLANNING AND DESIGN COST:	\$ 50,000

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

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

**25. MORGAN STATE UNIVERSITY**  
*Soper Library De-Construction*

**Contract ID:** Soper Library De-Construction  
Project No. DCM-DSL-14-1CO

**Award:** Goel Services, Inc.  
6201 Dix Street, NE  
Washington, DC 20019

**Contract Description:** Hazardous removal and demolition services to deconstruct Soper Library.

**Term:** Completion 2015  
**Amount:** \$3,158,000  
**Procurement Method:** Competitive Sealed Proposals

<b>Proposals:</b>	<i>Technical Score</i>	<i>Price</i>
Goel Services	84.33	\$3,158,000
Potts and Callahan	95.67	\$3,488,990

**MBE Participation:** 39%

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

**Remarks:** The solicitation was advertised in *eMarylandMarketPlace*. Goel Services was selected for award as the responsible offeror whose overall technical and financial proposal was evaluated as best meeting the needs of the University.

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

**Fund Source:** MCCBL of 2013, Item 108: \$3,158,000. *Provide funds for the demolition of Soper Library.*

**MD Tax Clearance:** 14-0061-0111

**Resident Business:** No

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

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

**26. MORGAN STATE UNIVERSITY**  
*Campus Wide Signage*

**Contract ID:** Campus Wide Way Finding Signage  
Project No. DCM-CWWFES-14-1AE

**Award:** WMHGD, LLC (Walter Montgomery Howard Graphic Design)  
1420 Mason Street, Baltimore, MD 21217

**Contract Description:** Graphic and design services to create campus-wide way-finding signage.

**Term:** Completion 2019  
**Amount:** \$296,097  
**Procurement Method:** Competitive Sealed Proposals

<b>Proposals:</b>	<i>Technical Score</i>	<i>Price</i>
WMHGD, LLC.	66.00	\$296,097.00
Architectural Sign Associates	65.67	\$374,013.00

**MBE Participation:** 49.5%  
**Performance Bond:** NA

**Remarks:** The solicitation was advertised in *eMarylandMarketPlace*. WMHGD was selected for award as the responsible offeror whose overall technical and financial proposal was evaluated as best meeting the needs of the University. The University Department of Design and Construction Management will manage the work with procurement support provided by the University's Department of Procurement.

**Fund Source:**  
MCCBL of 2007, Item 096: \$98,000: *Provide funds to construct the landscaping of the Hillen Road / Perring Parkway edge, the Academic Quad, to design and construct softball facilities at the Murray School for Morgan State University, and to design improvements to the exterior campus signage.*

MCCBL of 2008, Item 069: \$198,097: *Provide funds to construct improvements to the exterior campus signage.*

**MD Tax Clearance:** 14-0062-0000      **Resident Business:** Yes

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

**SUPPLEMENTAL**

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

**27. BONDS**

The Treasurer recommends that the Board of Public Works adopt resolutions concerning the sale of State of Maryland General Obligation Bonds in book entry form for the purpose of funding the State's capital program and refunding certain bonds; making certain determinations regarding the consolidation of loans, the methods of sale, and the structure of the Bonds; authorizing the publication of the required Summary Notices of Bond Sale; and obligating the State of Maryland to provide continuing disclosure as required under applicable securities regulations and to comply with applicable provisions of the Internal Revenue Code. The total that will be offered for sale is up to \$750,000,000\* of new money bonds for the capital program and refunding bonds to achieve debt service savings.

***Amount:*** Up to \$750,000,000\*

***Denomination:*** \$5,000 per bond, or integral multiples thereof

***Maturities:*** To be determined by the Treasurer, not to exceed 15 years.

***Title:*** State and Local Facilities Loan of 2014, First Series, consisting of:  
First Series A - \$450,000,000\* Tax-Exempt Bonds (Competitive)  
First Series B - \$50,000,000\* Taxable Bonds (Competitive)  
First Series C - up to \$250,000,000\* Tax-Exempt Refunding Bonds (Competitive)

***Form:*** As determined by the Treasurer, to include:  
First Series A – Tax-Exempt Bonds for the Capital Program  
First Series B – Taxable Bonds for the Capital Program  
First Series C – Tax-Exempt Refunding Bonds.

***Methods And Times Of Sale:***

**First Series A (Tax-Exempt)** – \$450,000,000\* - Competitive Sale

Public, Competitive Sale of \$450,000,000\* in maturities and amounts to be determined by the Treasurer, by electronic bid, on Wednesday, March 5, 2014, at 11:00 a.m., and subject to the approval of the Board. Provided, however, depending upon market conditions and at the discretion of the Treasurer, the sale of the First Series A Bonds may be postponed and may instead be offered for sale at a date and time to be determined by the Treasurer, subject to approval by the Board at that time.

**First Series B (Taxable)** – \$50,000,000\* - Competitive Sale

Public, Competitive Sale of \$50,000,000\* in maturities and amounts to be determined by the Treasurer, by electronic bid, on Wednesday, March 5, 2014, at 10:45 a.m., and subject to the approval of the Board. Provided, however, depending upon market conditions and at the discretion of the Treasurer, the sale of the First Series B Bonds may be postponed and may instead be offered for sale at a date and time to be determined by the Treasurer, subject to approval by the Board at that time.

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 5, 2014**

**SUPPLEMENTAL**

**27. BONDS (cont'd)**

***Methods And Times Of Sale: (cont'd)***

First Series C (Refunding) – \$250,000,000\* - Competitive Sale

Pursuant to State Finance and Procurement Article, Section 8-131, Public, Competitive sale of Refunding Bonds, in maturities, amounts and maximum interest rates payable per maturity to be determined by the Treasurer, by electronic bid on Wednesday, March 5, 2014, at 10:30 a.m., and subject to the approval of the Board. However, depending upon market conditions, and at the discretion of the Treasurer, the Refunding Bonds may instead be offered for sale at a date and time to be determined by the Treasurer on a competitive basis and subject to the approval of the Board at that time, or on a negotiated basis to the retail and institutional markets, subject to ratification by the Board.

***Settlement:*** On or about March 18, 2014

***Use Of Proceeds:*** Various State loans and installments, combined and consolidated, and purchase of securities for deposit to a Refunding Escrow Account and applied to the refunding of certain outstanding general obligation bonds of the State. The purpose of the refunding is the realization of savings in debt service costs.

***Publications Of Summary Notices Of Bond Sale:***

First Series A, B and C Bonds (Competitive Sales):

In the *Bond Buyer* on a date to be determined by the Treasurer not later than Thursday, February 20, 2014, and in such other electronic and print media as determined appropriate by the Treasurer.

***Remarks:*** The date of sale of the 2014 First Series Bonds may be postponed at the discretion of the Treasurer in response to market conditions, including but not limited to those relating to the national debt limit or the curtailment of Federal Reserve stimulus efforts. The method of sale, the size and maturities of any of the bonds may be adjusted by the Treasurer to respond to prevailing market conditions and, with respect to the First Series C Bonds (Refunding Bonds), to comply with benchmarks for debt service savings in the State's Debt Policy. Following receipt of bids, the size of the First Series C Bonds may be further adjusted by the Treasurer by up to 15% to account for premium bid, if any, and savings realized from the purchase of open market securities for deposit to the Refunding Escrow Account.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

*Contact: Jane Bailey 410-767-4307  
Jane.Bailey@dgs.state.md.us*

**A1. DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**

*Baltimore City Detention Center*

**Contract ID:** Emergency Sewage Line Replacement  
Baltimore City Detention Center  
ADPICS No.: 001B4400314/Project: KT-401-141-003

**Contract Type:** Maintenance

**Description:** Drill and install new floor drains; furnish and install PVC pipes for all drains and connect to main sewage line; excavate asphalt and run PVC pipe in parking lot; furnish and install manhole in entrance; repave disturbed areas; and remove and dispose of debris.

**Procurement Method:** Emergency

**Date Emergency Declared:** September 25, 2013

**Award:** Protec Construction, Inc.  
Washington, DC

**Amount:** \$94,890

**Award Date:** September 25, 2013

**Term:** 60 Calendar Days

**MBE Participation:** None

**Fund Source:** DGS Operating Maintenance

**Remarks:**

*Nature of Emergency:* Sewer line at Baltimore City Detention Center deteriorated to the point that it failed, creating unsafe conditions. Immediate actions were necessary to remove sewage, replace the line, and install new drains.

*Basis for Selection:* Protec Construction Inc. has performed work on site previously and had security clearance to report and work there immediately. Due to the immediate nature of this emergency, no MBE participation was obtained.

*Reason for Late Report:* DGS misplaced documents and a new set had to be requested from contractor.

**Tax Compliance No.:** 13-3140-0001

**Resident Business:** No

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**BOARD OF PUBLIC WORKS ACTION:**

**ACCEPTED**

**WITH DISCUSSION**

**THIS REPORT WAS:**

**REMANDED**

**WITHOUT DISCUSSION**



**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

*Contact: Jane Bailey 410-767-4307  
Jane.Bailey@dgs.state.md.us*

**A2. DEPARTMENT OF GENERAL SERVICES**

*Department Of Public Safety and Correctional Services*

*Police and Correctional Training Commission's Driver Training Facility*

**Contract ID:** Emergency Underground Tank Removal  
ADPICS No.: 001B4400318/Project: TA-000-140-003

**Contract Type:** Maintenance

**Description:** Labor, materials, supervision, equipment, insurance, services, transportation, permits testing to remove 8,000 gallon underground storage tank and replace with 5,000 gallon above-ground storage tank.

**Procurement Method:** Emergency

**Date Emergency Declared:** September 18, 2013

**Bids:**

Datanet Engineering, Inc. Owings Mills, MD	\$89,500
R.J. Newman Ellicott City, MD	\$92,770
Petroleum Services, Inc. Baltimore, MD	\$93,660
Apex Companies, LLC Washington, DC	\$121,194
Kalyani Env'l Solutions, LLC Baltimore, MD	\$143,520

**Award:** Datanet Engineering, Inc.  
Owings Mills, MD

**Amount:** \$89,500

**Award Date:** November 7, 2013

**Term:** 120 Calendar Days

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

**A2. DEPARTMENT OF GENERAL SERVICES (cont'd)**

**MBE Participation:** None

**Fund Source:** Using Agency Funds (PCA27110 AOBJ 1449)

**Remarks:**

*Nature of Emergency:* MDE notified DPSCS that the underground fuel storage tank at the Driver Training Facility was situated within a well head protection area of Carroll County. The agency would have to drill three monitoring wells to continue operations at the fuel site. About the same time, during inspection, the tank failed the required vapor recovery helium test. The expense of repairs coupled with the cost of drilling monitoring wells made it more cost effective to remove the underground tank and replace with an above ground tank.

*Basis for Selection:* The responsible contractor submitting the lowest responsive bid was selected. Due to the emergency nature of the project the contractor could not obtain any MBE.

**Tax Compliance No.:** 13-3141-1111

**Resident Business:** Yes

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

**ACCEPTED**

**REMANDED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

*Contact: Jane Bailey 410-767-4307  
Jane.Bailey@dgs.state.md.us*

**A3. DEPARTMENT OF GENERAL SERVICES**

*Maryland State Police*

**Contract ID:** Emergency Renovations to  
989 Corporate Boulevard, Linthicum, Suites E & F  
ADPICS No.: 001B4400351/Project No.: PZ-000-142-003

**Contract Type** Maintenance

**Description:** Repairs and upgrades to leased offices to accommodate additional staff to process handgun permit applications.

**Procurement Method:** Emergency

**Date Emergency Declared:** October 1, 2013

**Award:** Dvorak, LLC, Baltimore

**Amount:** \$194,408

**Contract Award Date:** October 30, 2013

**Term:** 10 Calendar Days

**MBE Participation:** None

**Fund Source:** Using Agency

**Remarks:**

*Nature of Emergency:* The Licensing Division of the Maryland State Police received an unprecedented number of handgun permit applications, far surpassing its ability to timely process the applications. The backlog reached approximately forty thousand applications. To process the applications, Licensing Division staff was augmented by sworn law enforcement personnel from other State agencies and temporary clerical personnel. Extra work space was necessary for the additional staff.

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

**A3. DEPARTMENT OF GENERAL SERVICES (cont'd)**

***Remarks:* (cont'd)**

With the assistance of the DGS Office of Real Estate, the State Police decided that the quickest and most viable option was to lease commercial office space. The leased space required numerous repairs and upgrades to accommodate the operation. Contractor will furnish and install power outlets for 75 workstations; install and repair lighting; provide additional circuits to the IT closet; furnish and install IT racks, ladder, patch panels and cabling; furnish and install complete fire alarm system; and coordinate County inspections.

*Basis for Selection:* Dvorak, LLC was selected from among the companies with indefinite-quantity contracts with the State. Dvorak has extensive experience in electrical, data, and fire alarm installations, and has worked with DGS on many similar projects. Dvorak has staff available and is able to meet the rigid time constraints for the work imposed by this emergency. Its cost to complete the construction is fair and reasonable. No MBE subcontractor participation was possible due to time restrictions. Dvorak will perform all of the work.

*Reason for Late Report:* Administrative processing for the multiple contracts associated with this emergency delayed the submitting of this report.

***Tax Compliance No.:*** 13-3140-0001

***Resident Business:*** Yes

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

**ACCEPTED**

**REMANDED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

*Contact: Jane Bailey 410-767-4307  
Jane.Bailey@dgs.state.md.us*

**A4. DEPARTMENT OF GENERAL SERVICES**

*Maryland State Police*

**Contract ID:** Emergency Repairs Oil/Water Separator  
ADPICS No.: 001B4400293/Project: PZ-001-140-003

**Contract Type:** Maintenance

**Description:** Remove, clean, decommission and dispose of interceptor/holding tank at Martin State Airport hangar; install new separator with high level alarm, complete surface restoration in kind, permits, and required MDE closure reports.

**Procurement Method:** Emergency

**Date Emergency Declared:** September 16, 2013

**Award:** Kalyani Environmental Solutions, LLC, Baltimore

**Amount:** \$74,860

**Award Date:** September 25, 2013

**Term** 120 Calendar Days

**MBE Participation:** 25%

**Fund Source:** Operating Maintenance Program  
H00 14 77051 01 1498

**Remarks:**

*Nature of Emergency:*

Inspection by Maryland Environmental Services revealed that the separator system had failed and critical components had deteriorated to the point that ground water was entering the system. There was the possibility of oil leaking into the environment.

*Basis for Selection:*

KES was available to respond immediately and complete the work as required. The company had provided services in previous emergency situations.

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

**A4. DEPARTMENT OF GENERAL SERVICES (cont'd)**

**Remarks:** (cont'd)

**Reason for Late Report:** Administrative error

**Tax Compliance No.:** 13-2941-0110

**Resident Business:** Yes

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

**ACCEPTED**

**REMANDED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

*Contact: Jane Bailey 410-767-4307  
Jane.Bailey@dgs.state.md.us*

**A5. DEPARTMENT OF GENERAL SERVICES**

*Maryland Environmental Services*

**Contract ID:** Emergency Roof Replacement  
Dorsey Run Waste Water Treatment Facility  
ADPICS No.: 001B4400292/Project No.: ES-001-140-001

**Contract Type:** Maintenance

**Description:** Replace roofs at Dorsey Run Waste Water Treatment Facility

**Procurement Method:** Emergency

**Bids:**

Ruff Roofers, Inc. Baltimore	\$328,000
Tri-County Roofing & Sheet Metal, Inc. Westminster	\$368,000

**Award:** Ruff Roofers, Inc.

**Amount:** \$328,000

**Award Date:** November 12, 2013

**Term:** 90 Calendar Days

**MBE Participation:** 25%

**Fund Source:** MCCBL 2012 item 007

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

**A5. DEPARTMENT OF GENERAL SERVICES (cont'd)**

***Remarks:***

*Nature of Emergency:* The existing roofs were designed to last 20 years but have been in place for a longer period. The leaking was causing damage to the substructure and interior. The new roof system will consist of energy efficient flat and tapered insulation, a heavy thermoplastic polyolefin single-ply roofing membrane, and a 20-year full system warranty that will include all metal work. The membrane is energy-efficient (Energy Star rated), environmentally-friendly, fire and chemical resistant, and fully recyclable.

*Basis for Selection:* Both roofing companies solicited have a long history of performing at a high level on projects of a similar scope. Ruff Roofers, Inc. was the responsible bidder with the lowest responsive bid.

The estimate for performing all work associated with this project was \$350,000.

***Tax Compliance No.:*** 13-3142-1111

***Resident Business:*** Yes

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

**ACCEPTED**

**REMANDED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

*Contact: Major J. Ken Hasenei, 410.653.4229  
john.hasenei@maryland.gov*

**A6. MARYLAND STATE POLICE**

*Licensing Division, Firearms Registration Services*

**Contract ID:** Firearms Background Check Automation  
ADPICS No.: W00B4400023

**Contract Type:** Software Development

**Description:** Software development resources for automated background checks as part of regulated firearms applications process

**Procurement Method:** Emergency

**Date Emergency Declared:** September 1, 2013

**Award:** TCC Software Solutions  
Indianapolis, Indiana

**Amount:** \$400,000

**Contract Award Date:** October 1, 2013

**Term** 10/01/2013 – 07/31/2014

**MBE Participation:** 0%

**Fund Source:** 100% Federal Grant Funds  
Appropriation Code: W00A01

**Remarks:**

*Nature of Emergency:* This contract was awarded based on the emergency situation the Maryland State Police faced due to the October 1, 2013 effective date of the Firearms Safety Act of 2013 (Chapter 427, 2013 Laws of Maryland; see § 5-117.1, Public Safety Article, Annotated Code of Maryland).

An unprecedented number of regulated firearms applications were submitted to the Maryland State Police in 2013. The number of applications received on a weekly basis was often 3-4 times the average, far exceeding State Police capacity to process applications within the required 7-day period. This resulted in a backlog of applications. While many firearms dealers waited for the State Police to complete background checks on customers, as October 1 neared, some dealers began to release firearms on the eighth day after application submission. This raised a serious public safety issue. The backlog and the eighth-day release concerns were brought to the attention of the Governor's Office.

**BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 5, 2014**

**A6. MARYLAND STATE POLICE (cont'd)**

***Remarks: (cont'd)***

Automation of the background check process has been a goal of the State Police for some time; to that end the State Police had applied for federal grant monies under the *2013 Improving the Completeness of Firearm Background Checks Through Enhanced Data Sharing Program*. However, the growing backlog and increasing number of eighth-day firearms releases precipitated moving forward with automation of background checks immediately. In August 2013, the State Police requested emergency development assistance. TCC Software began work on what is now called The Viewer.

Development of The Viewer involved two components: (1) development of database queries that could run against other State agency databases for background check purposes; and (2) a user interface that could take the results and present the data in a meaningful way. The State Police believe this effort had a significant and positive impact on preserving public safety.

*Basis for Selection:* The State Police selected TCC Software Solutions for the development work because, at the time the emergency was declared, TCC was knowledgeable with regard to Maryland firearms regulations and had proposed a potential solution acceptable to the Maryland State Police, the Department of Information Technology, and the Governor's Office.

*Reason for Late Report:* As October 1, 2013 approached, the agency was managing multiple critical initiatives simultaneously: (1) growing backlog of firearms applications; (2) acquisition of additional resources to process the backlog; (3) relocation of Licensing Division to trailers at State Police headquarters; (4) acquisition (networking, plumbing, electrical and security) for those trailers; and (5) development and deployment of a new software/web system to implement new Handgun Qualification License requirement. The State Police were not able to meet the 45-day emergency reporting requirement.

***Tax Compliance No.:*** 13-3085-0111

***Resident Business:*** No

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

**ACCEPTED**

**REMANDED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

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

**Recommendation:** Approval to commit \$7,555 for the following **development** project.

***Remsburg Park Pavilion - \$7,555***  
*Town of Middletown, Frederick County*  
*POS #6175-10-341, MD20131125-0828*

**Background:** Purchase and install 30 ft. x 44 ft. pavilion at 90-acre Remsburg Park.

**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 \$7,555

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

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

**Recommendation:** Approval to commit \$181,800 for the following **development** projects.

**1. *Smithsburg Lions Community Park Playground Upgrades - \$40,500***

*Town of Smithsburg, Washington County*

POS #6176-21-295, MD20131125-0829

**Background:** Improve playground area at Lions Community Park to include wood fiber safety surfacing, playground safety borders with ADA access ramps, and upgraded swings for improved safety.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013

Program Open Space – Local, Prior Funds Replacement

Source Code: 13080 Item 080 \$40,500

**2. *Potterfield Pool Shade Canopies - \$13,500***

*City of Hagerstown, Washington County*

POS #6178-21-296, MD20131125-0827

**Background:** Install additional shade canopies for the sitting areas around Potterfield Pool.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013

Program Open Space – Local, Prior Funds Replacement

Source Code: 13080 Item 080 \$13,500

**3. *Potterfield Pool Amenities - \$49,500***

*City of Hagerstown, Washington County*

POS #6179-21-297, MD20131203-0836

**Background:** Install spray pool amenities for toddler/young children wading area.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013

Program Open Space – Local, Prior Funds Replacement

Source Code: 13080 Item 080 \$49,500

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

**2A. PROGRAM OPEN SPACE LOCAL SHARE (cont'd)**

**4. *Fairgrounds Park Outdoor Gym - \$22,500***

*City of Hagerstown, Washington County*  
POS #6180-21-298, MD20131203-0835

**Background:** Install various pieces of outdoor exercise equipment adjacent to walking trail.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013  
Program Open Space – Local, Prior Funds Replacement  
Source Code: 13080 Item 080 \$22,500

**5. *Pangborn Park Gazebo - \$10,800***

*City of Hagerstown, Washington County*  
POS #6182-21-300, MD20131203-0833

**Background:** Install 14 ft. x 14 ft. gazebo.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013  
Program Open Space – Local, Prior Funds Replacement  
Source Code: 13080 Item 080 \$10,800

**6. *City Park Pavilion - \$22,500***

*City of Hagerstown, Washington County*  
POS #6183-21-301, MD20131203-0834

**Background:** Install 20 ft. x 30 ft. pavilion.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013  
Program Open Space – Local, Prior Funds Replacement  
Source Code: 13080 Item 080 \$22,500

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

**2A. PROGRAM OPEN SPACE LOCAL SHARE (cont'd)**

**7. *Kiwanis Park Pavilion - \$22,500***

City of Hagerstown, Washington County

POS #6184-21-302

MD20131203-0832

**Background:** Install 20 ft. x 30 ft. pavilion.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013

Program Open Space – Local, Prior Funds Replacement

Source Code: 13080 Item 080 \$22,500

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

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

**Recommendation:** Approval to commit \$49,392 for the following **development** project.

***Hallowing Point Park - \$49,392***

Calvert County

POS #5538-4-64, MD20081209-1106

**Background:** Further development of Hallowing Point Park including an additional baseball field parking lot, restrooms, several picnic shelters, and a new handicapped-accessible playground area to replace the existing 20± year old playground.

**Previous Approval:** \$371,687 (POS Agenda Item 4A(2) [2/18/09])

***Fund Source:***

Outdoor Recreation Land Loan of 2014, Chapter 423, Acts of 2013

FY 2014 - Local Projects

Source Code: A0510 Item 010 \$39,933.81

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

Program Open Space – Local, Prior Funds Replacement

Source Code: 11052 Item 052 \$9,458.54

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

**4A. PROGRAM OPEN SPACE STATE SHARE**

***Joseph P. Martinuk - \$1,425,000 - Cecil County, POS #4593***

**Reference:** That the Board of Public Works approve the acquisition in fee simple of 187.88 +/- acres located in Cecil County. The forested tract shares three boundaries with Elk Neck State Forest and will be managed by Forestry. Acquisition will protect a large tract of mature oak and pine from development in an area facing suburban encroachment and serve as a buffer to Elk Creek and Mill Creek. Acquisition will improve boundary management and provide recreational opportunities. The property scored 84 under the Program Open Space Targeting System and is located in a Target Ecological Area.

**Grantor:** Joseph P. Martinuk

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

**Property:** 187.88 +/- acres, unimproved

**Price:** \$1,425,000

**Appraisals:**

\$1,221,000 (9/5/13) – Terry R. Dunkin – Reviewed by Dave Wallenberg

\$1,500,000 (9/9/13) – LouAnne Cline – Reviewed by Dave Wallenberg

**Fund Source:**

Maryland Consolidated Capital Bond Loan – 2010, POS Stateside –  
 Prior Funds Replacement

Chapter 483, Acts of 2010 – Source Code: 01210, Item 012, Amount \$601,531

Maryland Consolidated Capital Bond Loan – 2010, Heritage Conservation Fund  
 Chapter 483, Acts of 2010 – Source Code: 01410, Item 014, Amount \$823,469

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

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

***Frank Pierce Harman, IV, et al - \$900,000***

***Montgomery County, POS #4471***

**Reference:** That the Board of Public Works approve the acquisition in fee simple of 30 +/- acres in Montgomery County as an addition to Seneca Creek State Park. Acquisition of the property will provide for an expansion of recreational trails at the Park and prevent suburban residential encroachment that would likely result from the development of the property. The property scored 72 under the Program Open Space Targeting System and is located in a Target Ecological Area.

**Grantor:** Frank Pierce Harman, IV, William Michael Harman and Anne Elizabeth Harman

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

**Property:** Fee Simple Acquisition, 30 +/- acres, unimproved

**Price:** \$900,000

***Fee Appraisals:***

\$762,000 (1/24/13) – Thomas A. Weigand - Reviewed by David Wallenberg

\$1,070,000 (1/24/13) – Stephen H. Muller - Reviewed by David Wallenberg

***Fund Source:***

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009 - \$95,871

Outdoor Recreation Land Loan – 2009, Additional Statewide Land Conservation Chapter 484, Acts of 2009 – Source Code: 44510, Item 445, Amount: \$804,129

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

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

**Recommendation:** Approval to commit \$270,000 for the following **development** project.

***Greenbelt Community Center Facility Upgrades - \$270,000***  
***City of Greenbelt, Prince George's County***  
***POS #6186-16-768, MD20131210-0843***

**Background:** Upgrade HVAC system at Greenbelt Community Center by enhancing system air handling and duct work, replacing fan coil units, and making improvements to increase energy efficiency and effectiveness.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2010, Chapter 483, Acts of 2010  
 Program Open Space - Local, FY 2011 Allocation  
 Source Code: 10055 Item 055 \$6,875.01

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012  
 Program Open Space – Local, Prior Funds Replacement  
 Source Code: 12057 Item 057 \$263,124.99

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

**7A. RURAL LEGACY PROGRAM FUNDS**

**Recommendation:** Approval to grant \$688,324 to The Land Preservation Trust, Inc. and Carroll County for the following project from Rural Legacy Funds.

***Piney Run and Upper Patapsco Rural Legacy Areas  
 Cole Property***

**Previous Approvals:** The Board of Public Works approved grants for easement acquisitions:

- \$960,000 FY 2014 Piney Run Rural Legacy Area grant
- \$650,000 FY 2014 Upper Patapsco Rural Legacy Area grant

DNR-RP Item 10A (August 21, 2013)

**Project Description:** Grantees will acquire two conservation easements on one farm, totaling 77 acres and extinguishing an estimated 148 development rights. The farm spans two counties and two Rural Legacy Areas. The conservation easements protect productive farmland and forest, and provide permanent stream buffers to Piney Run and to tributaries to the East Branch of the Patapsco River.

- One easement (portion of farm within Piney Run Rural Legacy Area) will be co-held by The Land Preservation Trust, Inc. and the Department of Natural Resources.
- The other easement (portion of farm within Upper Patapsco Rural Legacy Area) will be held by Carroll County.

**Value:** \$670,196 (\$8,704 per acre)

**Total Other Costs:** \$ 18,128

Administrative:	\$ 8,797
Incidental:	\$ 2,181
Program Compliance:	\$ 4,398

**Amount Requested:** \$309,188 to The Land Preservation Trust, Inc.  
\$379,136 to Carroll County  
 \$688,324

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

**7A. RURAL LEGACY PROGRAM FUNDS (cont'd)**

***Fund Source:***

Maryland Consolidated Capital Bond Loan, Chapter 396 Acts of 2011  
 Rural Legacy Program  
 Source Code: 11050 Item 050 \$46,585.39

Outdoor Recreation Land Loan, Chapter 423 Acts of 2013  
 Rural Legacy Program  
 Source Code: A0510 Item 010 \$262,602.61

Maryland Consolidated Capital Bond Loan, Chapter 396 Acts of 2011  
 Rural Legacy Program  
 Source Code: 11050 Item 050 \$379,136.00

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

**8A. PROGRAM OPEN SPACE STATE SHARE**

***Thomas & Mary Nussear - \$135,000***

***Washington County, POS #4584***

**Reference:** That the Board of Public Works approve the acquisition in fee simple of 8.7 +/- acres located in Washington County. The mostly-forested property is contiguous with other DNR lands and will be managed by South Mountain State Park. Acquisition will increase recreational opportunities, protect Forest Interior Dwelling Species habitat, and provide buffer for the Appalachian Trail.

The property scored 98 under the Program Open Space Targeting System and is located in a Target Ecological Area. This project meets the criteria of Chapter 419, Laws of Maryland 2009 because of its extraordinary environmental value and its location.

**Grantor:** Thomas Nussear & Mary Nussear

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

**Property:** 8.7 +/- acres, unimproved

**Price:** \$135,000

**Appraisals:** \$100,000 (10/3/13) – LouAnne Cline - Reviewed by David Wallenberg  
 \$140,000 (9/23/13) – David N. Lamb - Reviewed by David Wallenberg

**Fund Source:**

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009 – \$104,500

Maryland Consolidated Capital Bond Loan – 2010 - POS Stateside – Regular Allocation  
 Chapter 483 Acts of 2010 - Source Code: 01210 Item: 012 Amount: \$30,500.00

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**February 5, 2014**

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

**9A. FOREST CONSERVATION ACT EASEMENT**

**Recommendation:** That the Board of Public Works approve the Department of Natural Resources accepting a permanent forest conservation easement from the Department of Juvenile Services. The easement will provide long-term protection of 3.26 acres of forest area located on the Cheltenham Youth Detention Center property in Prince George's County.

The Department of Juvenile Services is donating the easement in accordance with the Forest Conservation Plan prepared in connection to development on DJS property. (File #C13-05)

**Authority:** Forest Conservation Act, Sections 5-1601- -5-1613 of the Natural Resources Article, Annotated Code of Maryland. This easement is consistent with DNR forest conservation practices.

**Grantor:** State of Maryland to the use of the Department of Juvenile Services.

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

**Property:** 3.26 acres on the Department's Cheltenham Youth Detention Center property, Prince George's County

**Price:** \$ 0

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

## SERVICES CONTRACT

**ITEM:** 1-S **Agency Contact:** Suzette Moore  
410-859-7792  
smoore2@bwiairport.com

**DEPARTMENT/PROGRAM:** Maryland Aviation Administration (MAA)  
Office of Procurement

**CONTRACT ID:** Temporary Agency Help at Baltimore Washington International Marshall and Martin State Airports MAA-SV-13-007; (Anne Arundel & Baltimore Counties) ADPICS # J00B4400012

**CONTRACT DESCRIPTION:** Provide up to 20 general laborers to support the Maryland Aviation Administration's (MAA) Field Maintenance, Building Maintenance, Electrical Maintenance and Martin State Maintenance by performing day to day unskilled labor duties.

**AWARD:** Business Interface of Maryland, LLC  
Largo, MD

**TERM:** 2/6/2014 – 1/31/2019 (5 Years)

**AMOUNT:** \$938,255

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:** See page 3B

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

<b>PERFORMANCE SECURITY:</b>	Performance Bond at 50% of Contract Amount
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**INCUMBENT:** None

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace* that notified 133 prospective bidders, including Maryland companies, minority businesses and certified small businesses. In addition, seven potential vendors (all MBEs) were directly solicited.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

Notification of the solicitation was provided to the Governor's Office of Minority Affairs, U.S. Department of Commerce, Minority Business Development Agency, U.S Small Business Administration, Baltimore District Office, Prince Georges County Economic Development Corporation, and Maryland-Washington Minority Contractors Association.

Seven bids were received in response to the IFB. The apparent low bidder was deemed non-responsive because they did not meet the requirements of the Maryland Living Wage. The bid was rejected as non-responsive in accordance with COMAR 21.06.02.03B.(1). No protest was filed.

This contract will provide general labor services such as: carrying/positioning carpet, ceiling tiles, lumber, paint, masonry, plumbing, and hardware materials; shovel snow manually; operate small snow blowers; and assist by performing unskilled snow removal functions as required.

No MBE participation goal was established for this contract because there are no subcontracting opportunities, and MBEs were encouraged to submit bids as prime contractors.

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

**APPROP. CODE:** J06I0002

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3047-0110

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Board of Public Works Action – This Item was:

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**BIDS (Cont.):**

<b><u>Bidders</u></b>	<b><u>Bids/Hourly Rates</u></b>
Business Interface of Maryland, LLC Largo, MD	\$17.17 per hour
Tiger Personnel Services, Inc. * Silver Spring, MD	\$19.10 per hour
Beacon Staffing * Aberdeen, MD	\$21.87 per hour
ABACUS Corporation Baltimore, MD	\$23.95 per hour
Unified Solutions Sources, LLC Columbia, MD	\$25.00 per hour
Kennedy Personnel Services * Baltimore, MD	\$33.50 per hour

Note: \* MBE Bidders.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

## SERVICES CONTRACT

**ITEM:** 2-S **Agency Contact:** Laurie Sheffield-James  
410-402-8518  
laurie.sheffield-James@maryland.gov

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Maryland State Board of Dental Examiners

**CONTRACT ID:** Maryland State Dental Association (MSDA) Well-Being Committee; DHMH/OPASS-14-13846  
ADPICS # M00B4400416 (Statewide)

**CONTRACT DESCRIPTION:** Provide intervention, rehabilitation and support services for impaired dentists, including those suffering from physical, mental, emotional or substance abuse problems which may impact their ability to practice dentistry. And provide a mechanism for impaired dentists to anonymously seek assistance from the Maryland State Board of Dental Examiners (the Board) in rehabilitating and monitoring dentists who have gone through the discipline process.

**AWARD:** Maryland State Dental Association  
Well Being Committee  
Columbia, MD

**TERM:** 2/6/2014 - 1/31/2016 (2 Years)

**AMOUNT:** \$192,000

**PROCUREMENT METHOD:** Sole Source

**BIDS OR PROPOSALS:** N/A

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

**PERFORMANCE SECURITY:** None

**INCUMBENT:** Same

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**REQUESTING AGENCY REMARKS:** The mission of the Board is to protect the citizens of Maryland and to promote quality health care in dentistry. As a constituent of the American Dental Association, Maryland State Dental Association (MSDA) has been serving the community since 1883. A certified substance abuse professional and an active licensed dentist, who is contracted by MSDA, oversee all participants, interventions, process treatment and recovery.

The Dentist Rehabilitation Committee is a committee of MSDA established by law in Md. Code Ann. Health Occupations (HO) Article, Sec. 4-501.1. Under HO Article, Sec. 4-207 (e)(1), the Board is obligated to fund the committee with fees set, collected and distributed to the State Board of Dental Examiners Fund established in HO Art., Sec. 4-207 (a).

No MBE participation goal was established for this contract because there are no subcontracting opportunities available.

<b>FUND SOURCE:</b>	100% Special (State Board of Dental Examiners Licensing Fees)
<b>APPROP. CODE:</b>	M00B01.04
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	13-3129-0110

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Board of Public Works Action - This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

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

Only one bid was received in response to this solicitation. The single bid was deemed to be responsive, and the bidder was deemed responsible. In addition, the price was deemed fair and reasonable, and it was determined that other prospective offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to DYNAXYS, LLC, the incumbent.

No "No Response Forms" were received to indicate why no other bidders responded to the IFB; however, it is speculated that the low response is because very few companies are able to afford the \$15 million bond required for processing the number of checks and insurance claims for these services.

As the incumbent, DYNAXYS, LLC has provided this service (cash management, disbursement, accounting and reporting services for pharmacy, health insurance and certain other payments) to the State for over 14 years. It has processed payments on the same day, the next day, or within five days of batch receipts in accordance with contract specifications. DYNAXYS has produced, mailed checks, and maintained a bank account for the MADAP funds and established and maintained a computerized system for recording payments. In addition, DYNAXYS has performed monthly bank reconciliations for collateral accounts and generated month-end reports for MADAP.

As a result of DYNAXYS' performance under the current contract, participating pharmacies and insurance companies have been receiving their reimbursements from the State within a few days. Clients with HIV/AIDS have not had to worry about insurance companies dropping their coverage because of late payments, and participating pharmacies have been able to rely on predictable reimbursement revenues. PHPA has been able to rely on DYNAXYS for prompt and accurate disbursement services and attentive management of bank balances.

Over the term of this contract, it is estimated that \$191,376,000 will be transferred to the contractor to pay invoices for pre-approved prescriptions and insurance payments. An administrative processing fee of \$942,195 is the only amount that will be paid to the contractor by the State during the five-year contract period. The fee is based upon fixed prices submitted in the bid for a "per check processed" price and a "per expedited check processed" price.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

No MBE participation goal was established for this contract based upon the following reasons: only four MBEs were found that could perform the services, and it was determined they could bid as prime contractors; the access to State funds requires any prime contractor and subcontractors to be bonded for \$15 million against loss of those funds; it was determined that the bonding requirement would make it cost prohibitive for any subcontracting opportunities.

**FUND SOURCE:** 62% Special (Drug Rebates); 38% Federal

**APPROP. CODE:** M00F0301

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3015-1111

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

## SERVICES CONTRACT

**ITEM:** 4-S

**Agency Contact:** Monchel Pridget  
410-767-5946  
Monchel.Pridget@maryland.gov

**DEPARTMENT/PROGRAM:**

Health and Mental Hygiene (DHMH)  
Long Term Care; Office of Health Services

**CONTRACT ID:**

Independent Review Organization for Medical  
Necessity Review; DHMH/OPASS- 13-13266  
ADPICS # M00B4400319 (Statewide)

### CONTRACT DESCRIPTION:

**CONTRACT DESCRIPTION:** Obtain an Independent Review Organization (IRO) to provide medical necessity case review of services delivered by a health care provider to a Maryland Medicaid beneficiary enrolled with and reimbursed by a Maryland Medicaid Managed Care Organization (MCO).

**AWARD:**

MAXIMUS Federal Services, Inc.  
Reston, VA

**TERM:**

2/6/2014–1/31/2016 (w/3 one-year renewal options)

**AMOUNT:**

\$106,250 Est. (2 Years; Base Contract)  
 \$ 74,375 Est. (1 Year; 1<sup>st</sup> Renewal Option)  
 \$ 85,000 Est. (1 Year; 2<sup>nd</sup> Renewal Option)  
\$ 95,625 Est. (1 Year; 3rd Renewal Option)  
 \$361,250 Est. Total (5 Years)

**PROCUREMENT METHOD:**

## Competitive Sealed Proposals

## PROPOSALS:

See page 12B

**MBE PARTICIPATION:**

None (See Requesting Agency Remarks below)

## PERFORMANCE SECURITY:

N/A

**INCUMBENT:**

N/A

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* and the DHMH website.

Two proposals were received in response to the RFP. Both were deemed to be reasonably susceptible of being selected for award. MAXIMUS Federal Services, Inc. was ranked overall #1 with the higher ranked technical offer and the lower price. Therefore, award is recommended to MAXIMUS Federal Services, Inc. as having the more advantageous offer for the State.

The DHMH Office of Health Services is contracting with an IRO to provide medical necessity case review of services delivered by a health care provider to a Maryland Medicaid beneficiary enrolled with and reimbursed by a Maryland Medicaid MCO. Before the IRO conducts a medical necessity case review, the provider must go through the full appeals process provided by the MCO. The IRO will be reimbursed by the MCO or medical care provider who receives the unfavorable decision by the IRO. There is no cost to DHMH for the services of the IRO.

According to COMAR 10.09.71.03, Maryland Medicaid MCOs are required to have a provider appeal process to resolve provider complaints, including claim denials because the services were considered not medically necessary by the MCO. This appeal process is currently the provider's only recourse in overturning an MCO claims denial other than to litigate the case through the courts. Providers have been requesting that DHMH establish a means for them to receive an independent review of these medical necessity denials similar to a process currently in place by the Maryland Insurance Administration that contracts with an IRO to review medical necessity disputes between providers and commercial carriers.

Based on information reported by the MCOs, the majority of the appeals for medical necessity denials are from acute general hospitals. For CY 2010 and 2011, the MCOs reported a total of 10,750 appeals: 10,600 appeals from hospitals, 100 appeals from physicians and 50 appeals from durable medical equipment providers.

This is an Indefinite Quantity Contract with Fixed Unit Prices as defined in COMAR 21.06.03.06A(2). The *Award Amount* is estimated, and there are no guaranteed maximum or minimum quantities under the contract.

A MBE participation goal was not established for this contract based upon the determination that any subcontracting opportunities would be for physician staffing.



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**FUND SOURCE:** 100% Special (Fees paid by MCO or medical care provider)

**APPROP. CODE:** M00Q0103

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2938-0111

Note: This Item appeared as DBM Item 2-S on the 1/8/2014 BPW Agenda and was withdrawn.

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**BIDS OR PROPOSALS/AWARDS (Cont.):**

<b>OFFERORS</b>	<b>TECH. RANK</b>	<b>FINANCIAL PRICE - BASE CONTRACT (2 Years)</b>	<b>FINANCIAL PRICE - 1<sup>ST</sup> OPTION (1 Year)</b>	<b>FINANCIAL PRICE - 2<sup>ND</sup> OPTION (1 Year)</b>	<b>FINANCIAL PRICE - 3<sup>RD</sup> OPTION (1 Year)</b>	<b>TOTAL FINANCIAL PRICE / RANK (5 Years)</b>	<b>OVERALL RANK *</b>
MAXIMUS Federal Services, Inc. Reston, VA	1	\$106,250	\$74,375	\$85,000	\$95,625	\$361,250	1
ProPeer Resources, Inc. North Salt Lake, UT	2	\$127,500	\$95,375	\$115,000	\$135,000	\$472,875	2

\* Note: Technical and financial factors had equal weight in the overall award determination.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT**

**ITEM:** 5-S **Agency Contact:** Mike Hopkins  
410-296-9682  
mhopkins@dllr.state.md.us

**DEPARTMENT/PROGRAM:** Labor, Licensing and Regulation (DLLR)  
Maryland Racing Commission

**CONTRACT ID:** Statewide Laboratory Services  
DLLR-FY-2014-007; P00R4401665  
ADPICS # P00B4400052

**CONTRACT DESCRIPTION:** Provide equine blood and urine testing and analysis  
for racetracks owned and managed by Maryland Racing Commission.

**AWARD:** Truesdail Laboratories, Inc.  
Tustin, CA

**TERM:** 2/6/2014 – 1/31/2019

**AMOUNT:** \$2,797,922 (5 Years)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**PROPOSALS:**

<b>Offerors</b>	<b>Technical Ranking</b>	<b>Financial Price / Ranking</b>	<b>Overall Ranking</b>
Truesdail Laboratories, Inc. Trustin, CA	2	\$2,797,922 / 1	1
HFL Sport Science Lexington, KY	1	\$4,871,880 / 2	2

**MBE PARTICIPATION:** 3.9% (See Requesting Agency Remarks below)

**MBE WAIVER:** 11.1%

**PERFORMANCE SECURITY:** None

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**INCUMBENT:** None

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* with 217 potential vendors receiving the solicitation notice. A copy of the solicitation notice was also directly emailed to 17 potential vendors, one of which is a Maryland firms and none are MBEs. A copy of the notice was also sent to the Governor's Office of Minority Affairs.

The Maryland Racing Commission (the Commission) licenses all persons, associations, or corporations that hold any horse racing meet within the State where racing is permitted for any stake, purse, or reward, as well as Satellite Simulcast Betting and inter-track betting. As part of its mandate, the Commission also collects and tests blood and urine specimens of horses participating in the races. Until now, the Commission had performed this service internally. However, due to increasing budget constraints, the Commission elected to contract out equine testing to draw on the private sector's advanced testing expertise at the same or a nominal increase in the cost to provide services internally.

Three proposals were received in response to the RFP. One proposal was deemed to be not reasonably susceptible of being selected for award for taking exceptions to mandatory provisions in the contract, and was therefore, rejected. The remaining two proposals were evaluated, and it was determined that both vendors met the minimum qualifications and had the expertise necessary to perform the services required. Because of the written guarantee from HFL Sport Science's (HFL) parent company, LGC Science Group Limited, it was determined that HFL had the technical capacity in-house to test for new drugs and to employ new testing methods. This enhanced its proposal and was ranked #1 technically. However, its financial price was almost double Truesdail Laboratories, Inc.'s financial proposal. It was determined that the difference in the strength of the technical proposals did not justify a 43% price difference and award is recommended to Truesdail Laboratories, Inc. as having the more advantageous offer to the State.

A 15% MBE participation goal was established for this contract. However, the recommended awardee requested a partial waiver of 11.1%. After a thorough review and investigation of the good faith effort made by Truesdail Laboratories, Inc., the waiver request was approved by DLLR. This contract also contains a 0.5% VSBE participation goal.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

Approval by the Board of Public Works is requested according to §13-403(c), *Maryland State Personnel and Pension Article, Annotated Code of Maryland*. This contract is an exception because the Maryland General Assembly expressly has authorized the Commission, in its discretion, to utilize the services of an independent contractor to perform drug testing on its behalf per §11-212(a), *Business Regulation Article, Annotated Code of Maryland*.

**FUND SOURCE:** 100% Special (Lab Fees)

**APPROP. CODE:** P00E0103

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 13-2972-0000

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT RENEWAL OPTION/MODIFICATION**

<b>ITEM:</b>	6-S-MOD	<b>Agency Contact:</b> Jane Sacco 410-767-6771 jane.sacco@maryland.gov
<b>DEPARTMENT/PROGRAM:</b>	Health and Mental Hygiene (DHMH) Office of Health Services (OHS)	
<b>CONTRACT ID:</b>	Utilization Control of Selected Hospital, Long Term Care, and Community Services Reimbursed by the Maryland Medicaid Program; DHMH-OPASS 10-10387 ADPICS # M00B4400406 (Statewide)	
<b>CONTRACT APPROVED:</b>	DBM Item 3-S (12/1/2010)	
<b>CONTRACTOR:</b>	Delmarva Foundation for Medical Care, Inc. Easton, MD	
<b>CONTRACT DESCRIPTION:</b>	Contract to provide utilization reviews in selected hospitals, long-term care facilities, and community services reimbursed by the Maryland Medicaid Program.	
<b>OPTION/MODIFICATION DESCRIPTION:</b>	Exercise the first one-year renewal option and modify the contract to: (1) include medical record review and certification of approval or disapproval of emergency admissions for Medicaid applicants who are ineligible or illegal aliens; (2) increase the number of Medical Day Care Validations to be performed; and (3) expand Medical Eligibility Reviews to applicants for personal care services under Community First Choice.	
<b>ORIGINAL CONTRACT TERM:</b>	2/1/2011 - 1/31/2014 (w/2 one-year renewal options)	
<b>OPTION/MODIFICATION TERM:</b>	2/6/2014 - 1/31/2015	
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$13,767,905 (3 Years)	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**OPTION/MODIFICATION AMOUNT:** \$4,981,240 (Renewal Option)  
\$ 133,391 (Mod)  
 \$5,114,631 Total (1 Year)

**PRIOR OPTIONS/MODIFICATIONS:** \$392,497 (See page 19B)

**REVISED TOTAL CONTRACT AMOUNT:** \$19,275,033

**PERCENT +/- (THIS MODIFICATION)** +1.0%

**OVERALL PERCENT +/-:** +3.8%

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 27.89%

**MBE COMPLIANCE:** 27.50%

**REQUESTING AGENCY REMARKS:** Request for approval to exercise the first of two one-year renewal options as contained in the original contract and modify the contract to include medical record review and certification of approval or disapproval of emergency admissions for Medicaid applicants who are ineligible or illegal aliens; increase the number of Medical Day Care Validations to be performed; and expand Medical Eligibility Reviews to applicants for personal care services under Community First Choice.

The DHMH Office of Health Services (OHS) is charged with the task of meeting the statutory and regulatory requirements of the Federal Government for the performance of utilization control of selected hospital, long term care and community services reimbursed by the Maryland Medicaid Program.

This contract provides essential utilization control of selected hospital, long-term care and community services reimbursed by the Maryland Medicaid Program. The Utilization Control Agent (UCA) is charged with the responsibility of conducting utilization control to ensure that medical services are:

- Authorized only when medically necessary;
- Provided in a hospital on an inpatient basis are authorized only when such services cannot be effectively provided on an outpatient basis or more effectively and efficiently in a facility of a different type;

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

- Provided in a nursing facility, chronic hospital or in a community-based program are authorized only when an individual is appropriately determined to be medically eligible for those services;
- Provided to Medicaid recipients meet professionally recognized standards of quality;
- And that all authorized medical services are provided in an effective and efficient manner; and abuses of utilization or payment are identified and reported to the Department.

It is in the best interest of the State to continue these services with the current Contractor by exercising the renewal option and modifying the contract for the renewal option period because the Contractor has proven to be an exceptional partner with DHMH by supporting the goals of DHMH and demonstrating cooperation and flexibility as needed to adjust or respond to unexpected issues. DHMH has been extremely satisfied with services provided by the Contractor.

**FUND SOURCE:** 75% Federal; 25% General

**APPROP. CODE:** M00Q0103

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3013-1111

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

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**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**PRIOR MODIFICATIONS/OPTIONS (Cont.):**

Mod #1	\$392,497	Mod to conduct medical record review and certification of approval or disapproval of emergency admissions for Medicaid applicants who are ineligible or illegal aliens; 9/8/2011 – 1/31/2014. Approved on DBM Item 9-S-MOD (9/7/2011).
Mod #2	\$0	Mod to increase the number of Medical Day Care Validations to be performed and expand Medical Eligibility Reviews to applicants for personal care services under Community First Choice. Approved on 5/21/2013 by DHMH.
Total	<u>\$392,497</u>	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	7-S-MOD	<b>Agency Contact:</b> Robert Howells 410-230-8789 Robert.howells@maryland.gov
<b>DEPARTMENT/PROGRAM:</b>	State Lottery & Gaming Control Agency (MLGCA) Information Technology Division	
<b>CONTRACT ID:</b>	On-Line Gaming System; 2005-11; ADPICS # COF41424 (Statewide)	
<b>CONTRACT APPROVED:</b>	DBM Item 1-S (10/19/2005)	
<b>CONTRACTOR:</b>	Scientific Games International, Inc. Alpharetta, GA	
<b>CONTRACT DESCRIPTION:</b>	Contract to provide the design, development, implementation, lease, operation and maintenance of a Lottery On-Line Gaming System, including a Central Site System, Retailer Terminals, Software, and a satellite based Telecommunications Network to connect the Retailer Terminals to the Central Site System.	
<b>MODIFICATION DESCRIPTION:</b>	Mod to provide the Lottery with (1) a license to use the Major League Baseball® and the Baltimore Orioles® baseball team marks and logos for an Instant Ticket Lottery Game, supporting marketing materials at Retailer locations selling the tickets and advertising for the tickets, and (2) Orioles and Major League Baseball related prizes to be awarded to winners of the Instant Ticket game and related second chance promotion.	
<b>ORIGINAL CONTRACT TERM:</b>	10/26/2005 - 6/26/2011 (w/1 five-year renewal option)	
<b>MODIFICATION TERM:</b>	2/6/2014 – 12/31/2014	
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$81,000,000 Est. NTE (5 Years)	
<b>MODIFICATION AMOUNT:</b>	\$468,160 (Approx. 11 Months)	
<b>PRIOR MODIFICATIONS/OPTIONS:</b>	\$112,596,050 (See page 24B)	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**REVISED TOTAL CONTRACT AMOUNT:** \$194,064,210 Est. NTE

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

**OVERALL PERCENT +/-:** +17.4%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 15%

**MBE COMPLIANCE:** 15%

**REQUESTING AGENCY REMARKS:** The Contractor provides to the Lottery under the current Contract a Loyalty Rewards Program, specifically “Properties Plus/Points for Prizes Program”, which allows players to accumulate points for Instant Tickets to use for redemption of merchandise prizes. This Program also provides numerous licensed properties to the Lottery for use on instant tickets and other promotional materials – most free of any additional charge but some related to sports brands, teams, leagues, or events (such as Major League Baseball®, NASCAR®, or NFL®) require an additional fee, which is offered at discounted rates.

The owner of the marks and logos of Major League Baseball® and the Baltimore Orioles® baseball team, which are the subject of this modification, has appointed and licensed the Contractor as its exclusive lottery ticket representative to negotiate license agreements authorizing the use of the properties in conjunction with state lottery games. The Lottery desires to use these marks and logos for an Instant Ticket Game, and this modification is necessary in order to obtain the rights to use them. As well, the Lottery desires to purchase baseball game ticket packages to be used as experiential prizes as part of the Instant Ticket promotion. The Contractor is the exclusive provider of these items.

The Modification Amount includes both the license fee for the use of the Contractor’s logos and marks and the cost of the prizes to be awarded to winners of the Instant Ticket Game. The Modification Amount is separated into these two components as follows:

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

- License Fee: This component is the fixed price for use of the Major League Baseball® and the Baltimore Orioles® marks and logos. The Lottery anticipates producing an Instant Ticket Game using these marks and logos that will have a quantity of 3,360,000 tickets, a \$5.00 price point and a total retail face value of \$16,800,000. The license fee is determined based on a rate of 2.5% (discounted from 3.5% for Properties Plus Program) of the retail face value, resulting in an estimated amount of \$420,000. The contract contains an allowance of plus/minus 100,000 tickets to allow for printing press variations; therefore, the maximum ticket quantity could be as much as 3,460,000 resulting in a NTE license fee of \$432,500.
- Prizes: This component is the cost of the prizes to be awarded to second chance contest winners in the Instant Ticket Game, as well as the cost for the Contractor to provide marketing support, conduct the second chance drawings and provide complete fulfillment of all experiential prizes. These prizes include trips to Baltimore Orioles® regular season away games, a 2014 World Series trip and merchandise gifts.
- Contract Amount = License Fee + Prizes  
 $\$468,160 \text{ (NTE)} = \$432,500 + \$35,660$

The game needs to be submitted for production now in order to have the tickets produced and available for distribution by the target date for public sale of the tickets on March 24, 2014. (Note: Production of the Instant Ticket Game, which will be accomplished and paid under the Lottery's "Instant Ticket Games and Related Services Contract #2013-01", is not included in the amount of this Licensing Contract.)

Because by law Instant Ticket game players have 182 days to claim a winning ticket after a game is closed-out, licensed products that have been manufactured and distributed during the term of this modification may remain in circulation beyond the term of this license. The Lottery has to allow for that period to elapse, even though no more tickets will be produced or sold during that period.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**FUND SOURCE:** 100% Special (Lottery Proceeds)

**APPROP. CODE:** E75D0001

**RESIDENT BUSINESS:** No

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**PRIOR MODIFICATIONS/OPTIONS (Cont.):**

Mod #1	\$86,050	Increased the NTE amount to incorporate the Agent Administration Unit and Security Unit into the Retailer Management system for the period of 2/15/2008 – 6/26/2011. Approved on DBM Item 8-S-MOD (2/13/2008).
Option #1 (Mod #2)	\$99,000,000	Exercised the single five-year renewal option as contained in the original contract for the period of 6/27/2011 – 6/26/2016. Approved on DBM Item 5-S-OPTION (5/19/2010).
Mod #3	\$0	Mod to provide technical enhancements through 657 2-Game Admart Jackpot signs, installation of the signs at Lottery Retailer locations, and service/maintenance support for the period of 7/28/2011 – 6/26/2016. Approved on DBM Item 7-S-MOD (7/27/2011).
Mod #4	\$13,510,000	Mod to provide technical enhancements through Development, implementation, testing and operation of a “Loyalty Rewards Program” for the period of 2/8/2013 – 6/26/2016. Approved on DBM Item 7-S-MOD (2/6/2013).
Total	<u>\$112,596,050</u>	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	8-S-MOD	<b>Agency Contact:</b> Christine Farrelly 410-764-4771 christine.farrelly@maryland.gov
<b>DEPARTMENT/PROGRAM</b>	Health and Mental Hygiene (DHMH) Maryland Board of Physicians	
<b>CONTRACT ID:</b>	Maryland Board of Physicians Rehabilitation Program; (Statewide) DHMH/OPASS 10-10276 ADPICS # M00B0400391/COF42065	
<b>CONTRACT APPROVED:</b>	DBM Item 2-S (12/2/2009)	
<b>CONTRACTOR:</b>	Center for a Healthy Maryland, Inc. Baltimore, MD	
<b>CONTRACT DESCRIPTION:</b>	Provide services to impaired physicians and allied health professionals regulated by the Board who are directed by the Board in writing to receive rehabilitation services for alcoholism, chemical dependency or other physical, emotional or mental conditions.	
<b>MODIFICATION DESCRIPTION:</b>	Mod to add funding to the contract to provide rehabilitation services for up to an additional 30 participants to clear the backlog of pending cases identified in the 2011 Sunset Review.	
<b>ORIGINAL TERM:</b>	1/1/2010 – 12/31/2014	
<b>MODIFICATION TERM:</b>	2/6/2014 – 12/31/2014	
<b>ORIGINAL AMOUNT:</b>	\$1,250,000 (5 Years)	
<b>MODIFICATION AMOUNT:</b>	\$150,000 (Approx. 11 Months)	
<b>PRIOR MODIFICATIONS/OPTIONS:</b>	None	
<b>REVISED TOTAL CONTRACT AMOUNT:</b>	\$1,400,000	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 8-S-MOD

**OVERALL PERCENT +/- (THIS MOD):** +12%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**MBE PARTICIPATION:** 0%

**REQUESTING AGENCY REMARKS:** The purpose of this contract is to provide rehabilitation services to impaired physicians and allied health professionals regulated by the Maryland Board of Physicians who are directed by the Board in writing to receive treatment and rehabilitation for alcoholism, chemical dependency or other physical, emotional or mental conditions. These services are intended to provide practitioners assistance in addressing alcohol or drug abuse problems, or other physical or mental conditions which may impair their ability to practice medicine or safely perform medical acts within their scope of practice. Rehabilitation services include evaluation, referral for treatment, and case management to monitor the adherence of participants with a written disposition agreement and/or order of the Board and the rehabilitation agreement and rehabilitation plan. Licensees who are complaint with their agreements and orders can practice safely and continue to be able to provide medical care to the citizens of Maryland. The over-riding goal of this program is to enhance the health and safety of the citizens of Maryland.

The original contract was based on serving a maximum of 50 participants. During the contract period, the participants have increased by an average of up to 30 participants. The increased need for rehabilitation services is a result clearing the backlog of pending cases identified in the 2011 Sunset Review.

**FUND SOURCE:** 100% Special (Board of Physicians Fund)

**APPROP. CODES:** M00B0106

**RESIDENT BUSINESS:** Yes

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 9-S-MOD **Agency Contact:** Courtney Lewis  
410-767-0824  
courtney.lewis@maryland.gov

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Prevention and Public Health Administration  
Cancer Prevention and Control

**CONTRACT ID:** Baltimore City Breast and Cervical Cancer  
Screening Project; OPASS 12-10843  
ADPICS # M00B3400381/COF41842

**CONTRACT APPROVED:** DBM Item 2-S (12/5/2012)

**CONTRACTOR:** MedStar Health, Inc.  
Baltimore, MD

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

**MODIFICATION DESCRIPTION** Mod to reduce the contract amount to coincide with the federal FY 2014 budget for these services.

**ORIGINAL CONTRACT TERM:** 1/1/2013 – 6/30/2017

**MODIFICATION TERM:** 2/6/2014 – 6/30/2014

**ORIGINAL CONTRACT AMOUNT:** \$5,576,303 (4 Years, 6 Months)

**MODIFICATION AMOUNT:** (\$107,569)

**PRIOR OPTIONS/MODIFICATIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$5,468,734

**OVERALL PERCENT +/- (THIS MOD):** -1.92%

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** None

**REQUESTING AGENCY REMARKS:** This modification is requested to reduce the contract amount for FY 2014 by \$107,569 to commensurate with reduced federal funding to the State of Maryland for the provision of breast and cervical cancer screening, education and follow-up services.

**FUND SOURCE:** 38.4% General Funds, 37.3% Federal;  
24.3 Special (Cigarette Restitution Fund)

**APPROP. CODES:** M00F0304

**RESIDENT BUSINESS:** Yes

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Board of Public Works Action - This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	10-S-MOD	<b>Agency Contact:</b> Susan Tucker 410-767-1431 susan.tucker@maryland.gov
<b>DEPARTMENT/PROGRAM:</b>	Health and Mental Hygiene (DHMH) Office of Health Services (OHS)	
<b>CONTRACT ID:</b>	External Quality of Care Review of Managed Care Organizations; DHMH/OPASS 12-10588; (Statewide) ADPICS # M00B2400006/COF41848	
<b>CONTRACT APPROVED:</b>	DBM Item 3-S (6/1/2011)	
<b>CONTRACTOR:</b>	Delmarva Foundation for Medical Care, Inc. Easton, MD	
<b>CONTRACT DESCRIPTION:</b>	Provide external quality review organization services for the HealthChoice Managed Care Organizations (MCO).	
<b>MODIFICATION DESCRIPTION:</b>	Mod to provide a detailed External Quality Review (EQR) Annual Technical Report (ATR) for the State of Maryland in accordance with 42 CFR Part 438.364 to be available by April 30 <sup>th</sup> of each year for data collected within the prior 24 months for the Centers for Medicare & Medicaid Services (CMS) and the public.	
<b>ORIGINAL CONTRACT TERM:</b>	9/1/2011 – 8/31/2016	
<b>MODIFICATION TERM:</b>	2/6/2014 – 8/31/2016	
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$4,885,827 (5 Years)	
<b>AMOUNT OF MODIFICATION:</b>	\$226,250 (2 Years; 7 Months)	
<b>PRIOR OPTIONS/MODIFICATIONS:</b>	None	
<b>REVISED TOTAL CONTRACT AMOUNT:</b>	\$5,112,077	
<b>OVERALL PERCENT +/- (THIS MOD):</b>	+4.6%	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

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

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 30.4%

**MBE COMPLIANCE:** 26.5%

**REQUESTING AGENCY REMARKS:** The DHMH Office of Health Services (OHS) is charged with meeting the statutory and regulatory requirements of the Federal Medicaid Program for the performance of all external quality review activities as detailed in 42 CFR 438, Subpart E. The Contractor must be a federally qualified External Quality Review Organization (EQRO) and must be independent from the State Medicaid Agency and any provider that is subject to audit. CMS is requesting that the State of Maryland contract with a qualified EQRO to produce the final annual EQR technical performance measure validation report.

Currently, Delmarva Foundation for Medical Care, Inc. serves as the EQRO for Maryland. This modification will allow Delmarva Foundation to produce Maryland's EQR ATR in accordance with 42 CFR 438.364 for each year of data collected within the prior 24 months to be available by April 30th for CMS and the public. The first ATR will be due by April 30, 2014.

It is in the best interest of the State to approve this modification. Delmarva Foundation consistently exceeds all contractual requirements and expectations in product quality, timeliness, and staffing. Delmarva Foundation not only has extensive experience in producing the ATR, but also has proven to be an exceptional partner with DHMH by supporting the agency's goals and demonstrating cooperation and flexibility to adjust to unexpected needs or issues.

**FUND SOURCE:** 50% General; 50% Federal

**APPROP. CODE:** M00Q0103

**RESIDENT BUSINESS:** Yes

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Board of Public Works Action - This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 11-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/COF42344

**CONTRACT APPROVED:** DBW 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 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.

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

**MODIFICATION TERM:** 2/6/2014 – 7/31/2015

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

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 11-S-MOD (Cont.)

**MODIFICATION AMOUNT:** \$330,000 (1 Year, 6 Months, 5 Days)

**PRIOR MODIFICATIONS/OPTIONS:** \$28,396,108 (See pages 34B & 35B)

**REVISED TOTAL CONTRACT AMOUNT:** \$38,802,267

**PERCENT +/- (THIS MODIFICATION):** +3.28%

**OVERALL PERCENT +/-:** +126.3%

**MBE PARTICIPATION:** 17%

**MBE COMPLIANCE:** 19%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**REQUESTING AGENCY REMARKS:** Under Federal Requirements, effective October 1, 2014, any entity covered by Health Insurance Portability Accountability Act (HIPAA) in the U.S. healthcare setting, must use ICD-10 for diagnosis and inpatient procedure coding. The change to ICD-10 does not affect Current Procedural Terminology (CPT) coding for outpatient procedures.

ICD-10 is the 10th revision of the ICD, a medical classification list that codes for diseases, signs and symptoms, abnormal findings, complaints, social circumstances, and external causes of injury or diseases. The code set allows more than 14,400 different codes and permits the tracking of many new diagnoses.

Currently, the Maryland Medicaid Information System (MMIS) provides the Medicaid Pharmacy electronic claims processor (Xerox State Healthcare, LLC) with diagnosis codes based on the ICD-9 procedure coding system. These codes are used during the real-time pharmacy claims adjudication process to make systematic drug coverage determinations. Starting on October 1, 2014, MMIS will start sending procedure codes under the ICD-10 coding system. Therefore, the Medicaid Pharmacy electronic claims processing system must be modified to support the transition to the ICD-10 code sets, as well as the current ICD-9 code sets. ICD-9 code sets will continue to be used for historical claims and new claims submitted under timely-filing rules. ICD-10 code sets will be used for dates of service on and after October 1, 2014.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 11-S-MOD (Cont.)

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, and the reasons stated above.

**FUND SOURCE:** 75% Federal; 25% General

**APPROP. CODE:** M00Q0103

**RESIDENT BUSINESS:** Yes

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 11-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 for the period from 1/7/2007 to 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 for the period of 1/20/2009 to 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 for the period of 8/1/2009 to 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, for the period of 12/2/2010 to 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 for the period of 4/21/2011 to 7/31/2011. Approved on DBM Item 10-S-MOD (4/20/2011).



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 11-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 for the period of 8/1/2011 to 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 for the period of 7/1/2012 to 7/31/2015. Approved on DBM Item 24-S-MOD (6/6/2012).
Mod #6	\$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.
Total	<u>\$28,396,108</u>	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	12-S-MOD	<b>Agency Contact:</b> Bruce Kozlowski 410-764-3482 bkozlowski@mhcc.state.md.us
<b>DEPARTMENT/PROGRAM:</b>	Health and Mental Hygiene (DHMH) Maryland Health Care Commission (MHCC)	
<b>CONTRACT ID:</b>	Healthcare Effectiveness Data & Information Set (HEDIS) Audit of Commercial Health Plans; MHCC 12-001 ADPICS # COF40858 (Statewide)	
<b>CONTRACT APPROVED:</b>	DBM Item 5-S (10/19/2011)	
<b>CONTRACTOR:</b>	Healthcare Data Company, LLC Mechanicsburg, PA	
<b>CONTRACT DESCRIPTION:</b>	Provide an independent Healthcare Effectiveness Data and Information Set (HEDIS) compliance audit of commercial health plans required to report in Maryland by a certified National Committee for Quality Assurance (NCQA) vendor.	
<b>MODIFICATION DESCRIPTION:</b>	Mod to include within the HEDIS compliance audit additional commercial health plans for 2014 and 2015 as required by the contract and the “2014 Quality and Performance Reporting Requirements” released 11/22/2013.	
<b>ORIGINAL CONTRACT TERM:</b>	11/1/2011 – 9/30/2015	
<b>MODIFICATION TERM:</b>	2/6/2014 – 9/30/2015	
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$922,295 (3 Years; 11 Months)	
<b>MODIFICATION AMOUNT:</b>	\$78,876 (1 Year; 8 Months)	
<b>PRIOR MODIFICATIONS/OPTIONS:</b>	\$16,800 (See page 39B)	
<b>REVISED TOTAL CONTRACT AMOUNT:</b>	\$1,017,971	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 12-S-MOD (Cont.)

**PERCENT +/- (THIS MODIFICATION):** +8.6%

**OVERALL PERCENT +/-:** +10.4%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 15%

**MBE COMPLIANCE:** 16%

**REQUESTING AGENCY REMARKS:** The Maryland Health Care Commission (MHCC) is responsible for implementing the health care evaluation provisions contained in Health General Article, Section 19-134C *et seq.* The statute directs MHCC to establish a system to evaluate quality and performance of health benefit plans, such as a Health Maintenance Organization (HMO), a Point of Service Organization (POS), a Preferred Provider Organization (PPO), an Exclusive Provider Organization (EPO), or other types of health benefit plan delivery systems, in a comparative and objective manner.

The evaluation system purposes are to:

- (a) Assist health benefit plans to improve the quality of care by establishing a common set of performance measures; and
- (b) Disseminate the findings to the plans, consumers, purchasers, and other interested parties.

Five components currently comprise the evaluation system:

- (1) Measures of clinical performance based on the Healthcare Effectiveness Data and Information Set (HEDIS);
- (2) Health plan experience of care ratings (more commonly known as consumer satisfaction) obtained from a Consumer Assessment of Healthcare Providers and Systems (CAHPS) survey completed by enrollees;
- (3) Disparities issues are addressed through use of the Maryland Race/Ethnicity, Language, Interpreters, and Cultural Competency Assessment (RELICC);
- (4) Status of the behavioral healthcare provider network is addressed by the Maryland Plan Behavioral Health Assessment (BHA); and
- (5) Continuous quality improvement issues are reported using the Maryland Health Plan Quality Profile (QP).

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 12-S-MOD (Cont.)

The contract allows for the contractor to provide annual HEDIS compliance audits for each health plan that is required to report or voluntarily report to MHCC. This contract modification is therefore within the contract scope of work, as the contract was written to address any year-over-year increases in the number of health benefit plans participating in the evaluation system which would require HEDIS audit services. Thus, a contract modification is the most appropriate means to get the work done in lieu of a new procurement. It should also be noted that in the two prior modifications associated with Year 1 and Year 2 of this contract, the Contractor, waived many of the audit and administration fees.

Following are the firm fixed prices for items as agreed to in the HEDIS compliance work contract Attachment F:

- In 2014 (Year 3), the HEDIS Audit Price per Health Plan for HMOs and PPOs is \$25,787;
- In 2015 (Year 4), the HEDIS Audit Price per Health Plan for HMOs and PPOs is \$26,689; and,
- In Years 3 and 4, the Audit Administration Price per Health Plan for HMOs and PPOs is \$4,400.

**FUND SOURCE:** 100% Special (User Fees from hospitals, nursing homes, health care providers, and insurance companies)

**APPROP. CODE:** M00R0101

**RESIDENT BUSINESS:** No

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 12-S-MOD (Cont.)

**PRIOR MODIFICATIONS/OPTIONS: (Cont.)**

Mod. #1	\$8,400	Modification to include two voluntary Preferred Provider Organizations (PPOs) in the “2012 Quality and Performance Reporting Requirements” for the first contract year 11/1/2011 – 9/30/2012. Approved by MHCC.
Mod #2	\$8,400	Modification to include two voluntary Preferred Provider Organizations Provider Organizations (PPOs) in the “2013 Quality and Performance Reporting Requirements” for the second contract year 11/1/2012 – 9/30/2013. Approved by MHCC.
Total	<u>\$16,800</u>	



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 13-S-MOD (Cont.)

\$ 837,500 (2 ½ Years; Base Term)  
 \$ 335,000 (1 Year; Renewal Option #1)  
\$ 335,000 (1 Year; Renewal Option #2)  
 \$1,507,500 Total Marketing Budget  
 (4 ½ Years)

**PRIOR OPTIONS/MODIFICATIONS:** None

**REVISED CONTRACT AMOUNT:** \$ 1,040,625 (Services)  
\$10,473,500 (Marketing Budget)  
 \$11,514,125 Total Base Contract Term

**OVERALL PERCENT +/- (THIS MOD):** +8.63%

**MBE PARTICIPATION:** 20% (FA II-Media Placement only)

**MBE COMPLIANCE:** 4.4%

**REQUESTING AGENCY REMARKS:** This contract is to assist the Division of Tourism, Film and the Arts (DTFA) in the promotion of Maryland's attractions, accommodations and services to increase visitor spending in the State. DBED determined that it was in the best interest of the State to add the Division of Marketing and Communication (DMC) to the contract for Functional Area II, Media Placement Services. This decision was based on the fact that DMC regularly conducts marketing for business development in the State and would benefit from the media placement services contained in this contract, rather than conducting a new procurement for the same services. This modification to the contract is more cost effective than having a separate contract for the same services during the same contract term.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 13-S-MOD (Cont.)

**FUND SOURCE:** 100% General

**APPROP. CODE** T00E0001

**RESIDENT BUSINESS:** Yes

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

## SERVICES CONTRACT

<b>ITEM:</b>	14-S	<b>Agency Contact:</b> Sandy Johnson 410-767-7408 Sandy.Johnson@Maryland.gov
<b>DEPARTMENT/PROGRAM:</b>	Human Resources (DHR) Dorchester County Department of Social Services (DCDSS)	
<b>CONTRACT ID:</b>	Customer Job Transportation; DCDSS/WO/14-006 ADPICS # N00B4400292	
<b>CONTRACT DESCRIPTION:</b>	Provide a means of transportation for eligible Temporary Cash Assistance (TCA) customers to and from job sites, job training sites, and volunteer sites. These services assist in “moving” families from welfare into lasting employment.	
<b>AWARD:</b>	Delmarva Community Services, Inc. Cambridge, MD	
<b>TERM:</b>	3/1/2014 – 2/28/2017	
<b>AMOUNT:</b>	\$159,814 (3 Years)	
<b>PROCUREMENT METHOD:</b>	Sole Source	
<b>BIDS OR PROPOSALS:</b>	N/A	
<b>MBE PARTICIPATION:</b>	100% (Contractor is a Certified MBE) No subcontracting goal (See Requesting Agency Remarks below)	
<b>PERFORMANCE SECURITY:</b>	None	
<b>INCUMBENT:</b>	Same	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 14-S (Cont.)

**REQUESTING AGENCY REMARKS:** Request for approval of a Sole Source contract with Delmarva Community Services, Inc. (DCS) to provide transportation to Dorchester County Department of Social Services (DCDSS) TCA customers for a three-year period. These services will assist with allowing TCA customers to meet federal work participation requirements.

The sole source procurement method was chosen rather than a competitive procurement method because DCS is the only public transportation service available in this vast rural area on the Eastern Shore. In addition, the two previous competitive procurements for these services resulted in DCS being the only respondent.

Participation in the TCA program requires activity in job or training venues. Changes in federal law have expanded the opportunities for states to develop and implement creative and innovative strategies to move families from welfare into lasting employment. The lack of transportation was identified as a major barrier for TCA customers seeking and maintaining employment. In an effort to increase work participation rates, DCDSS provides this valuable transportation assistance to TCA customers.

DCS will provide transportation services daily, Monday through Friday, 5:30 a.m. until 7:30 p.m., and Saturday, 8:30 a.m. until 6:30 p.m. There are no services provided on Sundays. DCS will transport an average of 25 to 35 eligible TCA customers daily to and from their place of employment, job training, and volunteer sites, and may include drop-off to and pick-up from day care providers, if needed. In order to accommodate daily changes in the number of participants and driving routes, multiple buses and flexibility in scheduling was established to meet the State's needs.

There are no subcontracting opportunities available to be provided under this contract because of the single scope of work; therefore, no MBE subcontracting participation goal was established for this contract. It was considered that vehicle maintenance might be applied to this contract; however, a review of the MDOT directory for MBEs showed none were available on the Eastern Shore. However, DCS is a certified MBE; therefore, the MBE participation is 100%.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 14-S (Cont.)

**FUND SOURCE:** 85.5% Federal; 14.5% General

**APPROP. CODE:** N00G0010; N00G0002

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3167-0110

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Board of Public Works Action - This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

<b>ITEM:</b>	15-S	<b>Agency Contact:</b> Scott Dennis 410-554-9414 sdennis@dors.state.md.us
<b>DEPARTMENT/PROGRAM:</b>	MD State Dept. of Education (MSDE) Division of Rehabilitation Services (DORS)	
<b>CONTRACT ID:</b>	J. Barrett Vehicle Modification; 02-0427568 ADPICS # R00B4400102	
<b>CONTRACT DESCRIPTION:</b>	Request for retroactive approval of a Sole Source contract to provide vehicle modifications to a 2014 Dodge Grand Caravan XT to enable a quadriplegia client to have accessibility to drive his van.	
<b>AWARD:</b>	Ride Away Handicap Equipment Corporation Beltsville, MD	
<b>TERM:</b>	12/2/2013 – 3/7/2014	
<b>AMOUNT:</b>	\$19,766 (25% Price paid by Consumer) <u>\$59,298</u> (75% Price paid by DORS) \$79,064 Total to Contractor	
<b>PROCUREMENT METHOD:</b>	Sole Source	
<b>BIDS OR PROPOSALS:</b>	None	
<b>MBE PARTICIPATION:</b>	None (See requesting Agency Remarks below)	
<b>PERFORMANCE SECURITY:</b>	None	
<b>INCUMBENT:</b>	N/A	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 15-S (Cont.)

**REQUESTING AGENCY REMARKS:** The Division of Rehabilitation Services (DORS) provides assistance to individuals with significant disabilities who wish to enter the workforce or retain their current employment. In most cases DORS provides all of the funding to facilitate the individual's return to work or to maintain their current employment through a vehicle modification. In some cases the client is able to financially offset some of the price through a financial contribution towards the services. In those cases where the client makes a substantial contribution toward to the price of services and wants to use a specific vendor to meet his/her rehabilitation needs, based upon DORS policy, a sole source contract will be awarded. DORS policy defines a "Substantial Contribution by an Individual" as providing "25% of more of the original cost of an item prior to any deductions".

This vehicle modification has been developed specifically for the DORS consumer through a prescriptive evaluation and specifications. The consumer is a quadriplegia as a result of a motor vehicle accident and uses a motor wheelchair. The consumer was found eligible for DORS services and is in service status. The consumer is currently employed and needed to replace his existing van. His prior aged modified van continued to break down leaving him stranded with the motorized ramp not deploying on the vehicle. An evaluation of the vehicle recommended purchase of a new vehicle and installation of new modifications versus repairing the aged vehicle. The consumer purchased a new van and DORS approved funding 75% of the cost of the modifications. The consumer chose to contribute 25% of the cost of the modifications and Ride Away was selected as the vendor.

The van modification work is underway to include lowering the floor of the van, Electronic Mobility Controls (EMC) 1-Axis primary gas/brake operation, Advanced Electronic Vehicle Interface Technology (AEVIT) remote start system, remote control heater, windows, headlights, windshield wiper/washer, door locks, gear selector, secondary control console, automatic ramp, wheelchair locking system and a zero-effect, tri-pin steering system with back-up.

These vehicle modifications on the DORS consumer's vehicle enable independent driving capabilities and independent living for the consumer. It will enable the consumer to transport himself to work and provide ongoing transportation independence and self-sufficiency.

This is a parts and labor service only contract to be completed in accordance with the prescriptive specifications developed from the evaluation of the consumer's capabilities and needs. Required equipment to complete modifications is available only from authorized distributors of the manufacturer's products as needed for each individual vehicle modification. Therefore, no MBE participation goal was established.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 15-S (Cont.)

DORS is requesting retroactive approval of this contract because it was not realized that its delegated authority from DBM had been exceeded until after the Contractor began the vehicle modifications.

**FUND SOURCE:** 100% Federal

**APPROP. CODE:** R00A0121

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3182-1111

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

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Board of Public Works Action - This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION / RENEWAL OPTION**

**ITEM:** 16-S-MOD **Agency Contact:** Sandy Johnson  
410-767-7408  
sandy.johnson@maryland.gov

**DEPARTMENT/PROGRAM:** Human Resources (DHR)  
Child Support Enforcement Administration (CSEA)

**CONTRACT ID:** Privatization of Child Support Services in  
Baltimore City; CSEA/PR/11-001-A4  
ADPICS # COF43465

**CONTRACT APPROVED:** DBM Item 4-S (12/1/2010)

**CONTRACTOR:** Policy Studies, Inc. (PSI)  
Denver, CO  
(Local Office in Baltimore, MD)

**CONTRACT DESCRIPTION:** Provide child support services in Baltimore  
City to ensure that non-custodial parents fulfill their obligations to provide financial and medical  
support to their children.

**MODIFICATION/OPTION DESCRIPTION:** Mod to add funding to the base term due to  
increased expenditures and reimbursements, and simultaneously exercise the first one-year  
renewal option with additional funding based upon increased performances.

**ORIGINAL CONTRACT TERM:** 12/2/2010 – 2/28/2014 (w/2 one-year  
renewal options)

**MODIFICATION/OPTION TERM:** 2/6/2014 – 2/28/2014 (Mod)  
3/1/2014 – 2/28/2015 (Renewal Option)

**ORIGINAL CONTRACT AMOUNT:** \$25,833,792 (3 Years 3 Months)

**MODIFICATION/OPTION AMOUNT:** \$ 388,294 (Mod)  
\$8,933,718 (Renewal Option)  
\$9,322,012

**PRIOR MODIFICATIONS/OPTIONS:** \$400,000 (See page 10B)

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 16-S-MOD (Cont.)

**REVISED TOTAL CONTRACT AMOUNT:** \$35,555,804

**PERCENT +/- (THIS MODIFICATION):** +1.5%

**OVERALL PERCENT +/-:** +3.1%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 25.1%

**MBE COMPLIANCE:** 33.3%

**REQUESTING AGENCY REMARKS:** This contract manages and operates the Baltimore City Office of Child Support Enforcement (BCOCSE). Service delivery includes: application intake, parent location; establishment of paternity, child support and medical support; enforcement of child support and medical support; decentralized collections; review and adjustment of support; customer service and case maintenance.

Additional funds are requested as child support collections have increased, resulting in increased expenditures to the contract that will be greater than the fiscal year (FY) 2014 appropriation and first renewal option period. Policy Studies, Inc.'s reimbursement rate is directly correlated with the monthly collections disbursed by BCOCSE. Currently, the compensation rate is 9.55% of the disbursed collections. Thus, as collections increase, the expenditures for Policy Studies, Inc. increase. Collections have increased by 5.2% for federal fiscal year (FFY) 2014 compared to FFY2013. In the first quarter of FFY2014, BCOCSE disbursed \$20.3 million, compared to \$19.3 million of disbursed collections for the first quarter of FFY2013.

Within the contract with Policy Studies, Inc. (PSI) there are three levels on goals: minimum standards, incentive goals and enhanced incentive goals. In FFY2013, PSI met the minimum standards, as well as the related incentive goals, for the four federal performance measures. This is the first time a Contractor has met all minimum standards and incentive goals for these service level agreements. As demonstrated by the following chart, in FFY2013 BCOCSE experienced 2% to 6% increases over FFY2012 on all performance measures and exceeded the minimum and incentive level performance goals.



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 16-S-MOD (Cont.)

Service Level	Goals			Actual Performance		
	FFY13 Minimum Goal	FFY13 Incentive Goal	FFY13 Enhanced Incentive Goal	FFY12	FFY13	% Increase over FFY12
Paternity Establishment	83.50%	88.00%	99.41%	90.91%	<b>95.06%</b>	<b>4.15%</b>
Support Order Establishment	77.50%	80.00%	86.93%	79.99%	<b>82.20%</b>	<b>2.21%</b>
Current Support Collected	51.50%	55.00%	65.98%	53.48%	<b>57.53%</b>	<b>4.05%</b>
Cases Paying on Arrears	51.50%	55.00%	64.00%	53.63%	<b>59.67%</b>	<b>6.04%</b>

It is believed to be in the best interest of the State to approve this modification and exercise the first one-year renewal option based upon the successful performance by PSI during the base term of the contract that will continue to provide an increase in household incomes for Maryland families during the next year.

**FUND SOURCE:** 66% Federal; 34% Special (Title IV-D)  
(Child Support Offset)

**APPROP. CODE:** N00H0008

**RESIDENT BUSINESS:** Yes

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 16-S-MOD (Cont.)

**PRIOR MODIFICATIONS/OPTIONS (Cont.):**

Mod #1	\$0	Modified the contract to delete one MBE subcontractors and add three additional MBE subcontractors to ensure that the Contractor maintains compliance with the MBE participation requirements in the original contract for the period of 9/19/2011 - 2/28/2014. Also added IRS confidentiality provisions and PRISM and Agility software requirements. Approved by DHR.
Mod #2	\$0	Modified the contract to delete one MBE subcontractor and add one new MBE subcontractor to ensure that the Contractor maintains compliance with the MBE participation requirements in the original contract for the period of 3/21/2012 - 2/28/2014. Approved by DHR.
Mod #3	\$400,000	Modified the contract to increase child support collections and ensure the accuracy of case reviews by including: (1) additional enhanced performance area incentive goals for each Contract year with incentive payment awards based upon meeting or exceeding the specific federal requirements/goals; and (2) enforceable performance penalties for failure to comply with Contract requirements. The modification increased the amount of the base contract by \$400,000 and each option year by \$200,000 for the period of 2/21/2013 – 2/28/2014. Approved on DBM Item 6-S-MOD (2/20/2013).
Total	<div style="border-top: 1px solid black; display: inline-block; width: 100px;"></div> \$400,000	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	17-S-MOD	<b>Agency Contact:</b> Sandy Johnson 410-767-7408 sandy.johnson@maryland.gov
<b>DEPARTMENT/PROGRAM:</b>	Human Resources (DHR) Social Services Administration (SSA)	
<b>CONTRACT ID:</b>	Residential Child Care Services; SSA/RCC-14-007-A3 APDICS #COF39179	
<b>CONTRACT APPROVED:</b>	DBM Item 8-S (6/12/2013)	
<b>CONTRACTOR:</b>	Board of Child Care of the United Methodist Church, Inc. Baltimore, MD	
<b>CONTRACT DESCRIPTION:</b>	Approval request to provide Residential Child Care (RCC) services for a total of 760 clients at various locations throughout Maryland through 44 separate RCC contracts.	
<b>MODIFICATION DESCRIPTION:</b>	Mod to reduce the bed count for the Board of Child Care of the United Methodist Church, Inc. contract by five due to the closure of one of the Provider's group home facilities. The Provider will now have 120 beds.	
<b>ORIGINAL CONTRACT TERM:</b>	7/1/2013 - 6/30/2016 (w/2 one year renewal options)	
<b>MODIFICATION TERM:</b>	3/1/2014 - 6/30/2016	
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$36,032,038 (3 Years)	
<b>MODIFICATION AMOUNT:</b>	(\$1,057,580) (2 Years, 4 Months)	
<b>PRIOR MODIFICATIONS/OPTIONS:</b>	\$0 (Mod #1, effective 11/6/2013, added MBE Liquidated Damages clause to contract; Mod #2, effective 11/18/2013, added one MBE subcontractor.)	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 17-S-MOD (Cont.)

**REVISED TOTAL CONTRACT AMOUNT:** \$34,974,458 (3 Years; Base Contract)

**OVERALL PERCENT +/- (THIS MOD):** -2.94%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 5%

**MBE COMPLIANCE:** 4%

**REQUESTING AGENCY REMARKS:** Request for approval to modify the current RCC contract with the Board of Child Care of the United Methodist Church, Inc. to reduce the number of RCC group home beds by five due to the voluntary closure of one facility located in Pasadena, Maryland. The voluntarily closure of the facility is due to a reduction in the number of children being placed in RCC group homes as a result of “Place Matters”. The focus of “Place Matters” is to shift the foster care population into family settings.

This is a reimbursement contract. The Provider is paid solely for the actual children placed with him/her during the year, and then only for the actual number of days each child is with the Provider.

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

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

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 17-S-MOD (Cont.)

**FUND SOURCE:** 66% General; 34% Federal

**APPROP. CODE:** N00G0001

**RESIDENT BUSINESS:** Yes

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Board of Public Works Action - This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	18-S-MOD	<b>Agency Contact:</b> Ronald Brothers 410-585-3100 rcbrothers@dpscs.state.md.us
<b>DEPARTMENT/PROGRAM:</b>	Public Safety & Correctional Services (DPSCS) Information Technology & Communications Division (IT&CD)	
<b>CONTRACT ID:</b>	Arrest Disposition Recovery DPSCS IT&CD 2012-01/Bid Q00SO293993; ADPICS # COF44842	
<b>CONTRACT APPROVED</b>	DBM Item 3-S (9/21/2011)	
<b>CONTRACTOR:</b>	Inquiries, Inc. Easton, MD	
<b>CONTRACT DESCRIPTION:</b>	Provide arrest disposition recovery services to allow the State to assume full ownership of Maryland criminal files maintained by the Federal Bureau of Investigations (FBI).	
<b>MODIFICATION DESCRIPTION:</b>	Mod to increase the approved funding in order to utilize additional available grant funds for recovering additional files during the contract term.	
<b>ORIGINAL CONTRACT TERM:</b>	10/1/2011 - 9/30/2012 (w/4 one-year renewal options)	
<b>MODIFICATION TERM:</b>	2/6/2014 – 9/30/2014	
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$190,000 (1 Year)	
<b>MODIFICATION AMOUNT:</b>	\$408,639 (Approx. 8 Months)	
<b>PRIOR OPTIONS/MODIFICATIONS:</b>	\$669,537 (See page 17B)	
<b>REVISED TOTAL CONTRACT AMOUNT:</b>	\$1,268,176	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 18-S-MOD (Cont.)

**PERCENT +/- (THIS MODIFICATION):** +215%

**OVERALL PERCENT +/-:** +367%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**MBE PARTICIPATION:** 100% (Contractor is a MD Certified MBE)  
 0% Subcontracting Goal

**REQUESTING AGENCY REMARKS:** DPSCS has additional grant funds available to use for arrest disposition recovery services during this second renewal option period.

These services allow the State of Maryland to assume full ownership of criminal files now maintained by the FBI, an agency of the U.S. Department of Justice. Prior to 1998, the FBI had full ownership of Maryland criminal files. The service includes the comprehensive research and evaluation of arrests from December 2007 and prior, matching arrest information to dispositions using various data bases and resources so as to obtain dispositions missing in the Maryland Criminal Justice Information System.

Inquiries, Inc. has performed the services required under this contract in a very professional and efficient manner without using all of its available resources. During the modification period, Inquiries, Inc. will utilize additional resources that it can dedicate to this contract in order to recover as many files as possible. Inquiries, Inc. has always been able to accomplish its assigned cases prior to the State's deadlines even though it has not always operated at full capacity due to the State's budgetary constraints.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 18-S-MOD (Cont.)

**FUND SOURCE:** PCA 12289 **\$380,000** – Federal Reimbursable through GOCCP - (Project: Firearm Background Checks NICS; Funding Program: Improving the Completeness of Firearm Background Checks Through Enhanced State Data Sharing, CFDA #16.738)  
PCA 122F5 **\$10,000** – Federal Direct through BJS - (Project: FY2013 National Criminal History Improvement Program)  
PCA 122F1 **\$18,639** – State matching funds - (Project: FY2013 National Criminal History Improvement Program)

**APPROP. CODE:** Q00A0102

**RESIDENT BUSINESS:** Yes

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 18-S-MOD (Cont.)

**PRIOR MODIFICATIONS/OPTIONS (Cont.):**

Mod #1	\$77,477	Mod to increase the approved funding in order to utilize additional available grant funds for recovering additional files during the base term of the contract for the period of 1/26/2012 - 9/30/2012. Approved on DBM Item 6-S-MOD (1/25/2012).
Mod #2	\$59,584	Mod to increase the approved funding in order to utilize additional available grant funds for recovering additional files during the base term of the contract for the period of 8/22/2012 - 9/30/2012. Approved on DBM Item 14-S-MOD (8/22/2012).
Option #1	\$190,000	Exercised the first of four one-year renewal options as contained in the original contract for the period of 10/1/2012 - 9/30/2013. Approved by DBM and reported on the September 2012 PAAR.
Mod #3	\$152,476	Mod to increase the approved funding in order to utilize additional available grant funds for recovering additional files during the base term of the contract for the period of 3/6/2013 to 9/30/2013. Approved on DBM Item 9-S-MOD (3/6/2013).
Option #2	\$190,000	Exercised the second of four one-year renewal options as contained in the original contract for the period of 10/1/2013 - 9/30/2014. Approved by DBM and reported on the September 2013 PAAR.
Total	<u>\$669,537</u>	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**GENERAL MISCELLANEOUS**

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

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

**AMOUNT OF REQUEST:** \$1,500,000 FY 2014 Total (see page 19B)

**DESCRIPTION:** Request to approve proposed reimbursable fund budget amendment for the month of January 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 Attachment

**REQUESTING AGENCY REMARKS:** The contributing Department has appropriated funds to pay for services to be provided by the receiving Department for the month January 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.

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Board of Public Works Action – This Item was:

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**February 5, 2014**

**ITEM:** 19-GM (Cont.)

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	***** Justification *****
14R-035	S00-Department of Housing and Community Development	N00-Department of Human Resources	\$1,500,000	Provide funding to assist low income households with weatherization needs (low income fossil fuel furnace replacement and major furnace repairs). The funds address needed health and safety improvements costing more than \$500 per case.
<b>FY 2014 January Proposed Reimbursable Amendment Total</b>			<b>\$1,500,000</b>	

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

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

**1-C-MOD.     CONSTRUCTION CONTRACT MODIFICATION**

***Institution:*** University of Maryland, College Park for  
Salisbury University

***Contract ID:*** Design-Build Contract with Guaranteed Maximum Price  
Academic Commons at Salisbury University  
Wicomico County  
Contract W-400272- K/Project # 11-482-59800

***Contract Approved:*** USM Item 4-C (04/03/2013)

***Contractor:*** Gilbane Building Company  
Laurel, Maryland 20707

***Contract Description:*** Design-build services for pre-construction, design and construction phases of new Academic Commons. Scope of work includes design and construction of 234,378 GSF state of the art Academic Commons/Library building. Facility will include library space, areas for public events, quiet study, research, specialized materials, local archives, and the creation of digital publications. It will also house the Edward H. Nabb Research Center for Delmarva History and Culture. Project includes demolition of Caruthers Hall and related site and utility improvements. The goal is to obtain LEED Gold Certification for this facility. The projected construction cost for this project is \$90 million.

***Modification Description:*** Award GMP #1: Hazardous abatement and demolition of Caruthers Hall to clear site in preparation for construction.

***Original Term:*** Design Phase: Commence 4/4/2013  
Construction Phase: May/June 2014 to May 2, 2016

***Modification Term:*** No change.

***Original Amount:*** \$6,275,895 (Pre-Construction and Design Phase Services Only)

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**1-C MOD.    CONSTRUCTION CONTRACT MODIFICATION (cont'd)**

**Modification Amount:**                      \$ 665,696

**Prior Modifications:**                      None

**Revised Total Amount:**                      \$6,941,591

**Original Procurement Method:**              Competitive Sealed Proposals

**MBE Participation:**                      25% Design and 30% Construction

**MBE Compliance:**                      11.6% Design

**Performance Security:**                      100% of construction value

**Requesting Institution Remarks:** The Board approved the demolition of Caruthers Hall. USM Item 4-C (04/03/2013). MBE participation on this modification totals \$146,246 or 22%.

**Fund Source:** MCCBL of 2013: *Provide funds to design and construct a new Academic Commons (Library), provided that notwithstanding Sect. 6 of this Act, work may commence on this project prior to the appropriation of all funds necessary to complete this project.* Item 072

**Resident Business:**                      Yes

**MD Tax Clearance:**                      13-3198-1110

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

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

**2-C MOD.     CONSTRUCTION CONTRACT MODIFICATION**

***Institution:*** University of Maryland, College Park for  
Frostburg State University

***Contract ID:*** Construction Management Services at Risk  
Center for Communications and Information Technology (CCIT)  
Frostburg State University  
Contract No. F-400075-K  
Project No. 90-000-041-00  
Allegany County

***Contract Approved:*** Pre-Construction - USM Item 1-C (06/09/10)  
GMP #1 - USM Item 1-C-MOD (11/02/2011)  
GMP #2 - USM Item 6-C-MOD (03/21/2012)  
TV & Radio Broadcast System - USM Item 1-C-MOD (12/04/2013)

***Contractor:*** Gilbane Building Company  
Laurel, MD 20707

***Contract Description:*** Construction management services for both pre-construction (design) and construction phases, including construction of the Center for Communications and Information Technology (CCIT) building at Frostburg State University. The 126,546 GSF/69,722 NASF project includes related site and utility improvements, storm water management, pedestrian circulation, landscaping, and service access. The building will be designed and constructed using sustainable building concepts with a goal of obtaining U.S. Green Building Council's LEED Gold Certification. The projected construction cost for the project is \$60 million.

***Modification Description:*** Labor, equipment, and material to complete data communications systems to energize the facility's internet infrastructure.

***Original Term:*** Pre-Construction Services: 18 months (06/21/2010 – 12/20/2011)  
Construction Services: 24 months (06/01/2012 – 05/31/2014)

***Modification Term:*** 2/5/2014 – 05/31/2014

***Original Amount;***     \$    297,950 (Pre-Construction Services)

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**2-C MOD.    CONSTRUCTION CONTRACT MODIFICATION (cont.)**

**Modification Amount:** \$ 745,694

**Prior Modifications:** \$56,015,625

**Revised Total Contract Amount:** \$57,059,269

**Original Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** 30%

**MBE Compliance:** 29%

**Performance Security:** Performance and Payment bonds at 100% of contract modification amount

**Requesting Institution Remarks:** The University's estimated cost for this modification was \$749,159. The current construction completion date will remain unchanged. This modification includes 88% MBE participation.

**Fund Source:** MCCBL of 2013: *Provide funds to construct and equip a new Center for Communications and Information Technology.* Item 068

**Resident Business:** Yes

**MD Tax Clearance:** 13-3198-1110

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

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

**3-C. CONSTRUCTION CONTRACT**

***Institution:*** University of Maryland, Baltimore for Towson University

***Contract ID:*** On-Call Construction Management at Risk Services for  
 7400 York Road Modernization  
 Task Order 2012-62 MT against  
 On Call CM Contract RFP #87305BS

***Contract Approved:*** USM Item 1-C (2/20/2013)

***Task Order Description:*** Professional management and construction services during pre-construction and construction of the 7400 York Road Modernization project. This renovation will require the modification / upgrade of HVAC, plumbing, and electrical infrastructure.

***Award:*** Jeffrey Brown Contracting, LLC  
 Towson, MD 21286

***Task Order Term:*** Fourteen weeks from pre-construction notice to proceed;  
 five months from construction notice to proceed.

***Amount:*** \$11,620 (pre-construction fees only)

***Procurement Method:*** On-Call Task Order Proposals

***Task Order Proposals:***

Jeffery Brown Contracting, LLC Towson	\$ 456,255
Gilbane Building Company Laurel	\$ 521,806
Lewis Contractors Owings Mills	\$ 522,784
Plano-Coudon Baltimore	\$ 641,600



**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**3-C. CONSTRUCTION CONTRACT (cont'd)**

***MBE Participation:*** 25%

***Performance Security:*** 100% performance bond is required.

***Requesting Institution Remarks:*** This project was competed among the seven On-Call Construction Managers four of whom submitted price proposals. The proposals were evaluated based on price which includes preconstruction phase fees, construction phase fees, staff reimbursables, general conditions and CM contingency. Award of this task order is recommended based on low responsive price. The estimated construction cost for this project is \$3,700,000. This Item recommends award for pre-construction services only. If the University and the Contractor agree to a Guaranteed Maximum Price for construction, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs, which includes the CM's construction services fee.

***Fund Source:*** Plant Funds

***Approp. Code:*** R30B21

***Resident Business:*** Yes

***MD Tax Clearance:*** 14-0002-1111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

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

**4-C-MOD.     CONSTRUCTION CONTRACT MODIFICATION**

***Institution:*** University Maryland, Baltimore

***Contract ID:*** Construction Management at Risk Services for  
HVAC Upgrades at the Medical School Teaching Facility  
RFP 10-389 MT (Baltimore City)

***Contract Approved:*** USM Item 1-C (08/21/13)

***Contractor:*** Plano-Coudon, LLC  
2101 Washington Blvd  
Baltimore MD 21230

***Contract Description:*** Construction Management services during pre-construction and construction phases for HVAC upgrades at Medical School Teaching Facility. This is the first phase of a three-phase project to replace the four main air-handling units, related ductwork and equipment.

***Modification Description:*** Award GMP No. 1 for construction including: concrete, steel and iron work, roofing, mechanical and plumbing, electrical, CM allowances, partial CM general conditions, CM-GMP contingency and CM construction fee.

***Original Term:*** 75 months from issuance of first phase pre-construction notice to proceed.

***Modification Term:*** No Change

***Original Amount:*** \$79,840 (pre-construction)

***Modification Amount:*** \$3,260,255

***Revised Contract Amount:*** \$3,340,095

***MBE Participation:*** 25%

***MBE Compliance*** 13.52%

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**4-C-MOD.      CONSTRUCTION CONTRACT MODIFICATION (cont'd)**

**Performance Bond:**                      100% performance bond is required.

**Requesting Institution Remarks:**    Additional GMPs are anticipated for the final phases.

**Fund Source:**

MCCBL 2012 - *UMB Mechanical and Electrical Infrastructure Upgrade-Campus Wide.*  
 Item 49   \$3,123,460

USM Academic/Auxiliary Facility Revenue Bonds   \$136,795

**Resident Business:**    Yes

**MD Tax Clearance:**   14-0036-1111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

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

**5-A/E-OPT. A/E SERVICES CONTRACT RENEWAL OPTION**

***Institution:*** University of Maryland, College Park  
 Prince George's County

***Contract ID:*** Multiple Award - Indefinite Delivery Contracts  
 Full Service Architecture / Engineering Design Services  
 Contracts Nos. B-004664-N, B-004665-N, B-004666-N, B-004667-N,  
 B-004668-N, B-004669-N

***Contracts Approved:*** USM Item 5-A/E (02/08/2012)

***Contractors:*** Design Collective, Inc.  
 Baltimore, MD 21202

Ayers Saint Gross, Inc.  
 Baltimore, MD 21230

Richter Cornbrooks Gribble Architects  
 Baltimore, MD 21202

GWWO, Inc./Architects  
 Baltimore, MD 21211

WDG Architecture, PLLC  
 Washington, DC 20036

Marshall Craft Associates, Inc.  
 Baltimore, MD 21212

***Contract Description:*** Full-service Architecture/Engineering design services to support new construction, minor construction, and renovation projects at the University of Maryland College Park and institutions supported by the College Park Service Center. Services to be provided as needed. Typical fee range for projects is between \$10,000 and \$250,000

***Option Description:*** Exercise first of three 1-year renewal options.

***Original Term:*** 02/08/2012 – 02/07/2014 (two years, with three 1-year options)

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**5-A/E-OPT. A/E SERVICES CONTRACT RENEWAL OPTION (cont'd)**

<b>First Option Term:</b>	02/08/2014 – 02/07/2015
<b>Original Amount:</b>	NTE \$24,000,000 (2-yr base award)
<b>Option Amount:</b>	NTE \$2,000,000 per one-year renewal period for each firm. NTE \$12,000,000 total.
<b>Original Procurement Method:</b>	USM Procurement Policies and Procedures for Architectural and Engineering Services
<b>MBE Participation:</b>	MBE goals assigned on task orders exceeding \$100,000
<b>MBE Compliance:</b>	All Task Orders Comply
<b>Performance Security:</b>	N/A

**Requesting Institution Remarks:** Services will continue to be performed as before on a Task Order basis as needed. The Architect-Engineering firms are paid for actual hours worked based on fully burdened fixed hourly rates established in the contract. Task Orders will continue to be placed with the firms on a rotating basis. In the event that fee negotiations are not successfully concluded with a firm, the University will proceed with negotiations with the next firm in order of rotation. MBE opportunities will be assessed and goals will be established by the University's Procurement Review Group for all Task Orders expected to exceed \$100,000.

**Fund Source:** Fund source will vary depending on the project or task order placed against the IDC contract(s) and the System institution placing the order.

**Resident Business (MD Tax Clearance):**

Design Collective, Inc.	13-3102-1111	Yes
Ayers Saint Gross	13-3101-0111	Yes
Richter Cornbrooks Gribble Architects	13-3103-1110	Yes
GWWO, Inc./Architects	13-3104-1111	Yes
WDG Architecture, PLLC	13-3105-0110	No
Marshall Craft Associates, Inc.	13-3106-1111	Yes

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

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

**6-A/E-OPT. A/E SERVICES CONTRACT RENEWAL OPTION**

***Institution:*** University of Maryland, College Park  
Prince George's County

***Contract ID:*** Multiple Award – Indefinite Delivery Contracts  
Mechanical, Electrical and Plumbing Design Engineering Services  
Contracts Nos. K-004717-N, K-004718-N, K-004719-N, K-004720-N

***Contracts Approved:*** USM Item 6-A/E (02/08/2012)

***Contractors:*** URS Corporation  
Washington, DC

Whitman, Requardt & Associates, LLP  
Baltimore

Kibart  
Towson

Burdette, Koehler, Murphy & Associates  
Baltimore

***Contract Description:*** Indefinite delivery/indefinite quantity contracts for delivery of Mechanical/Electrical Design Services to support maintenance, repair and construction projects at the University of Maryland, College Park and the institutions supported by the College Park Service Center. Services are to be performed as needed. Typical fee range for projects is between \$10,000 and \$250,000.

***Option Description:*** Exercise first of three 1-year renewal options.

***Original Term:*** 02/08/2012 – 02/07/2014 (2-years, with three 1-year options)

***First Option Term:*** 02/08/2014 – 02/07/2015

***Original Amount:*** NTE \$16,000,000 (2-yr base award)

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**6-A/E-OPT. A/E SERVICES CONTRACT RENEWAL OPTION (cont'd)**

**Option Amount:** NTE \$2,000,000 for each firm (NTE \$8,000,000 total)

**Original Procurement Method:** USM Procurement Policies and Procedures for Architectural and Engineering Services

**MBE Participation:** MBE goals assigned on task orders exceeding \$50,000.

**MBE Compliance:** N/A (no task orders exceeded \$50,000)

**Performance Security:** N/A

**Requesting Institution Remarks:** Services will continue to be performed on a task-order basis as needed. The firms are paid for actual hours worked on fully-burdened fixed-hourly rates. Task orders are assigned on a rotating basis. MBE opportunities will be assessed and goals will be established by the University's Procurement Review Group for all task orders expected to exceed \$50,000.

**Fund Source:** Fund source will vary depending on the project or task order placed against the contract and the Institution placing the order.

<b>Resident Business:</b>	URS Corporation	No
	Kibart Engineers	Yes
	Burdette, Koehler, Murphy & Associates	Yes
	Whitman, Requardt & Associates, LLP	Yes

<b>MD Tax Clearance:</b>	URS Corporation	No. 14-0000-0000
	Whitman, Requardt & Assoc, LLP	No. 14-0042-1111
	Kibart	No. 14-0012-0111
	Burdette, Koehler, Murphy & Assoc.	No. 14-0013-1111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

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

**7-GM.      GENERAL/MISCELLANEOUS**

**Recommendation:** Approve the use of general-obligation bond proceeds to fund the following contracts totaling \$734,282.

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

**A.      University of Maryland, College Park:**  
Physical Science Complex, Prince George's County

1.      **Description:**                      Biosafety Cabinet  
**Procurement Method:**              Simplified Procurement  
   Purchase Order #G16745  
**Award:**                                      Fisher Scientific  
   Hanover Park, IL  
**Amount:**                                    \$6,362  
**Tax Compliance No:**                    N/A  
**Resident Business:**                    No  
**Fund Source:**                            MCCBL of 2012: *Provide funds to equip the*  
   *Physical Sciences Complex at College Park – Item 036*
  
2.      **Description:**                      Incubators  
**Procurement Method:**              Simplified Procurement  
   Purchase Order #4091  
**Award:**                                      LabRepco, Inc  
**Amount:**                                    \$23,600  
**Tax Compliance No:**                    14-9931-1111  
**Resident Business:**                    No  
**Fund Source:**                            MCCBL of 2012: *Provide funds to equip the*  
   *Physical Sciences Complex at College Park – Item 036*



**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**7-GM.      GENERAL/MISCELLANEOUS (cont'd)**

**B.      University of Maryland, College Park for Salisbury University**

Academic Commons Building, Wicomico County

**Description:** Commissioning Services  
**Procurement Method:** Cooperative Procurement  
Purchase Order #K400347  
**Award:** Horizon Engineering Associates, LLP  
Baltimore, MD (Headquarters N.Y.C.)  
**Amount:** \$189,800  
**Tax Compliance No.** 14-0019-0001  
**Resident Business:** No  
**Fund Source:** MCCBL of 2013- *Provide funds to design and construct a new Academic Commons (Library), provided that notwithstanding Section 6 of this Act, work may commence on this project prior to the appropriation of all funds necessary to complete this project.* Item 072

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

Performing Arts & Humanities Building, Baltimore County

**Description:** Steinway Pianos  
**Procurement Method:** James Madison Contract is #UCPJMU3439  
**Award:** Steinway Piano Gallery, Co.  
McLean, VA 22102  
**Amount:** \$514,520  
**MD Tax Clearance:** TBP  
**Resident Business:** No  
**Fund Source:** MCCBL 2013: *Provide funds to furnish and equip the Performing Arts and Humanities Building at UMBC.* Item 045

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**SUPPLEMENTAL**

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

**8-C-MOD.     CONSTRUCTION CONTRACT MODIFICATION AND DEMOLITION**

***Institution:*** University of Maryland, College Park for University of Maryland Center for Environmental Sciences

***Contract ID:*** On Call Construction Management at Risk, R. V. Truitt Laboratory Replacement for University of Maryland Center for Environmental Sciences, Chesapeake Biological Laboratory, Calvert County  
 Master Order No. B-003280-K, Task Order No. Y-400276

***Contract Approval:*** On Call CM First Renewal - USM Item 8-C OPT (12/18/13)  
 Pre-Constr. Award – USM Item 4-C (04/17/13)

***Contractor:*** Lewis Contractors  
 Owings Mills, MD 21117

***Original Contract Description:*** Pre-construction and construction phase services for the R. V. Truitt Replacement, Chesapeake Biological Laboratory Research Facility, University of Maryland Center for Environmental Science, Solomons. This 14,828 GSF, 11,080 NASF project includes a satellite central utility building, related site and utility improvements, storm water management, pedestrian circulation, landscaping, and service areas. The building will be designed and constructed using sustainable principles. The University expects the project to obtain LEED Certification at Gold Level.

***Demolition Recommendation:*** The University requests Board approval to proceed with demolition of the R.V. Truitt Laboratory building. The Clearinghouse states, “*Consistent Contingent Upon Certain Actions:* Demolition of the R.V. Truitt Laboratory building contingent upon compliance by USM with the Maryland Historical Trust determination of eligibility requirements. This campus was the first permanent state supported marine biological laboratory in continuous use on the East Coast and the construction of the Truitt Laboratory in 1973, coincides with the environmental movement.” MD20130530-0354, (Ref: MDP letter of July 15, 2013)

***Modification Description:*** GMP#1 includes hazmat removal and demolition of the existing Truitt Lab building and the chiller enclosure, relocation of utilities and associated work required before demolition to keep the adjacent L. Eugene Cronin Laboratory operational.

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**SUPPLEMENTAL**

**8-C-MOD.    CONSTRUCTION CONTRACT MODIFICATION AND DEMOLITION (cont'd)**

<b><i>Original Term:</i></b>	<i>Pre-Construction Phase</i> 12 months from Notice to Proceed (4/17/13-4/16/14) <i>Construction Phase</i> 14 months from NTP (04/17/14-06/16/15)
<b><i>Modification Term:</i></b>	Construction Phase 18 months from Notice to Proceed (02/06/14 – 08/05/15)
<b><i>Original Contract Amount:</i></b>	\$78,720 (Pre-Construction Services only)
<b><i>Modification Amount:</i></b>	\$2,657,248
<b><i>Prior Modifications:</i></b>	None
<b><i>Revised Total Amount:</i></b>	\$2,735,968
<b><i>Original Procurement Method:</i></b>	Competitive Sealed Proposals (Task Order under the approved On-Call CM Program)
<b><i>MBE Participation:</i></b>	30%
<b><i>MBE Compliance:</i></b>	N/A
<b><i>Performance Security:</i></b>	Equal to contract amount

***Requesting Institution Remarks:*** Lewis Contractors has performed pre-construction services. The University requests Board approval to proceed with GMP #1.

The University's estimate for the GMP#1 scope of work was \$1,734,141. The cost and scope of this phase increased significantly from the estimate as a result of existing site and utility conditions, specifically with the addition of a structural tower to support the seawater hydraulic riser. Furthermore, the cost for MEP work associated with this phase to relocate the existing seawater system, chilled water and steam lines as well as associated equipment increased substantially from the budget estimate due to the economic climate and the location of the project. Good competition was received by the Construction Manager for this bid package but the costs were higher than independent estimates received by the University.

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**February 5, 2014**

**SUPPLEMENTAL**

**8-C-MOD.    CONSTRUCTION CONTRACT MODIFICATION AND DEMOLITION (cont'd)**

***Requesting Institution Remarks: (cont'd)***

There was no MBE participation during the preconstruction phase, thus no MBE compliance to report. MBE Participation for GMP #1 (this modification) is 22%. Lewis Contractors has committed to meeting the overall goal of 30% and sub-goals of 7% (African American) and 4% (Asian American). Additional MBE participation will be included in GMP #2, which will incorporate the bulk of the construction work into the contract.

***Fund Sources:***        \$ 2,014,000 MCCBL of 2013 - *Provide funds to design the New Environmental Sustainability Research Laboratory, demolish the existing R. V. Truitt Laboratory building, and relocate utilities.* Item 076  
                                      \$643,248 Current Unrestricted Funds

***Approp. Code:***        R30B34

***Resident Business:***    Yes

***MD Tax Clearance:***    14-0100-1010

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

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**1-IT. DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**  
*Information Technology & Communications Division*

**CONTRACT ID:** IBM On-Site Support  
DPSCS IT&CD 2014-01, ADPICS No.: Q00B4400072

**DESCRIPTION:** Software Maintenance for the 2086-A04 Mainframe

**AWARD:** IBM  
Philadelphia, PA

**TERM:** 2/5/2014 – 1/31/2015

**AMOUNT:** \$536,088

**PROCUREMENT METHOD:** Sole Source

**MBE PARTICIPATION:** None

**INCUMBENT:** IBM

**REMARKS:** This contract continues essential maintenance and usage of proprietary IBM mainframe operating system and related software products installed on the IBM z/series mainframe processor located at the Public Safety Data Center.

IBM owns the proprietary operating system software and subsystems installed on the IBM z/series mainframe processor; as such, there is no other source for the maintenance software. Without the operating system software, DPSCS would not be able to operate the mission-critical systems such as the Criminal Justice Information System, Arrest Booking System, Maryland Automated Fingerprint Identification System and Warrant System and would be unable to provide these services to the DPSCS divisions as well as to other State and federal criminal justice and law enforcement agencies.

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

**1-IT. DEPT OF PUBLIC SAFETY AND CORRECTIONS (cont'd)**

Due to the proprietary nature of this service, there is no MBE participation for this contract.

IBM has been performing this service for DPSCS for nine years and has provided excellent customer service and fulfilled its contractual obligations.

<b>FUND SOURCE:</b>	General Funds
<b>APPROP. CODE:</b>	Q00A0102
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	13-2284-1111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

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**2-IT. COLLEGE SAVINGS PLAN OF MARYLAND**

**CONTRACT ID:** Server Procurement  
ADPICS BPO No.: R60B4400005

**DESCRIPTION: Retroactive.** Procure two HP servers with Oracle license for remote hosting site.

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

**TERM:** 01/07/2014 – 01/06/2017 (3 years with four 1-year options)

**AMOUNT:** \$65,523 (3 years)  
\$57,000 [\$19,000/year (maintenance)]  
\$122,523

**PROCUREMENT METHOD:** Competitive Sealed Proposals  
Single Proposal Received

**PROPOSALS:** DISYS Solutions, Inc.

**MBE PARTICIPATION:** None

**REMARKS:**

This procurement for servers was conducted by the CSPM in accordance with instructions what it believed were applicable to this procurement. CSPM believed these to be general instruction that could apply to a future procurement; however, the agency subsequently learned that the earlier instructions were for only intended for that particular prior solicitation. Instead, the agency should have followed a different method of procurement – specifically a PORFP or an agency RFP which needed to be approved by DoIT. Regrettably, the agency did not recognize its misunderstanding until bids were requested, a vendor was selected, and the servers had been purchased, configured, and shipped to the installation site (although they have not yet been installed.)

With this misunderstanding, the agency's procurement was a request for bids that was sent by email to 66 vendors on the list of Master Contractors. Eight bids were received in response, however, only one of the bids met the technical requirements of the solicitation and that firm was selected for award.

When the agency learned that it had not followed the correct procurement procedure, it would not have been in the best interest of the State or CSPM's account holders to cancel the procurement and re-issue a solicitation, due to the added cost that would be required to return the servers to the vendor, as well as the costs that the contractor incurred to configure the servers to CSPM's specifications.

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

**2-IT. COLLEGE SAVINGS PLAN OF MARYLAND** *(cont'd)*

**REMARKS** *(cont'd)*:

Therefore, retroactive approval is requested. Even if CSPM had issued a DoIT PROFP or an agency RFP, it is not likely to have received a significantly higher response, due to the broad solicitation of the original request for bid, combined with the special technical requirements of these servers.

**FUND SOURCE:** 100% Non-budgeted, Fund 07

**APPROP. CODE:** R60H0041

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 14-0030-1111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

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**3-IT. DEPARTMENT OF EDUCATION**

*Division of Curriculum, Assessment & Accountability*

**CONTRACT ID:** Formative Assessment: Comprehensive Suite of  
On-line Learning Modules  
ADPICS BPO No.: R00B4400104, R00R4400354

**DESCRIPTION:** Comprehensive suite of formative assessment/assessment for learning, online professional development modules and resources to strengthen the practice of formative assessment processes within Maryland schools.

**AWARD:** TechComm Partners, Inc.  
Smithfield, RI

**TERM:** 02/06/2014 – 02/05/2015 (with one 1-year option)

**AMOUNT:** \$ 799,747 (base period)  
\$ 544,683 (option year)  
\$1,344,430 total

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**PROPOSALS:**

<i>Vendor</i>	<i>Technical Ranking</i>	<i>Financial Ranking</i>	<i>Overall Ranking</i>	<i>Total BAFO Contract Amount</i>
TechComm Partners, Inc.	1	1	1	\$1,344,430
Battelle for Kids	2	2	2	\$3,006,098

**MBE PARTICIPATION:** 10%

**REMARKS:** A notice of availability of the RFP was advertised on the *eMaryland Marketplace*. Two proposals were received in response to the RFP, both of which were deemed reasonable susceptible of being selected for award.

The formative assessment project is a MSDE Race to the Top initiative that focuses on increasing the effective use of formative assessment practices within classrooms to positively impact student achievement of the Maryland Common Core and other state Content Standards.

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

**3-IT. DEPARTMENT OF EDUCATION** (*cont'd*)

**REMARKS** (cont'd): This contracts' exclusive focus is a comprehensive suite of formative assessment online learning modules, instructional resources for teachers, as well as resources and guidance for school and district leaders. These tools will provide the pedagogical foundation, instructional framework, and background knowledge and skill development for educators to implement formative assessment practices in collaborative classroom environments.

The Contractor's solution shall provide teachers and school/district leaders with access to state-of-the-art online professional learning modules, instructional resources and multimedia examples of teachers and students applying the formative assessment process during instruction in order for teachers to see what it looks and sounds like in PK-12 classrooms. The solution shall include guidance for school and district leaders to understand how to effectively lead and support teachers in the implementation of formative assessment practices. Opportunities for online collaboration and participation in professional learning communities shall be available for educators. The Contractor's solution shall offer educators useful strategies to elicit evidence of learning, provide descriptive feedback, monitor student progress towards a learning goal and enable students to take ownership of their learning.

The Contractor's solution is research-based using the expansive body of work from leading experts in the field of formative assessment/assessment *for* learning. The formative assessment solution shall follow the definition published by the Council of Chief State School Officers in 2007: "*Formative assessment is a process used by teachers and students during instruction that provides feedback to adjust ongoing teaching and learning to improve students' achievement of intended instructional outcomes.*" This nationally recognized definition based on international research describes formative assessment as intentionally planned practices in which both teachers and students play active roles in the process of seeking, interpreting and using evidence to decide where the learner is in their learning, where they need to go and how best to get there.

**FUND SOURCE:** 100% Federal Funds

**APPROP. CODE:** R00A0104

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 13-3060-0000

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

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**4-IT-MOD. STATE DEPARTMENT OF ASSESSMENTS & TAXATION**  
*Information Technology*

**CONTRACT ID:** Assessment Administration and Valuation Software  
ADPICS BPO No.: E50B7200014; COF44604

**CONTRACT APPROVED:** DBM 4-IT (10/18/2006)

**CONTRACTOR:** Manatron (formerly Software Techniques, Inc.)  
Portage, MI

**CONTRACT DESCRIPTION:** Provide software, training, implementation and one-year warranty period of support and maintenance after implementation of the Assessment Administration and Valuation software (AAVS).

**MODIFICATION DESCRIPTION: Retroactive:** Contract modification dated February 10, 2011 that extended contract terms from November 1, 2011 to February 5, 2014.

**ORIGINAL CONTRACT TERM:** 11/01/2006 – 10/31/2011

**MODIFICATION TERM:** 11/1/2011 to 2/5/2014 (27-months  
Retroactive)

**ORIGINAL CONTRACT AMOUNT:** \$7,652,921 (5 years)

**MODIFICATION AMOUNT:** \$ 22,749

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$7,675,670

**PERCENT +/- (THIS MODIFICATION):** 0.03%

**OVERALL PERCENT +/-:** 0.03%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**MBE PARTICIPATION:** 7.91%

**MBE COMPLIANCE:** 4.5% (See Remarks)

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

**4-IT-MOD. STATE DEPARTMENT OF ASSESSMENTS & TAXATION (cont'd)**

**REQUESTING AGENCY REMARKS:** SDAT is requesting the Board of Public Work's approval for a 27-month retroactive contract term extension (11/01/ 2011 to 02/05/ 2014) for the AAVS contract. The original contract was approved by the BPW on October 18, 2006, but the actual Notice to proceed was delayed until May 2007. There were significant delays in the development and rollout of the system to the statewide offices. The original contract had 42 months of warranty and maintenance that was affected by the delay of the implementation and installation. In order to receive the full benefit of the warranty and maintenance component of the contract, a contract modification (Change Request Number 20 dated February 10, 2011) was drafted and adopted by SDAT and the vendor, Manatron. That contract modification instituted the following changes: 1) the warranty period was extended from January 28, 2011 to January 28, 2012 and 2) the Operation and Maintenance period began January 29, 2012 to August 31, 2014.

At the time of the contract modification, SDAT assumed that no approval was required by the BPW because it was viewed only as an extension of the contract term. However, earlier change orders were drawn off of the initial Blanket Purchase order, which resulted in insufficient funds to cover the entire maintenance period. The purpose of this request is to remedy that failure.

SDAT is requesting additional funding of \$22,748.54 to pay the January 2014 monthly maintenance fee via this modification. A new sole source contract for the remaining Operation and Maintenance period is also being presented at the 02/05/2014 BPW meeting.

**MBE Compliance:**

The 7.91 established MBE goal for the Subcontractor, Mary Kraft and Associates was for the following services:

1. Database Administrator support consulting services
2. Data conversion consulting services
3. Training services for overview training

The original vendor, Software Techniques, Inc. had established that the Subcontractor, Mary Kraft and Associates could provide the training services as indicated above. When the contract entered into the training phase, it became apparent that it required an individual with adequate expertise in real estate appraisal methods to train the Assessors. The subcontractor was not able to provide an individual with the expertise as required. The agency feels that a good faith effort was made by the Prime Contractor because two out of the three services assigned to the Subcontractor were successfully outsourced to them as required.

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

**4-IT-MOD.   STATE DEPARTMENT OF ASSESSMENTS & TAXATION (cont'd)**

**FUND SOURCE:** FY 12---90% General  
 10% Special \*

FY 13—50% General  
 50% Special\*

FY 14—50% General  
 50% Special\*

\* Local County Cost Reimbursement

**APPROP. CODE:** E50C00.04

**RESIDENT BUSINESS:** No

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

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**5-IT. STATE DEPARTMENT OF ASSESSMENT & TAXATION**  
*Information Technology*

**CONTRACT ID:** Assessment Administration and Valuation Software System  
14-001, ADPICS BPO No.: E50B4400013

**DESCRIPTION:** Provide operation/on-going maintenance support for AAVS system

**AWARD:** Manatron, a Thomson Reuter Business  
Portage, MI

**TERM:** 02/06/2014 – 08/31/2014

**AMOUNT:** \$353,874 (7 months)

**PROCUREMENT METHOD:** Sole Source

**MBE PARTICIPATION:** None

**INCUMBENT:** Manatron

**REMARKS:** Manatron designed, developed and implemented the software for SDAT's centralized AAVS. AAVS was rolled out in 2012 to all of the local counties, Baltimore City assessment offices as well as Headquarters in Baltimore. The system is currently in operation and requires ongoing support, maintenance and upgrades to the software. The software was customized based on the assessment value used for over 2.1 million properties (residential and commercial) in the State. AAVS allows the Real Property Assessors to perform property valuations, record property ownership, upload property sketches and accommodate the triennial real property reassessment process. SDAT has done extensive training of staff in AAVS and uses it to defend property valuation in property appeal cases. Manatron has exclusive rights to the software and is the only vendor that can provide the required upgrades and support to maintain AAVS. Due to the proprietary rights no MBE opportunities are available with this Sole Source contract. SDAT is satisfied with the performance of the incumbent and desires to have them remain as the Contractor. SDAT requests the BPW's approval of this contract.

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

**5-IT. STATE DEPARTMENT OF ASSESSMENT & TAXATION (cont'd)**

**FUND SOURCE:** 50% General  
50% Special (Local County Cost Reimbursement)

**APPROP. CODE:** E50C00.04

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 14-0068-0111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

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**6-IT. DEPARTMENT OF JUVENILE SERVICES**

**CONTRACT ID:** GS-07F-0189V  
ADPICS BPO No.: V00B4400012

**DESCRIPTION:** GPS equipment to track and monitor youths in DJS Violence Initiative program.

**AWARD:** Corrisoft, LLC  
Lexington, KY

**TERM:** 02/05/2014 – 02/04/2017

**AMOUNT:** \$1,231,763 (3 years)  
\$410,588 (two 1-year options)

**PROCUREMENT METHOD:** Intergovernmental Cooperative Purchasing

**BIDS:**

Offerors	Technical Ranking	Financial Offer (3 yrs.)	Overall Ranking
Corrisoft, LLC Lexington, KY	2	\$1,231,763 (1)	1
BI Inc. Boulder, CO	1	\$1,426,781 (3)	2
Sentinel Offender Services, LLC Irvine, CA	5	\$1,473,908 (4)	4
The 3M Company St. Paul, MN	4	\$1,415,714 (2)	3
SecureAlert, Inc. Sandy, Utah	3	\$1,782,004 (5)	5

**MBE PARTICIPATION:** None

**INCUMBENT:** iSecuretrac Corporation



**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

**6-IT. DEPARTMENT OF JUVENILE SERVICES (cont'd)**

**REMARKS:** On, March 29, 2013, DJS Office of Information Technology directly solicited proposals from General Services Administration (GSA) contractors to provide 225 Global Positioning Systems (GPS) for tracking juvenile offenders. The system shall provide information for case managers and Rapid Response Workers to effectively manage their case loads and supervise their youth while ensuring public safety. The system shall be a one-piece ankle mounted device that will track youth's location and movements within the community in near real time. The contract that would result from this procurement would be for three years with two, one-year renewal options.

DJS received responsive proposals from five GSA contractors. The contractors were required to send to DJS several one piece GPS units for testing and evaluation by members of the DJS Evaluation committee. After the testing phase, the Evaluation Committee then requested pricing for the GPS units. BAFOs were received by DJS on August 29, 2013. DJS determined that Corrisoft, LLC submitted the most advantageous offer to the State and has recommended them for contract award. The contract would be for three years with two, one-year renewal options. The total of the base term, three year contract is \$ 1,231,763. The contract would be awarded via an Intergovernmental Agreement under Code of Maryland Regulations (COMAR) 21.05.09.04.

Pursuant to COMAR 21.05.09.04, before sponsoring or participating in an intergovernmental purchasing agreement, a DoIT procurement officer is required to make a determination that it is in the best interest of the State to do so. That determination must include a statement that participation in the agreement will (1) provide cost benefits to the State; (2) promote administrative efficiencies or (3) promote intergovernmental cooperation, and that it is not intended as a means to evade the purposes set forth under COMAR 21.01.01.03. This process was followed, and DoIT has authorized DJS to proceed.

There is no MBE goal for this procurement since this an equipment purchase with technical support from the manufacturer. There are no subcontractor opportunities for this procurement.

**FUND SOURCE:** 100% General Funds

**APPROP. CODE:** V00G0102

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 13-2592-0000

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

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**7-IT. DEPARTMENT OF INFORMATION TECHNOLOGY**

**Contract ID:** Cornerstone OnDemand Software  
 Contract Number: RFQ836742S  
 ADPICS BPO No.: 060B4400008

**Original Procurement Method:** Intergovernmental Cooperative Purchasing: *U.S. General Services Administration Schedule 70, General Purpose Commercial Information Technology Equipment, Software and Services*

**Recommendation:** The Department of Information Technology recommends that the Board of Public Works declare the following contract void for the reasons described.

**Authority:** State Finance and Procurement §11-204, Annotated Code of Maryland

**Background:** DoIT, under its delegated authority, awarded a \$177,000 contract to Cornerstone OnDemand of Santa Monica, CA. Under the contract, Cornerstone OnDemand is obligated to provide Learning Management Software (LMS) for a three-year term that began 02/01/2014 and continues until 01/31/2017.

DoIT requests the Board to declare this contract void because, after the contract was awarded and work began, DoIT discovered that, when the solicitation was advertised, two requirements pages were missing such that the issued specifications were not a clear and accurate description of the functional characteristics of the item to be procured, as required by COMAR 21.04.01.

On November 22, 2013, DoIT issued Request for Quotes No. 836742S, Software as a Service Learning Management System (“RFQ”). Pursuant to COMAR § 21.05.09, the RFQ was issued through an intergovernmental purchasing agreement – U.S. General Services Administration Schedule 70, General Purpose Commercial Information Technology Equipment, Software and Services. The solicitation’s purpose was to procure software as a service (“SaaS”), hosted, web-based application for learning management system (“LMS”) initiatives. The LMS was intended to support the management, delivery, and tracking of online and classroom-based training for up to 2,000 end users of Maryland’s Statewide Personnel System.

After the Contract was awarded to Cornerstone OnDemand, Inc. (“Cornerstone”), DoIT learned that the RFQ was issued without an attachment containing certain technical requirements of the SaaS solution sought. Without the technical requirements attachment, the solicitation did not provide a clear and accurate description of the SaaS solution DoIT sought to procure. DoIT did not discover that the attachment was not included until, after an offeror who was not awarded the Contract protested the award after the Board had approved the Contract and work had begun,

**Supplement D**  
**Department of Information Technology**  
**ACTION AGENDA**  
**February 5, 2014**

DoIT, in the course of investigating the protest, realized the error that had been made. Although the protest was unauthorized since it was submitted electronically, and was late filed and, on those bases, was denied, DoIT seeks to void the current contract and resolicit it with the requirements properly attached. The protest is now before the Board of Contract Appeals and if, pursuant to COMAR 21.03.01.02.A, the Board determines that this procurement did not comply with State procurement law, DoIT would seek a dismissal of that proceeding on the ground of mootness and, as stated above, would resolicit these services.

When a procurement contract is void under State Fin. & Proc. § 11-204, however, “the contractor shall be awarded compensation for actual expenses reasonably incurred under the procurement contract, plus a reasonable profit, if the contractor: (1) acted in good faith; (2) did not directly contribute to a violation of [State procurement law]; and (3) had no knowledge of the violation before the procurement contract was awarded.” State Fin. & Proc. § 11-204(b)(2); COMAR § 21.03.01.02. DoIT is unaware of any facts upon which it could be found that Cornerstone failed to act in good faith, contributed to the inadequate specifications, or had knowledge of the inadequacy of the specifications.

In accordance with § 11-204(b)(2) of the State Finance and Procurement Article and COMAR 21.03.01.02, DoIT requests approval to compensate Cornerstone \$49,500 for actual expenses incurred for implementation services.

***Fund Source:*** Reimbursable

***Approp. Code:*** F50B0406

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Norie Calvert 410-545-0433  
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BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### CONSTRUCTION CONTRACT

**ITEM:** 1-C

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** BA5755129  
 HVAC and Fire Code Upgrades and Roof  
 Replacement at the Administration's Golden Ring  
 Shop in Baltimore County  
 ADPICS NO.: BA5755129

**CONTRACT DESCRIPTION:** This contract consists of HVAC and fire code upgrades and roof replacement at the Administration's Golden Ring Shop in Baltimore County.

**AWARD:** Plano-Coudon, LLC  
 Baltimore, Maryland

**AMOUNT:** \$2,083,300 NTE

**TERM OF CONTRACT:** 02/18/2014 – 06/30/2016

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Plano-Coudon, LLC Baltimore, MD	\$2,083,300
Denver-Elek, Inc. Baltimore, MD	\$2,159,600
RWC Contracting Corporation Baltimore, MD	\$2,308,600
Goel Services, Inc. Landover, MD	\$2,485,924
American Combustion Industries, Inc. Glenn Dale, MD	\$2,598,345

**MBE PARTICIPATION:** 20.64%

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

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

**BPW – 02/05/14**

**REMARKS:** The solicitation was advertised on eMaryland Marketplace and SHA's internet web page. Two-hundred thirteen (213) contractors were notified for this project on eMaryland Marketplace; fifty four (54) of which were MDOT Certified MBE's.

The MBE Goal established for this contract was 20% however the contractor is exceeding the goal by 0.64%.

This contract includes pre-established amounts for a total of \$277,600 (13% of the total contract value) for payments for: Building Automated System Controls; commissioning; construction scheduler; operation & maintenance manuals and record documents; cutting/patching/fire stopping; ductwork & accessories; electrical work; piping and construction of duct bank allowances.

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

**APPROPRIATION CODE:** J02B0101

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2958-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Gary R. Lockett (410) 385-4833  
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BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### CONSTRUCTION CONTRACT

**ITEM:** 2-C

**MARYLAND PORT ADMINISTRATION  
CONTRACT ID:**

514905  
 Comprehensive Paving Agency-Wide  
 ADPICS NO.: P514905

**CONTRACT DESCRIPTION:** This contract provides for agency-wide comprehensive paving on a task order basis at all public MPA terminals.

**AWARD:** Manuel Luis Construction Co., Inc.  
 Baltimore, Maryland

**AMOUNT:** \$3,952,825

**TERM:** 730 Calendar Days from Notice to Proceed

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Manuel Luis Construction Co., Inc. \$3,952,825  
 Baltimore, Maryland

P. Flanigan and Son, Inc. \$4,024,688  
 Baltimore, Maryland

Gray & Sons, Inc. \$4,194,135  
 Timonium, Maryland

American Infrastructure-MD, Inc. \$4,381,783  
 d/b/a American Infrastructure  
 Fallston, Maryland

**MBE PARTICIPATION:** 20.14%

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

**REMARKS:** The Engineer's Estimate for this contract was \$4,561,125.

**ITEM: 2-C (Continued)****BPW – 02/05/14**

This solicitation was advertised in eMaryland Marketplace (eMM). Direct solicitation was made to the Governor's Office of Minority Affairs (GOMA), Maryland Minority Contractors Association (MMCA), and Maryland/Washington Minority Contractors Association (MWMCA). Four (4) responsive and responsible bids were received.

The scope of work for this project includes but is not limited to: asphalt paving; removal and patching of asphalt and concrete pavement; pavement milling; joint and crack sealing; bituminous asphalt overlays; slurry seal coating; adjustment and reconstruction of man-holes and inlets; removal of concrete curbs, gutters and sidewalks; pavement markings; maintenance of traffic; sediment and erosion control; and trenching, excavation and grading.

The MBE goal established for this contract was 20%, however, the contractor is exceeding the goal by .14%.

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to MPA
<b>APPROPRIATION CODE:</b>	J03D002
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	13-2798-1111

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

Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### CONSTRUCTION CONTRACT

**ITEM:** 3-C

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** PG0915129  
 HVAC Upgrades Using Geothermal Technology for  
 the Administration's Laurel & Marlboro Facilities  
 in Prince George's County.  
 ADPICS NO.: PG0915129

**CONTRACT DESCRIPTION:** This contract consists of HVAC upgrades using geothermal technology for the Administration's Laurel & Marlboro Facilities in Prince George's County.

**AWARD:** Towson Mechanical, Inc.  
 Parkville, Maryland

**AMOUNT:** \$3,317,000 NTE

**TERM OF CONTRACT:** 02/18/2014 – 06/30/2016

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Towson Mechanical, Inc. Baltimore, MD	\$3,317,000
Fresh Air Concepts, LLC Linthicum, MD	\$3,824,044
Denver-Elek, Inc. Baltimore, MD	\$3,832,830
W. M. Schlosser Co., Inc. Hyattsville, MD	\$4,288,000
American Combustion Industries, Inc. Glenn Dale, MD	\$4,394,622
Tatitlek Construction Services, Inc. Anchorage, AK	\$4,515,422



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

**BPW – 02/05/14**

**MBE PARTICIPATION:** 11.03%

**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 web page. One hundred ninety eight (198) contractors were notified for this project on eMaryland Marketplace; fifty (50) of which were MDOT Certified MBE's.

The MBE Goal established for this contract was 11.00%, however the Contractor is exceeding the goal by .03%.

Geothermal technology will be used for the cooling and heating system. This type of technology uses the earth's underground thermal temperature to help maintain consistent temperatures throughout the system in the building.

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

**APPROPRIATION CODE:** J02B0101

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3035-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**BPW – 02/05/14**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONTRACT MODIFICATION:** (Maintenance)

**ITEM: 4 -M-MOD**

**MARYLAND AVIATION ADMINISTRATION**

**CONTRACT ID:** MAA-MC-08-025  
 Fence Repair and Installation at  
 Baltimore/Washington International Thurgood  
 Marshall (BWI Marshall) Airport  
 Anne Arundel County  
 ADPICS NO.; CO305029

**ORIGINAL CONTRACT APPROVED:** Item 6-M, DOT Agenda 06/11/08

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**MODIFICATION:** Modification No. 2 is to request a six-month extension and to increase the contract value to resolve a protest on the replacement contract.

**CONTRACTOR:** Fence Connection, Inc.  
 Millersville, MD

**AMOUNT:** \$100,000

**ORIGINAL CONTRACT AMOUNT:** \$466,590

**REVISED CONTRACT AMOUNT:** \$877,650

**PERCENTAGE INCREASE:** 21% (Modification No. 2)  
 88% (Overall)

**TERM:** 08/01/08 – 07/31/11 (Original)  
 08/01/11 – 07/31/13 (Renewal)  
 08/01/13 – 02/28/14 (Modification No. 1)  
 02/06/14 – 07/31/14 (Modification No. 2)

**ORIGINAL MBE PARTICIPATION:** 30% (Compliance 4.49%)

**ITEM: 4-M-MOD (Continued)**

**BPW – 02/05/14**

**REMARKS:** This extension is necessary to allow for contract continuity while an appeal is heard by the Maryland State Board of Contract Appeals (MSBCA) and a new contract is finalized.

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

**APPROPRIATION CODE:** J06I0003

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$466,590	08/01/08–07/31/11	06/11/08 Item 6-M	
<b>Renewal</b>	\$311,060	08/01/11 – 07/31/13	05/18/11 Item 10-M- OPT	As provided in contract
<b>Modification #1</b>	\$0	08/01/13 – 02/28/14	DCAR, 03/25/11	Extend contract for 6 months
<b>Modification #2</b>	\$100,000	02/06/14 – 07/31/14	02/05/14	Time and additional contract authority needed until appeal is resolved
<b>Revised Amount</b>	<b>\$877,650</b>			

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[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

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

**ITEM:** 5-AE-MOD

### STATE HIGHWAY ADMINISTRATION

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

**ORIGINAL CONTRACT APPROVED:** See Attachment I

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

**MODIFICATION:** This request is for a total of six (6) contract modifications. All six (6) of these modifications are for additional time and additional contract authority. The contracts in this modification that expire 04/01/2014 through 05/01/2014 require twenty-four (24) month time extensions in order to complete new procurements. Other contract details are on the attached listing.

**CONTRACTOR:** See Attachment I

**TERM:** See Attachment I

**AMOUNT:** \$6,000,000

**ORIGINAL CONTRACT AMOUNT:** \$6,000,000

**REVISED CONTRACT AMOUNT:** \$12,000,000

**PERCENTAGE INCREASE:** See Attachment I

**DBE PARTICIPATION:** See Attachment I

**REMARKS:** State Highway Administration (SHA) is responsible for all Maryland numbered highways, with the exception of those within Baltimore City. This includes designing and building roadways, managing traffic safety programs, responding to emergencies including severe weather events, crashes and other incidents, and managing the federal-aid highway program. To facilitate this effort, contracts are procured with firms in the community who can provide expertise unavailable at SHA.

The requested time extensions and additional funds will allow SHA to continue to provide these critical services, which will be significantly increased due to the revenue generated by the Transportation Infrastructure Investment Act of 2013.

**ITEM: 5-AE-MOD (Continued)****BPW – 02/05/14**

This modification request is for a total of six (6) contracts. All six (6) of these modifications are for additional time and additional contract authority. The six (6) contract modifications are needed in order to continue delivering these critical services until replacement contracts can be awarded. The original contracts were awarded with a term of five (5) years and have expiration dates ranging from 04/01/2014 through 05/01/2014.

There are six (6) different consultants performing the work on these six (6) Landscape Architecture Services contracts.

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

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

**APPROP CODE:** J02B0101

**RESIDENT BUSINESSES:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	DBE Goal / DBE Compliance	BPW / DOT <sub>12</sub> Agenda
SBCS0717A CO304974	Stantec Consulting Services, Inc.	05/01/2014	05/01/2016 24 months	\$1,000,000	\$1,000,000	\$2,000,000	100% 100%	25% 15.28%	05/20/2009 8-AE
SBCS0717B CO304975	Floura Teeter Landscape Architecture/ Whitney, Bailey, Cox & Magnani, LLC (JV)	04/01/2014	04/01/2016 24 months	\$1,000,000	\$1,000,000	\$2,000,000	100% 100%	25% 100% Prime is DBE	04/15/2009 2-AE
SBCS0717C CO304977	Johnson, Mirmiran & Thompson, Inc.	05/01/2014	05/01/2016 24 months	\$1,000,000	\$1,000,000	\$2,000,000	100% 100%	25% 13.69%	05/20/2009 8-AE
SBCS0717D CO304978	Human & Rohde, Inc.	04/01/2014	04/01/2016 24 months	\$1,000,000	\$1,000,000	\$2,000,000	100% 100%	25% 7.88%	04/15/2009 2-AE
SBC0717E CO304979	Grace E. Fielder & Associates, Chartered	04/01/2014	04/01/2016 24 months	\$1,000,000	\$1,000,000	\$2,000,000	100% 100%	25% 100% Prime is a DBE	04/15/2009 2-AE
SBCS0717F CO304980	Mahan Rykiel Associates, Inc.	05/01/2014	05/01/2016 24 months	\$1,000,000	\$1,000,000	\$2,000,000	100% 100%	25% 100% Prime is a DBE	05/20/2009 8-AE

**Attachment I Summary:**

Total Contract Modification Requests	6
Total Time Extension Only Contract Modification Requests	0
Total Additional Funds Only Contract Modification Requests	0
Total Time Extension and Additional Funds Contract Modification Requests	6
Original Contract Fund Totals	\$6,000,000
Total Additional Fund Request for all Contract Modification Requests	\$6,000,000
Revised Contract Amount Totals	\$12,000,000



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BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 6-M

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 4261531416SB  
 Application of Herbicide Solutions at Various  
 Locations in Montgomery County  
 ADPICS NO.: 4261531416

**CONTRACT DESCRIPTION:** This Contract consists of the application of herbicide solutions at various locations in Montgomery County.

**AWARD:** Advantage Lawns, LLC  
 Jessup, MD

**AMOUNT:** \$209,170 NTE

**TERM OF CONTRACT:** 02/18/2014 – 12/31/2016

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Advantage Lawns, LLC Jessup, MD	\$209,170
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Unified Solutions Services, LLC Columbia, MD	\$251,000
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Desper & Son's Ground FX Lawns & Landscapes Bowie, MD	\$286,500
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East Coast Right of Way Maintenance, Inc. Lenoir City, TN	\$336,291
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**MBE PARTICIPATION:** 0% (single element of work)

**PERFORMANCE SECURITY:** None

**ITEM: 6-M (Continued)****BPW – 02/05/14**

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One-Hundred Sixty Five (165) contractors were notified for this project on eMaryland Marketplace; Forty Two (42) of which were MDOT Certified MBE's.

This open-ended, on-call, contract consists of the application of herbicides and plant growth regulators to roadside vegetation and soil in Montgomery County, to eradicate or control undesirable vegetation in turf areas, around traffic barriers, signs, fences, bridge ends, delineators, shoulders, and other areas designated by the Engineer.

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

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to SHA
<b>APPROPRIATION CODE:</b>	J02B0102
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	13-3086-0000

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

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

Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 7-M

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 4771161416  
 Install, Repair or Replace Traffic Barriers at  
 Various Locations in Garrett County  
 ADPICS NO.: 4771161416

**CONTRACT DESCRIPTION:** This contract consists of the installation, repair and replacement of traffic barriers at various locations in Garrett County.

**AWARD:** Penn Line Service, Inc.  
 Scottdale, PA

**AMOUNT:** \$381,297 NTE

**TERM OF CONTRACT:** 02/18/2014 – 12/31/2016

**PROCUREMENT METHOD:** Competitive Sealed Bidding

<b>BIDS:</b>	
Penn Line Service, Inc. Scottdale, PA	\$381,297
Green Acres Contracting Co., Inc. Scottdale, PA	\$389,426
Long Fence Co., Inc. Capitol Heights, MD	\$449,416
L. S. Lee, Inc. York, PA	\$552,035

**MBE PARTICIPATION:** 0% (single element of work)

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

**ITEM: 7-M (Continued)**

**BPW – 02/05/14**

**REMARKS:** The solicitation was advertised on the eMaryland Marketplace and SHA's internet web page. Two hundred thirty four (234) contractors were notified for this project on eMaryland Marketplace; fifty nine (59) of which were MDOT Certified MBE's.

This contract includes pre-established amounts for a total of \$10,200 (3% of the total contract value) for payments for out of county mobilization and materials for repairs allowance. Out of county mobilization item comprises only 0.4% of the total contract value. It is there only in case it is needed and is very small, but establishes an allowance to adequately compensate the contractor if they are needed to perform work in another county.

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to SHA
<b>APPROPRIATION CODE:</b>	J02B0102
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	13-2848-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 8-M

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 4791531415SB  
 Application of Thermoplastic Pavement Markings  
 at Various Locations in Montgomery County  
 ADPICS NO.: 4791531415

**CONTRACT DESCRIPTION:** This Contract consists of the application of thermoplastic pavement markings at various locations in Montgomery County

**AWARD:** Proline Painting Co.  
 Jamaica, NY

**AMOUNT:** \$249,173 NTE

**TERM OF CONTRACT:** 02/18/14 – 12/31/2015

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Proline Painting Co. Jamaica, NY	\$249,173
A-Annandale, Inc. Dumfries, VA	\$283,618
Priceless Industries, Inc. Baltimore, MD	\$319,478

**MBE PARTICIPATION:** 0% (single element of work)

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

**REMARKS:** The solicitation was advertised on eMaryland Marketplace and SHA's internet web page. Twenty five (25) contractors were notified of this project on eMaryland Marketplace; seven (7) of which were MDOT Certified MBE's.

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

**ITEM: 8-M (Continued)**

**BPW – 02/05/14**

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

**APPROPRIATION CODE:** J02B0102

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 13-2771-0001

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 9-M

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 5272021417  
 Operation of Drawbridges at Various Locations in Talbot County  
 ADPICS NO.: 5272021417

**CONTRACT DESCRIPTION:** This contract consists of the operation of three (3) drawbridges at various locations in Talbot County.

**AWARD:** Chesapeake Pilot Training, Inc.  
 Chestertown, Maryland

**AMOUNT:** \$687,300 NTE

**TERM OF CONTRACT:** 02/18/2014 – 3/31/2017

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

**MBE PARTICIPATION:** 0% (single element of work)

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

**REMARKS:** The solicitation was advertised on eMaryland Marketplace and SHA's internet web page. Nine (9) contractors were notified for this project on eMaryland Marketplace; two (2) of which were MDOT Certified MBE's.

This contract consists of the operation of three drawbridges in Talbot County:

- Knapps Narrows Drawbridge No. 20001, located on MD route 33 crossing the Knapps Narrows;
- Miles River Drawbridge No. 20018, located on MD Route 370 crossing the Miles River; and
- Dover Drawbridge No. 200023, located on MD Route 331 crossing the Choptank River.

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

**ITEM: 9-M (Continued)**

**BPW – 02/05/14**

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

**APPROPRIATION CODE:** J02B0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2957-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 10-M

#### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 5281631416  
 Maintenance and Repair to Highway Street Lighting  
 at Various Locations in Prince George's County.  
 ADPICS NO.: 5281631416

**CONTRACT DESCRIPTION:** This contract consists of the maintenance and repair to highway street lighting at various locations in Prince George's County.

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

**AMOUNT:** \$678,285 NTE

**TERM OF CONTRACT:** 02/18/2014 – 12/31/2016

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**  
 Rommel Engineering & Construction, Inc. \$678,285  
 Linthicum, MD

Lighting Maintenance, Inc. \$929,567  
 Linthicum, MD

**MBE PARTICIPATION:** 2%

**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. One-hundred eighty (180) contractors were notified for this project on eMaryland Marketplace; forty five (45) of which were MDOT Certified MBE's.

This work involves the repair/maintenance of lighting that was designed in accordance with AASHTO standards for roadway lighting. The illumination standards are established by the Illumination Engineering Society. For street lighting, SHA uses full "luminary cutoffs." There is only a 3% spillover at 80% axis. These full cutoffs are usually less glaring to drivers, yet they distribute full intensity light to the ground. High mast lighting is designed as straight "down lighting" and is used on major highways.

**ITEM: 10-M (Continued)****BPW – 02/05/14**

This contract includes pre-established amounts for a total of \$60,000 (9% of the total contract value) for payments for materials and repairs allowance.

A bid protest was filed by the second low bidder on October 28, 2013, because some of the apparent low bidder's prices for various labor classifications were below the minimum living wage rate for a contract located in a Tier 1 region and requesting SHA to find the low bidder to be non-responsible. SHA denied the protest on December 4, 2013 and no appeal was filed to the Maryland State Board of Contract Appeals (MSBCA).

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to SHA
<b>APPROPRIATION CODE:</b>	J02B0102
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	13-2772-0111

---

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

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

William Ward (410) 768-7252  
[wward@mdot.state.md.us](mailto:wward@mdot.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 11- M

### MARYLAND MOTOR VEHICLE ADMINISTRATION

**CONTRACT ID:** V-HQ-14034-M  
 Unarmed Security Guard Services  
 ADPICS NO.: VHQA4034M

**CONTRACT DESCRIPTION:** This contract is for a vendor to furnish all expertise, labor, materials, management, uniforms, supplies and equipment, training, licenses, permits, liability and workers compensation insurance for qualified security guards. The security guards shall work unarmed at the MVA Headquarters Complex, 6601 Ritchie Highway, N. E., Glen Burnie, MD 21062.

**AWARD:** Defensor Security  
 Alexandria, VA

**TERM:** 02/06/2014- 02/05/19  
 (Five (5) years)

**AMOUNT:** \$1,100,952

**PROCUREMENT METHOD:** Competitive Sealed Bidding

### BIDS:

Defensor Security (SBR/VET) Alexandria, VA	\$1,100,952
BTI Security (MBE/SBR) Rockville, MD	\$1,145,664
Abacus Corporation Baltimore, MD	\$1,163,160
CSI Corporation (SBR) Washington, DC	\$1,186,488
Amazing Security College Park, MD	\$1,197,504

**ITEM: 11- M (Continued)****BPW - 02/05/14**

Norred & Associates  
Atlanta, GA \$1,198,152

DECO International  
Miami Beach, FL \$1,198,800

CASEPRO  
New Castle, DE \$1,282,110

Legal Services Associates  
Baltimore, MD \$1,282,392

Command Security  
Glen Burnie, MD \$1,312,599

**MBE PARTICIPATION:** 0% (Single Element of Work)

**HIRING AGREEMENT:** Yes

**PERFORMANCE SECURITY:** N/A

**REMARKS:** This solicitation was advertised on eMaryland Marketplace on October 29, 2013 as a Small Business Preference. The solicitation was sent to one hundred thirty (130) vendors: forty-eight (48) vendors are certified MBEs and eighty-two (82) are qualified SBR businesses. A total of ten (10) bids were received on November 26, 2013.

The Contractor shall provide unarmed security guards for after normal business hours, weekends, and holidays at the MVA Headquarters' Complex.

Although there was no MBE goal established for this contract due to single element of work; a 100% of the work will be performed by a qualified Small Business Enterprise and certified Disable Veteran Small Business. MVA confirm they are Federally Certified.

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

**APPROPRIATION CODE:** J04E0001 & E0003

**RESIDENT BUSINESS:** NO

**MD TAX CLEARANCE:** 13-3068-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

William Ward (410) 768-7252  
[wward@mdot.state.md.us](mailto:wward@mdot.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 12 - M

### MARYLAND MOTOR VEHICLE ADMINISTRATION

**CONTRACT ID:** V-HQ-14030-M  
 Elevator Escalator Maintenance  
 ADPICS NO.: VHQ14034M

**CONTRACT DESCRIPTION:** This contract is for a vendor to provide all labor, supervision, materials, equipment, and skills required to provide comprehensive maintenance on all elevators, escalators, and dumbwaiters at the MVA Glen Burnie Complex and the MVA Westminster Branch.

**AWARD:** Elcon Enterprises, Inc.  
 Upper Marlboro, Maryland

**TERM:** 03/01/2014 - 02/28/2017  
 (Three (3) years)

**AMOUNT:** \$183,315

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

**INCUMBENT:** Yes

**MBE PARTICIPATION:** 10%

**HIRING AGREEMENT ELIGIBLE:** Yes

**PERFORMANCE SECURITY:** Performance and Payment Bond for 20% of the award amount exist on this contract (less the extra work allowance).

**REMARKS:** This solicitation was advertised on eMaryland Marketplace on October 11, 2013, as a Small Business Preference with a MBE goal of ten percent (10%). The solicitation was sent to seventy-eight vendors: nine (9) vendors are certified MBEs and twenty-eight (28) are qualified SBR businesses. A total of two (2) bids were received on November 6, 2013. One bid was deemed as non-responsive due to failure to meet the MBE requirement.

**ITEM: 12 – M (Continued)****BPW – 02/05/14**

The MVA found that only nine (9) firms were currently licensed and insured by the Maryland Elevator Safety Review Board. Five (5) of the nine (9) firms are out of area to provide the required service, and two (2) firms only worked on elevator lifts.

The Contractor shall be responsible for routine maintenance and adjustments as-well-as all repairs and replacements of parts for all the equipment covered under the contract. The contractor must be in accordance with all manufacturer's specifications, and State Regulations. On a monthly basis the Contractor is required to maintain the equipment: examine, adjust, and lubricate the equipment and repair or replace all worn out or defective parts for both escalators and elevators. Due to the age of the equipment, an extra work allowance of \$50,000 has been included in the contract amount of \$183,315 in order for the Contractor to fabricate obsolete parts for replacement.

The MBE goal established for this contract is 10%; the Contractor has met the established goal.

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

**APPROPRIATION CODE:** J04E0001 & E0003

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3068-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

George E. Fabula, Jr. (410) 767-3908  
[gfabula@mta.maryland.gov](mailto:gfabula@mta.maryland.gov)

BPW – 02/05/14

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**REAL PROPERTY ACQUISITION**

**ITEM**                      **13-RP**                      **MTA #00262**

**MARYLAND TRANSIT ADMINISTRATION:**     Baltimore Red Line Project  
    Baltimore City, Maryland

**REFERENCE:**     Approval is requested for the Fee Simple purchase of 4818 Edmondson Avenue, Baltimore, Maryland 21229. This is a two-story brick semi-detached structure in Ward 28, Section 5, Block 7900E, Lot 1M.

**SPECIAL CONDITIONS:**                      **None**

**OWNER:**    Ronald and Regina Spencer

**PROPERTY:**    Located at 4818 Edmondson Avenue, Baltimore, Maryland 21229; fee simple acquisition of a two-story brick semi-detached parcel, Map 28, Section 5, Block 7900E, Lot 001M

**CONSIDERATION:**    \$160,000  
    \$ 60,000 (Estimated Relocation Costs)

**APPRAISED VALUE:**    \$160,000, Karen Belinko, Fee Appraiser  
    Reviewed and selected by William T. Caffrey, Jr.,  
    Chief, Appraisal Review Division, SHA

   \$152,000, Kathleen Kohler, Fee Appraiser  
    Reviewed and approved by William T. Caffrey, Jr.,  
    Chief, Appraisal Review Division, SHA

**FUND SOURCE:**    80% Federal; 20% State

**REMARKS:**     The subject property is required for the construction of MTA's Red Line Project located in Baltimore City and Baltimore County, Maryland. The owners of the property have agreed to MTA's offer and have executed the Option Contract. The improved property may be demolished in the future once the construction contract is awarded for the project.

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

**APPROVED**

**DISSAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Norie Calvert – 410-545-0402  
[Ncalvert@sha.state.md.us](mailto:Ncalvert@sha.state.md.us)

BPW: 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### REAL PROPERTY LEASE

ITEM: 14-PMS-01 RL

MMC# 12-2806

### STATE HIGHWAY ADMINISTRATION

**PROPERTY LOCATION:** Parking lot bordering Hunter Street, Monument Street and Guilford Avenue in Baltimore City.

<b>LESSOR:</b>	State of Maryland, State Highway Administration
<b>LESSEE:</b>	Merritt Athletic Clubs B, LLC
<b>SPACE TYPE:</b>	Parking lot
<b>LEASE TYPE:</b>	New
<b>NUMBER OF SPACES:</b>	90
<b>CONTRACT TERM:</b>	February 18, 2014-January 31, 2018
<b>ANNUAL RENT:</b>	\$12,000.00
<b>TOTAL RENT:</b>	\$48,000.000

**SPECIAL CONDITIONS:** The annual rent amount was negotiated to be \$12,000, which is slightly less than the \$12,960 approved appraised annual per space market rent.

**REMARKS:** SHA has maintained a similar Lease with Merritt Athletic Club since July of 2010. The Merritt Athletic Club leases the SHA 211 Parking Lot for parking for its employees, members and invitees during non business hours, in the evening and on the weekends. SHA workers present during non-business hours may share the lot. Merritt Athletic Club has agreed to the terms and conditions of this lease. This has been a successful, revenue-generating way to utilize an area that otherwise would be unused and unproductive during the evenings and weekends.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



Suzette Moore - (410) 859-7792  
[smoore2@bwiairport.com](mailto:smoore2@bwiairport.com)

BPW – 02/05/14

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA  
 APPENDIX**

**EXPEDITED PROCUREMENT REPORT:** (Maintenance)

**ITEM: 15- EX**

**MARYLAND AVIATION ADMINISTRATION (MAA)**

**CONTRACT ID:** MAA-MC-14-023  
 Building Management Services for  
 Baltimore/Washington International Thurgood  
 Marshall Airport (BWI) Former Four Points Hotel  
 ADPICS NO.: MAAMC14023

**EXPEDITED PROCUREMENT APPROVAL:** Item 11-EX, DOT Agenda 11/06/13

**CONTRACT DESCRIPTION:** This contract provides for overall facility maintenance of the former Sheraton Four Points Hotel at BWI Marshall. The hotel consists of five major structures that include the main building and four guest buildings. The work includes management, maintenance and operations services; janitorial services; elevator maintenance service; HVAC equipment maintenance services; fire protection equipment maintenance services; emergency generator maintenance and security services.

**DATE OF AWARD:** December 9, 2013

**AWARD:** George S. Hall, Inc. (GSH)  
 Glen Burnie, Maryland

**AMOUNT:** \$478,538

**TERM:** 375 Calendar Days from NTP with one (1) one (1) year renewal option

**PROCUREMENT METHOD:** Competitive Sealed Bids  
 (Single Bid Received)

**MBE PARTICIPATION:** 8%

**PERFORMANCE SECURITY:** Performance and Payment Bond at 100% of contract amount.

**REMARKS:** The engineer's estimate was \$566,000. Two of the three directly solicited contractors elected not to propose on this solicitation. One contractor stated it was not the right fit for them at this time and the other contractor stated they cannot bid because of the time constraints for submitting a bid. Due to the expedited schedule, the MAA was only able to provide a two (2) day bid extension. The two contractors still elected not to bid on the project after the extension was granted.

**ITEM: 15 -EX (Continued)****BPW – 02/05/14**

Prospective bidders had a reasonable opportunity to respond to this solicitation. In accordance with COMAR 21.05.02.20, the award of this contract is recommended to George S. Hall, Inc.

After negotiating with GSH, the MAA was able to save approximately \$81,000.

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

**APPROPRIATION CODE:** J06I0002

**MD TAX CLEARANCE:** 13-3113-1111

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Suzette Moore - (410) 859-7792**  
[smoore2@bwiairport.com](mailto:smoore2@bwiairport.com)

**BPW – 02/05/14**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA - APPENDIX**

**EXPEDITED PROCUREMENT REPORT:** (Construction)

**ITEM: 16 -EX**

**MARYLAND AVIATION ADMINISTRATION (MAA)**

**CONTRACT ID:** MAA-CO-14-003  
 Runway 15R-33L Runway Safety Area, Pavement  
 Management & Standards Compliance  
 Improvement Project  
 Anne Arundel County  
 ADPICS NO: MAACO14003

**EXPEDITED PROCUREMENT APPROVAL:** Item 20-EX, DOT Agenda 05/15/13

**CONTRACT DESCRIPTION:** This contract provides for improvements to Runway 15R-33L to address deficient Runway Safety Area (RSA) pavement rehabilitation needs and compliance with FAA Standards. This contract is the fourth construction package in support of the overall program for the RSA and standards compliance for Runway 15R-33L at BWI Marshall Airport.

**DATE OF AWARD:** December 6, 2013

**AWARD:** American Infrastructure-MD, Inc.  
 D/B/A American Infrastructure  
 Fallston, Maryland

**AMOUNT:** \$83,235,000

**TERM:** 656 Calendar Days from NTP

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

American Infrastructure-MD, Inc. Fallston MD	\$83,235,000
Cherry Hill Construction, Inc. Jessup, MD	\$85,388,000
The Lane Construction Corp. Cheshire, CT	\$91,141,158

**ITEM: 16 -EX (Continued)****BPW – 02/05/14****BIDS (Continued)**

Lagan Virginia, LLC Woodbridge, VA	\$95,804,589
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Concrete General, Inc. Gaithersburg, MD	\$97,237,722
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P. Flanigan & Sons, Inc. Baltimore, MD	\$104,078,146
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**DBE PARTICIPATION:** 20%**PERFORMANCE SECURITY:** A Performance Bond and Payment Bond at 100% of contract amount exist.

**REMARKS:** The engineer's estimate is \$96,144,943. The bid price received from American Infrastructure-MD, Inc. (AI) is 13.4% below the engineer's estimate. The difference is primarily attributed to the security requirements, mobilization and unclassified excavation and electrical. AI is currently the prime contractor performing the work on the Associated Earthwork contract. AI is familiar with performing work at BWI Airport. As such, AI is already fully mobilized and has all security measures in place.

This solicitation was advertised on eMaryland Marketplace. eMaryland Marketplace directly notified over ten (10) prospective bidders, including Maryland companies, Minority Business Enterprises, and Small Business Enterprises. Thirteen (13) plans and specification were sold. Six (6) firms submitted bids.

**FUND SOURCE:** 100% Special Funds Budgeted to MAA**APPROPRIATION CODE:** J06I0003**MD TAX CLEARANCE:** 13-3202-1000**RESIDENT BUSINESS:** Yes**BOARD OF PUBLIC WORKS ACTION - THE ABOVE REFERENCED ITEM WAS:****APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

Heidi Tarleton (410) 767-3796  
[htarleton@mta.maryland.gov](mailto:htarleton@mta.maryland.gov)

BPW – 2/5/14

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**2<sup>nd</sup> REVISION**

**CONSTRUCTION CONTRACT**

**ITEM: 17 - C**

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T-1367 A, B, C  
 Ancillary Agency Wide General Construction  
 (Repairs, Maintenance & Minor Construction)  
**ADPICS NO.: T1367A, B, C**

**CONTRACT DESCRIPTION:** There are three (3) Task Order Based Contracts to furnish the necessary services for the accomplishment of miscellaneous construction, repairs/rehabilitation, and maintenance for Maryland Transit Administration's (MTA) Facilities located throughout the State. Work includes but is not limited to overall improvements and or rehabilitation of existing facilities, including Bus, Metro, Light Rail MARC and Freight Rail.

**AWARD:** Harris Design & Construction Company (Contract A)  
 Germantown, MD

Southern Improvement Co., Inc. (Contract B)  
 Hunt Valley, MD

Concrete Services, Inc. (Contract C)  
 Upper Marlboro, MD

**AMOUNT:** \$15,000,000 (Aggregate Amount NTE)

**TERM:** **1825** Calendar Days from NTP

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:** Representative Bids  
 Harris Design & Construction, Co. \$398,175  
 Germantown, MD

Southern Improvement Co., Inc. \$445,403  
 Hunt Valley, MD

Concrete Services, Inc. \$537,075  
 Upper Marlboro, MD

Titan Industries Services, Inc. \$651,940  
 Baltimore, MD

Hawkeye Construction, LLC \$865,162  
 Baltimore, MD

**ITEM: 17-C (Continued)****BPW – 2/5/14****2<sup>nd</sup> REVISION****DBE PARTICIPATION:** 30.08%**PERFORMANCE SECURITY:** Performance Bond 100% of Contract Amount

**REMARKS:** The Engineer's Estimate for this contract is \$768,346 and is 51% higher than the lowest bid. A review of the engineers estimate revealed that the estimate was used from a prior MTA Project that was bid in 2008 for underground Metro Facilities. The current project includes both underground and above ground facilities which cause the price to be lower than the estimate used in 2008.

This Solicitation was advertised on e-Maryland Marketplace (eMM) the MTA Web Site. Two Hundred Forty (240) potential bidders downloaded the solicitation. A copy of the solicitation was forward to the Governor's Office of Minority Affairs (GOMA) and the MTA Office of Fair Practice (OFP).

This is an IFB solicitation for an ancillary services contract that will be awarded to more than one bidder. There will be a secondary competition for each task order. The first task order under the contract will be awarded to the responsible bidder with the lowest responsive bid based on the bid submitted for the sample task, as provided in the solicitation. The first task order is awarded to the lowest responsive and responsible bidder. The first task includes general maintenance, window replacements, and minor construction repair at various facilities. The lowest bid amount for the sample task does not represent the total amount for which the contract could be awarded, as each Contractor will have an opportunity to compete for subsequent tasks issued by MTA. In accordance with the general provisions and special provisions of the contract, contractors will only be compensated for actual work performed and accepted by the MTA.

This Contract is for minor construction, repairs and maintenance services at various MTA Facilities throughout the State. The work includes improvements at Bus, Metro Light Rail, Freight Rail and MARC facilities. The Contractor will furnish the necessary labor and equipment required to complete the work.

The DBE goal established for this contract is 30%. The Prime Contractors for Contracts A & C are Certified DBE firms. The Prime Contractor for Contract B will be exceeding the goal by .08%. The DBE Participation achieved will be contingent upon the scope of each task and the Contractor selected.

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

**APPROPRIATION CODE:** J05H010

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3145- 0111 Harris Design Construction  
13-3146- 0111 Concrete Services, Inc.  
13-3147- 0111 Southern Improvement Co.

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

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

**Donna DiCerbo - (410) 537-7814**  
[ddicerbo@mdta.state.md.us](mailto:ddicerbo@mdta.state.md.us)

**BPW – 02/05/14**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM: 18-C**

**MARYLAND TRANSPORTATION AUTHORITY**

**CONTRACT ID:** PB-2537-000-006  
 Roof Replacement and Exterior Masonry  
 Repairs at MDTA Headquarters Building,  
 Baltimore City

**CONTRACT DESCRIPTION:** This contract is to provide for the complete roof replacement and exterior masonry repairs at the MDTA Headquarters facility located at 2310 Broening Highway.

**AWARD:** Air Tech Solutions, Inc.  
 Stafford, Virginia

**AMOUNT:** \$1,209,844

**TERM:** 180 Calendar Days  
 (NTP is expected March 2014)

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

**BIDS:**

Airtech Solutions, Inc. Stafford, VA	\$1,209,844.
J & R Roofing Co. Jessup, MD	\$1,385,280.
Hunter Allied of MD Berlin, MD	\$1,470,525.
D & A Contractors, Inc. Laurel, MD	\$1,881,273.
Nastus Construction, Inc. Washington, DC	\$1,887,300.
Meltech Corp. Landover, MD	\$2,235,177.

**ITEM: 18-C (Continued)****BPW –02/05/2014****MBE PARTICIPATION:** 21.6%**PERFORMANCE SECURITY:** Performance and Payment Bond at 100% of the Contract Amount.**REMARKS:** The Engineer's estimate for this contract was \$1,587,805.00.

This Solicitation was advertised on eMaryland Marketplace on September 17, 2013. Approximately Two Hundred, Eighty-Eight (288) SBR vendors received notification of this solicitation from eMaryland Marketplace. Six (6) responsive and responsible bids were received.

The scope of work consists of providing labor, equipment, materials, etc. necessary in performing roof replacement, exterior masonry repairs, window frame sealing and other repairs as directed.

The MBE Goal established for this contract was 21% however the contractor is exceeding the goal by 0.60%.

An allowance of \$135,000 (.085% of the Engineers Estimate) was included in the IFB for miscellaneous work that may be determined necessary during the construction period. This item will only be used if necessary and will not be used without prior approval of the Engineer.

**FUND SOURCE:** 100% Toll Revenue**APPROPRIATION CODE:** 29.10.02.01**RESIDENT BUSINESS:** No**MD TAX CLEARANCE:** 13-3179-0011

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



Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### CONSTRUCTION CONTRACT

**ITEM:** 19-C

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** AT0845129  
 Replacement of Vehicle Lifts at the  
 Administration's Elkton & Chestertown Shops in  
 Cecil & Kent Counties  
 ADPICS NO.: AT0845129

**CONTRACT DESCRIPTION:** This contract consists of the replacement of the vehicle lifts at two SHA Administration's shops located in Elkton (Cecil County) & Chestertown (Kent County), Maryland.

**AWARD:** Bob Andrews Construction, Inc.  
 White Marsh, MD

**AMOUNT:** \$1,010,199 NTE

**TERM OF CONTRACT:** 2/18/2014 – 12/18/2014

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

**BIDS:**  
 Bob Andrews Construction, Inc. \$1,010,199  
 White Marsh, MD

**MBE PARTICIPATION:** 6%

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

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One Hundred Eleven (111) contractors were notified for this project on eMaryland Marketplace; Twenty Eight (28) of which were MDOT Certified MBE's.

SHA contacted the six (6) plan holders to determine why they did not submit a bid. SHA was informed that four (4) of the plan holders were suppliers. One stated that the work was outside of their area of expertise. The last one stated their current work load would not allow for additional work at this time. SHA has determined the bid price to be fair and reasonable.

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

**ITEM: 19-C (Continued)****BPW – 02/05/14**

This contract includes pre-established amounts for a total of \$26,000 (3% of the total contract value) for payments for additional electrical work, operation and maintenance manuals and record documents allowances.

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

**APPROPRIATION CODE:** J02B0101

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3173-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 20-M

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 5492G51416  
 Highway Maintenance Contract Support for the  
 Glen Burnie Shop Area in Northern Anne Arundel  
 County  
 ADPICS NO.: 5492G51416

**CONTRACT DESCRIPTION:** This contract consists of highway maintenance contract support for the Glen Burnie shop located in northern Anne Arundel County. The additional maintenance support staff under this contract may perform tasks such as, but not limited to: brush cutting; landscaping; ditch cleaning; trash removal; mowing grass; snow removal; and highway, building and rest area maintenance.

**AWARD:** Earn Contractors  
 Gaithersburg, MD

**AMOUNT:** \$629,810 NTE

**TERM OF CONTRACT:** 2/18/2014 – 12/31/2016

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Earn Contractors Gaithersburg, MD	\$629,810
Colossal Contractors, Inc. Burtonsville, MD	\$638,400
Unified Solutions Services, LLC Columbia, MD	\$922,550

**MBE PARTICIPATION:** 100%

**PERFORMANCE SECURITY:** None

**ITEM: 20-M (Continued)****BPW – 02/05/14**

**REMARKS:** The solicitation was advertised on eMaryland Marketplace and SHA's Internet web page. Eighty -Three (83) contractors were notified for this project on eMaryland Marketplace; Twenty One (21) of which were MDOT Certified MBE's.

100% of the work will be performed by a MDOT Certified Minority Business Enterprise and Certified Small Business. MBE goal was 0 % due to single element of work.

By letter dated December 11, 2013, the low bidder, Earn Contractors, confirmed their bid of \$629,810.

The apparent low bidder, Unified Professional Services, LLC ("UPSI") was deemed non-responsible because of past performance.

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

**APPROPRIATION CODE:** J02B0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-3022-0111

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

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

Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 21-M

#### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 54915G1415SB  
 Highway Maintenance Contract Support at Various  
 Locations for the Gaithersburg Shop Area in  
 Montgomery County  
 ADPICS NO.: 54915G1415

**CONTRACT DESCRIPTION:** This contract consists of highway maintenance contract support at various locations for the Gaithersburg Shop Area in Montgomery County. The additional maintenance support staff under this contract may perform tasks such as, but not limited to: brush cutting; landscaping; ditch cleaning; trash removal; mowing grass; snow removal; and highway, building and rest area maintenance.

**AWARD:** Earn Contractors  
 Gaithersburg, MD

**AMOUNT:** \$418,850 NTE

**TERM OF CONTRACT:** 2/18/2014 – 12/31/2015

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

**BIDS:**

Earn Contractors Gaithersburg, MD	\$418,850
SidebySide Lawns, Gutter, Home Staging, LLC Owings Mills, MD	\$475,364
Unified Solutions Services, LLC Columbia, MD	\$496,996
Council Industries, Inc. Fort Washington, MD	\$567,840
Letke Security Contractors Baltimore, MD	\$594,880

**ITEM: 21 -M (Continued)****BPW – 02/05/14****MBE PARTICIPATION:** 100%**PERFORMANCE SECURITY:** None

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Eighty (80) contractors were notified for this project on eMaryland Marketplace; Twenty (20) of which were MDOT Certified MBE's.

By letter dated December 10, 2013, the low bidder, Earn Contractors, confirmed their bid of \$418,850.

The announced low bidder, Unified Professional Services, LLC ("UPSI") was deemed non-responsible because of past performance.

100% of the work will be performed by a MDOT Certified Minority Business Enterprise and Small Business. MBE Goal is 0 % due to the single element of work.

**FUND SOURCE:** 100% Special Funds Budgeted to SHA**APPROPRIATION CODE:** J02B0102**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 13-2842-0111

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

Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 22 -M

### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 54916L1415SB  
 Highway Maintenance Contract Support at Various  
 Locations for the Laurel Shop Area in Prince  
 George's County  
 ADPICS NO.: 54916L1415

**CONTRACT DESCRIPTION:** This contract consists of highway maintenance contract support at various locations for the Laurel Shop Area in Prince George's County. The additional maintenance support staff under this contract may perform tasks such as, but not limited to: brush cutting; landscaping; ditch cleaning; trash removal; mowing grass; snow removal; and highway, building and rest area maintenance.

**AWARD:** Colossal Contractors, Inc.  
 Burtonsville, MD

**AMOUNT:** \$818,100 NTE

**TERM OF CONTRACT:** 2/18/2014 – 12/31/2015

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

**BIDS:**

Colossal Contractors, Inc. Burtonsville, MD	\$818,100
Earn Contractors Gaithersburg, MD	\$836,460
SidebySide Lawns, Gutter, Home Staging, LLC Owings Mills, MD	\$864,540
Just Business LLC Baltimore, MD	\$874,260
Hoppergrass Lawn Care, LLC Bowie, MD	\$972,000

ITEM: 22 -M (Continued)

BPW – 02/05/14

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: None

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Eighty (80) contractors were notified for this project on eMaryland Marketplace; Twenty (20) of which were MDOT Certified MBE's.

By letter dated December 11, 2013, the low bidder, Colossal Contractors, Inc., confirmed their bid of \$818,100.

Eight bids were received and the apparent low bidder Council Industries, Inc., was allowed to withdraw their bid by letter dated September 20, 2013. The announced 2<sup>nd</sup> bidder, Keene Cut Lawn Service was allowed to withdraw their bid by letter dated November 6, 2013. The 3<sup>rd</sup> lowest bidder, Unified Professional Services, LLC ("UPSI") was deemed non-responsible due to past performance.

100% of the work will be performed by a Certified Minority Business Enterprise and Small Business. MBE goal is 0% due to single element of work.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2882-0111

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



Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### MAINTENANCE CONTRACT

**ITEM:** 23-M

#### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 54916M1415SB  
 Highway Maintenance Contract Support at Various  
 Locations for the Marlboro Shop Area in Prince  
 George's County  
 ADPICS NO.: 54916M1415

**CONTRACT DESCRIPTION:** This contract consists of highway maintenance contract support at various locations for the Marlboro Shop Area in Prince George's County, Maryland. The additional maintenance support staff under this contract may perform tasks such as, but not limited to: brush cutting; landscaping; ditch cleaning; trash removal; mowing grass; snow removal; and highway, building and rest area maintenance.

**AWARD:** Colossal Contractors, Inc.  
 Burtonsville, Maryland

**AMOUNT:** \$580,866 NTE

**TERM OF CONTRACT:** 2/18/2014 – 12/31/2015

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

#### BIDS:

Colossal Contractors, Inc. Burtonsville, MD	\$580,866
SidebySide Lawns, Gutter, Home Staging, LLC Owings Mills, MD	\$612,223
Council Industries, Inc. Fort Washington, MD	\$650,080
Unified Solutions Services, LLC Columbia, MD	\$751,799
The Jones Group Mitchellville, MD	\$869,578

**ITEM: 23-M (Continued)****BPW – 02/05/14****MBE PARTICIPATION:** 100%**PERFORMANCE SECURITY:** None

**REMARKS:** The solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Eighty (80) contractors were notified for this project on eMaryland Marketplace; Twenty (20) of which were MDOT Certified MBE's.

By letter dated December 10, 2013, the low bidder, Colossal Contractors, Inc., confirmed their bid of \$580,866.

Seven bids were received. The apparent low bidder, Keene Cut Lawn Service was allowed to withdraw their bid by letter dated November 6, 2013. The 2<sup>nd</sup> lowest bidder, Unified Professional Services, LLC ("UPSI") was deemed non-responsible do to past performance. On August 23, 2013, the 3<sup>rd</sup> lowest bidder, Colossal Contractors, Inc. filed a bid protest regarding the payment of living wages by both Keene Cut and Unified Professional Services. A Procurement Officer's Final Decision was sent out on November 6, 2013 to Colossal Contractors, Inc., stating that Keene Cut Lawn Service withdrew their bid and Unified was deemed non-responsible, and therefore, SHA will move forward with the award of this contract to Colossal Contractors, Inc.

100% of the work will be performed by a Certified Minority Business Enterprise and Small Business. MBE goal is 0 % due to single element of work.

**FUND SOURCE:** 100% Special Funds Budgeted to SHA**APPROPRIATION CODE:** J02B0102**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 13-2922-0111

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

Gary Lockett (410) 385-4833  
glockett@marylandports.com

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### ARCHITECTURAL/ENGINEERING SERVICES

**ITEM:** 24-AE

### MARYLAND PORT ADMINISTRATION

**CONTRACT ID:** 514919  
 Miscellaneous Engineering Services  
 ADPICS NO.: – P514919

**CONTRACT DESCRIPTION:** The Maryland Port Administration (MPA) is seeking approval to award a sole source contract for engineering consulting services. Approval of this request will allow the MPA to make a final payment against an outstanding invoice.

**AWARD:** Johnson, Mirmiran & Thompson (JMT)  
 Sparks, Maryland

**AMOUNT:** \$52,989

**TERM:** 90 Calendar Days

**PROCUREMENT METHOD:** Sole Source

**REMARKS:** This request arises from contract administration errors related to an MPA task order contract for miscellaneous engineering services with JMT (formerly MPA Contract # 504906D). These administrative errors occurred several years ago, and included: (1) MPA's improper extension of the term of the contract: and (2) MPA's approval and acceptance of additional work by JMT during the period the contract was improperly extended.

The original scope of work included planning, design, and professional services, such as, preparation of comprehensive feasibility studies, reports, drawings, specifications, cost estimates, and task schedules at the Port of Baltimore. The original term was four years.

In 2009, MPA extended the term of the contract without increasing the contract value in the Financial Management Information System (FMIS) to allow for the completion of certain tasks assigned, and payment of invoices due. This first extension was in compliance with State procurement policy guidelines issued under Board of Public Works (BPW) Advisory (1995-1). However, after this extension, MPA improperly authorized two additional extensions to the contract.

These extensions were beyond the time-limits permitted by the Advisory, and were not approved by the BPW. Furthermore, during the period between January, 2010, and June 31, 2011, when the contract was improperly extended, MPA assigned new tasks and accepted the work after it was satisfactorily performed by JMT.

**ITEM:****24-AE (Continued)****BPW – 02/05/14**

The value of the above described work is \$52,989, and has not been paid to JMT. The amount owed to JMT is within the original value of MPA Contract No. 504906D approved by the BPW; however, at this point in time, MPA Contract No. 504906D is expired. In consideration of the above, MPA is recommending the award of this one time “sole source” contract to JMT, so that it can reimburse JMT for the work it legitimately performed for MPA.

**FUND SOURCE:**

J03

**APPROPRIATION CODE:**

D0002

**RESIDENT BUSINESS:**

Yes

**MD TAX CLEARANCE:**

14-00471111

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

Katherine M. Parks - 410-865-1272  
[kparks@mdot.state.md.us](mailto:kparks@mdot.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### REAL PROPERTY DISPOSITION

**ITEM: 25-RP MMC #10-1052**

**DEPARTMENT OF TRANSPORTATION:** Located at the intersection of Harewood & Ebenezer Roads, Middle River, Baltimore County MD.

**EXPLANATION:** In accordance with Section 8-309(f) (1) (ii) of the Transportation Article of the Annotated Code of Maryland, Board of Public Works approval is requested to dispose of 1.324 +/-acres, which is excess to the needs of the Maryland Department of Transportation, to the adjoining owner, Ms. Barbara A. Lukasevich, for a negotiated sale of \$10,500 based on the current appraised value of \$12,000.

**SPECIAL CONDITIONS:** N/A

**GRANTOR:** State Highway Administration

**GRANTEE:** Ms. Barbara A. Lukasevich

**CONSIDERATION:** \$10,500.00

**APPRAISED VALUE:** \$25,000 – Bruce M. Dumler, Appraiser  
 \$12,000 - Lauren Hayes, Appraiser  
 Reviewed and selected by Dennis R. D'Argenio,  
 Review Appraiser

**REMARKS:** The site, located in Baltimore County, was acquired by the State Highway Administration (SHA) in 1980 for the High Speed Railroad Crossing at Ebenezer Road project. During the appraisal process it was determined that the property is not capable of standalone development. Based on the developmental limitations of the land, including the inability to install a private sewer system and the lack of an available public system, the highest and best use is assemblage with the adjacent property. Section 8-309(f) (1) (ii) of the Transportation Article of the Annotated Code of Maryland allows the administration to convey surplus land to an adjacent property owner if the Administration believes that public auction will adversely affect the value or use of the surplus land. The SHA proposes to convey the subject property to the adjoining owner, Ms. Barbara A. Lukasevich, through a negotiated sale of \$10,500 which is 87.5% of the appraised value. The appraisal completed by Mr. Dumler was not selected by the SHA Review Appraiser based on the speculative nature of his assumptions of the site's development potential.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Katherine M. Parks - 410-865-1272  
[kparks@mdot.state.md.us](mailto:kparks@mdot.state.md.us)

BPW – 02/05/14

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

### REAL PROPERTY DISPOSTION

**ITEM:** 26-RP MMC #13-1069 – Parcel 2

**STATE HIGHWAY ADMINISTRATION:** Located at the north side of MD 43 on Necker Avenue, Nottingham, Baltimore County, MD.

**EXPLANATION:** In accordance with Section 8-309(f) (1) (ii) of the Transportation Article of the Annotated Code of Maryland, Board of Public Works approval is requested to dispose of 0.078 ± acres, which is excess to the needs of the Maryland Department of Transportation to the adjoining owner, Mr. Raymond M. Citrano, for a negotiated sale of \$4,300 based on the current market value of \$4,300.

**SPECIAL CONDITIONS:** N/A

**GRANTOR:** State Highway Administration

**GRANTEE:** Mr. Raymond M. Citrano

**CONSIDERATION:** \$4,300

**APPRAISED VALUE:** \$4,757 – Joseph DiPietro, Appraiser  
 \$4,300 – Stephen Muller, Appraiser  
 Reviewed and selected by Ronald Hidey, Review Appraiser

**REMARKS:** The site, located in Baltimore County, was acquired by the State Highway Administration (SHA) in 1993 for the Maryland Route 43, West of US Route 1 to Honeygo Boulevard project. The subject property area of 0.078 acres was broken out from MMC #04-1064, Nottingham - Parcel 1, an extra land parcel of 2.257 acres, due to a discrepancy in the property line with the adjoining property owner. The property line issue was created by an inaccurate property survey. To resolve the issue, the property owner's title company has taken responsibility and is assisting the property owner's request to purchase the area of encroachment. Section 8-309(f) (1) (ii) of the Transportation Article of the Annotated Code of Maryland allows the administration to convey surplus land to an adjacent property owner if the Administration believes that public auction will adversely affect the value or use of the surplus land. In this case, MDOT cannot move forward with sale of the larger piece until the title issue is resolved. The SHA proposes to convey the subject property to the adjoining owner, Mr. Raymond M. Citrano, for \$4,300, which is 100% of the appraised value.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**MAINTENANCE CONTRACT**

**ITEM**            1-M

**DEPARTMENT OF PUBLIC SAFETY AND  
CORRECTIONAL SERVICES**

Western Regional Correctional Complex  
Cumberland, MD

**CONTRACT NO. AND TITLE**

Project No. 001IT819321;  
HVAC Troubleshooting and Emergency  
Call Service  
ADPICS NO: 001B4400381

**CONTRACT DESCRIPTION**

Approval is requested for a contract to provide HVAC Troubleshooting and Emergency Call Service at the Western Correctional Institute, and the North Branch Correctional Institute.

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

Control Systems, Inc., Hagerstown, MD

**AMOUNT**

\$158,544.00 (One bid solicitation)

**AWARD**

Control Systems, Inc.  
Hagerstown, MD

**TERM**

2/1/2014-1/31/2017

**AMOUNT**

\$158,544.00 (3 years)

**MBE PARTICIPATION**

N/A

**PERFORMANCE BOND**

N/A

**HIRING AGREEMENT**

No

**REMARKS**

This solicitation was initially advertised on *eMarylandMarketplace.com* on October 8, 2013 and procured with a 10% MBE goal and a Bid Bond requirement. Three hundred and forty-five (345) potential Bidders were notified. Bids opened on 10/30/13 with “no bids” received. For this reason a follow up survey of potential vendors was conducted and for various reasons the vendors elected not to respond to the solicitation.

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

**MAINTENANCE CONTRACT**

**ITEM**            1-M (Cont.)

The contract was re solicited on *eMarylandMarketplace.com* on November 13, 2013 and notification was expanded to three hundred and ninety-nine (399) potential Bidders for bid opening on December 5, 2013 at 2 p.m.

The day prior to bid opening, December 4, 2013 at 11: 30 a.m., there was no evidence of bids submitted in response to the second solicitation. To prevent a possible second “no bid” response, the PO contacted the incumbent to inquire as to whether Control Systems, Inc. intended to submit a bid. The incumbent advised that he saw the solicitation however, could not obtain a MBE nor would he purchase a Bid Bond.

After discussing the matter with the agency and DGS a decision was made to remove the MBE and Bid Bond requirements as a means to attract Bidders. Therefore the solicitation was amended on December 4, 2013 at 5:18 p.m. to extend the bid opening date to December 16, 2013 with no MBE or Bid Bond requirement. Despite the efforts, one (1) priced bid was received for the bid opening on December 16, 2013.

The current vendor Control Systems, Inc. submitted a single bid in the amount of \$158,544.00 for three (3) years. The current three year contract is for \$158,527.50, \$16.56 above the current price that the PO finds fair and reasonable.

Based on the above, the Procurement Officer recommends the award be made to the single bid received pursuant to COMAR 21.05.02.20 to Control Systems, Inc. for \$158,544.00.

**FUND SOURCES**

DPSCS Operating Funds  
351802 004 14 R4410 8124  
351802 005 14 R5410 8124

**RESIDENT BUSINESS:**

Yes

**TAX COMPLIANCE NO:**

13-3231-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



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

**A/E SERVICE CONTRACT**

**ITEM**            2-AE

**DEPARTMENT OF GENERAL SERVICES**      Statewide

**CONTRACT NO. AND TITLE**                      Project No. DGS-13-020-IQC;  
Professional Services Agreement to Provide  
Engineering Services for Building Systems  
Commissioning for the Department of  
General Services for Multiple Construction  
Projects with Fees Less of \$200,000 or Less  
ADPICS NO. See Below

**DESCRIPTION**                                      Approval is requested for an Indefinite  
Quantity Contract to provide architectural and engineering services to DGS on an as needed  
basis. The proposed agreement will be effective for two (2) years with one (1) two-year renewal  
option. Individual projects awarded under this agreement may not exceed \$200,000.00.  
However, the selected firms may be awarded more than one project. The aggregate fee for the  
total of projects awarded to any firm may not exceed \$500,000.00.

**PROCUREMENT METHOD**                                      Maryland Architectural and Engineering  
Services Act

<b><u>BIDS OR PROPOSALS</u></b>	<b><u>Qualification and Technical Scores</u></b>	<b><u>Project Limit</u></b>	<b><u>Contract Limit</u></b>
McDonough, Bolyard, Peck Inc Columbia, MD	87%	\$200,000.00	\$500,000.00
RMF Engineering - Baltimore, MD	87%	\$200,000.00	\$500,000.00
Kibart Inc.- Towson, MD	86%	\$200,000.00	\$500,000.00
Facility Dynamics Engineering Columbia, MD		N/A	N/A
Gannett Fleming, Inc. Baltimore, MD		N/A	N/A
Heery International, Inc. Baltimore, MD		N/A	N/A

**AWARDS**    McDonough, Bolyard, Peck Inc (MBP)  
Columbia, MD  
RMF Engineering Baltimore, MD  
Kibart Inc. Towson, MD

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

**A/E SERVICE CONTRACT**

<b><u>ITEM</u></b>	2-AE (Cont.)
<b><u>TERM</u></b>	1/24/2014-1/23/2016 (W/1 two-year renewal option)
<b><u>AMOUNT</u></b>	<p>\$1,500,000.00 Est. (2 year base contract 3 Contractors at \$500,000.00 each)</p> <p>\$1,500,000.00 Est. (2 year renewal option 3 Contractors at \$500,000.00 each )</p> <hr/> <p>\$3,000,000.00 Est. Total \$1,000,000.00 Per Firm-4 years</p>

**MBE PARTICIPATION**

See Remarks Below

**REMARKS**

At the October 17, 2013 public meeting of the General Professional Services Selection Board, the Chairman of the Qualification Committee reported that three (3) of the six (6) firms which submitted technical proposals achieved the minimum qualifying score of 85% and were potentially eligible to provide the required services. All six (6) firms that submitted technical proposals were evaluated. The Committee asked the Board to authorize the request of price proposals from the top three (3) scoring firms.

The Request for Technical Proposals issued for this IQC stated a maximum of six (6) qualified firms would be selected for contract award. The price proposal submitted by each firm reflected billing rates for each discipline required for this contract. The billing rates were inclusive of direct salaries, fringe benefits, overhead, profit, materials, and all other costs, direct and indirect.

The fee for each project awarded under the proposed agreement shall be negotiated and the contract will be approved and executed by the State individually. Projects will normally be awarded on a rotating basis beginning with the number one ranked firm. Once the project award process has been initiated with a firm in the normal rotation, the next opportunity for project award will go to the next firm in the rotation unless the unit issuing the assignment finds that: the firm is unable to perform the assignment; the hours or fees proposed by the firm for services needed cannot successfully be negotiated to an amount the State considers fair and reasonable; another firm has special experience or qualifications, including geographic proximity to the site for which services are needed, that make it in the best interest of the State to give the assignment to another firm; or assignment to another firm would tend to balance to a greater extent, among firms on the IQC list, the fees paid or payable for work assignments previously issued.

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

**A/E SERVICE CONTRACT**

**ITEM**            2-AE (Cont.)

At the December 19, 2013 public meeting of the General Professional Services Selection Board, the Chairman of the Negotiation Committee certified to the General Board that the negotiations were conducted in accordance with the regulations governing the Negotiation Committee and that the price proposals were determined to be fair, competitive, and reasonable.

The price proposals and the scope of services represented by the price proposals were reviewed by the General Professional Services Selection Board. The price proposals were 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.

The Negotiation Committee's recommendation was approved by the General Professional Services Selection Board on December 19, 2013 and is recommended to the Board of Public Works for approval.

None of the recommended firms is an MDOT certified MBE firm. A 29% MBE participation goal has been assigned to each of the contracts awarded under this action. Each project/task order to be assigned under the terms of this indefinite delivery contract will be reviewed to determine the MBE participation to be achieved on that project.

**FUND SOURCES**

Various

**RESIDENT BUSINESSES**

Yes for all

**AWARDEE**

**TAX COMPLIANCE**

**ADPICS NOS.**

McDonough, Bolyard, Peck Inc  
 RMF Engineering  
 Kibart, Inc.

13-1748-1111  
 13-1750-0111  
 13-1749-0111

001B4400397  
 001B4400398  
 001B4400399

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**MAINTENANCE CONTRACT**

**ITEM**            3-M

**DEPARTMENT OF NATURAL RESOURCES**    Ocean City Dune  
 Ocean City, MD

**CONTRACT NO. AND TITLE**                      Project No. F-024-140-010  
 Dune Vegetation and Fence Maintenance  
 ADPICS NO.001B4400403

**DESCRIPTION**                                      Approval is requested for a contract to  
 provide all labor, equipment, materials, supplies, supervision, insurance, etc., necessary in  
 performing all operations in connection with removing/replacing dune fencing, repairing dune  
 cross-overs, and re-establishing dune vegetation in the areas specified herein at the Town of  
 Ocean City, MD

**PROCUREMENT METHOD**                      Competitive Sealed Bids

<b><u>BIDS OR PROPOSALS</u></b>	<b><u>AMOUNT</u></b>
Ashton Manor Environmental, LLC Ashton, MD	\$1,448,292.00
Ecological Restoration & Management, Inc. Cockeysville, MD	\$1,637,495.12
Environmental Quality Resources, LLC Arbutus, MD	\$1,844,453.00

**AWARD**    Ashton Manor Environmental, LLC  
 Ashton, MD

**AMOUNT**    \$1,448,292.00

**TERM**    3 years

**MBE PARTICIPATION**                      30% (No Split Goal)

**PERFORMANCE BOND**                      Yes

**HIRING AGREEMENT ELIGIBLE**            No

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

**MAINTENANCE CONTRACT**

**ITEM**            3-M (Cont.)

**REMARKS**

A notice of availability of an Invitation to Bid (ITB) was posted on DGS's website, and *eMaryland Marketplace.com* 1,079 firms were notified of this solicitation on *eMaryland Marketplace.com*. Three (3) bids were received. The contract duration is 3 years. The engineer's estimate is \$1,315,600.00. Sufficient funds are available to proceed with the award. There is a 30% MBE, no split sub goal for this project. Ashton Manor Environmental, LLC has achieved the MBE goal.

The recommended contractor Ashton Manor Environmental, LLC has been found responsive and responsible and has confirmed their bid.

**FUND SOURCE**

\$724,146.00 POS 386 FY 05 Ocean City  
Funds

\$724,146.00 Local Share DNR PCA10553

**RESIDENT BUSINESS**

Yes

**TAX COMPLIANCE NO.**

13-2912-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**MAINTENANCE CONTRACT**

**ITEM**            4-M

**DEPARTMENT OF HUMAN RESOURCES**

Prince George's County Department of  
Social Services and Child Support  
Enforcement (Prince George's County)

**CONTRACT NO. AND TITLE**

Project No. 01IT819361/MDDGS31011544;  
Unarmed and Armed Uniformed Guard  
Services  
ADPICS NO. 001B4400379

**DESCRIPTION**

Approval is requested for a contract to  
provide unarmed and armed uniformed guard services at the Department of Social Services and  
Child Support Enforcement at five (5) different locations in Prince George's County, MD for a  
period of three (3) years.

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

**AMOUNT**

BTI Security Rockville, MD	\$1,529,975.04
Blackout Investigations and Security Services, Inc. Waldorf, MD	\$1,708,053.60
Legal Services Associates, Inc. Baltimore, MD	\$1,887,261.42
Admiral Security Services Baltimore, MD	\$2,129,803.50

**AWARD**

BTI Security  
Rockville, MD

**TERM**

2/1/2014-1/31/2017 (W2-one-year renewal  
options)

**AMOUNT**

\$1,529,975.04 (3 year base contract)  
\$ 509,991.68. (1<sup>st</sup> one-year renewal option)  
\$ 509,991.68. (2<sup>nd</sup> one-year renewal option)  
\$2,549,958.40 (Total 5 years)

**MBE PARTICIPATION**

25%

**HIRING AGREEMENT ELIGIBLE**

Yes

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

**MAINTENANCE CONTRACT**

**ITEM**           4-M (Cont.)

**REMARKS**

This solicitation was advertised with a twenty-five (25) percent Minority Business Enterprise (MBE) goal on *eMaryland Marketplace.com*. Notice of availability was also posted on the DGS website. Eight (8) bids were received for the bid opening on December 6, 2013. Four bids were deemed non-responsive; two (2) bidders did not submit the required bonds and two (2) bids were submitted by one (1) bidder.

The recommended Contractor, has been found responsive and responsible and has confirmed their bid price and is within the agency approved funding

**FUND SOURCE**

N00 14 G0010 0819  
 N00 15 G3010 0819  
 N00 16 G4100 0819  
 N00 17 GF460 0819

**RESIDENT BUSINESS**

Yes

**TAX COMPLIANCE NO.**

13-3133-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**EQUIPMENT CONTRACT**

**ITEM**            5-E

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT NO. AND TITLE**

Project No. 001IT819337;  
 Dump Trucks  
 ADPICS NO. 001P4100043

**DESCRIPTION**

Approval is requested for the purchase of nine (9) Quad Axle Dump Trucks and nine (9) Tri-Axle Dump Trucks for the Maryland State Highway Administration.

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

	<b><u>Quad Axle</u></b>	<b><u>Tri-Axle</u></b>	<b><u>Total Bid</u></b>
Johnson Truck Center, Landover, MD	\$211,330.00	\$203,275.00	\$3,731,445.00
Western Star Trucks, Mardela Springs, MD	\$213,802.00	\$204,807.00	\$3,767,481.00
Beltway International, Baltimore, MD	\$219,983.00	\$212,634.00	\$3,893,553.00

**AWARDS**

Johnson Truck Center,  
 Landover, MD

**AMOUNT**

\$3,731,445.00

**TERM**

N/A – One Time Purchase

**MBE PARTICIPATION**

0%

**REMARKS**

The State Highway Administration requested the purchase of eight (8) separate types of Dump Trucks. DGS advertised this procurement on eMarylandmarketplace (eMM) on October 24, 2013; 52 vendors were solicited. The solicitation had eight (8) line items. Bids for the solicitation closed on November 20, 2013 with six vendors responding on eight (8) different trucks.

Two types of Dump Trucks listed herein exceed the DGS delegated authority. Three bids were received on these trucks. The bid response submitted by Johnson Truck Center has been determined to be responsive and the vendor responsible. Therefore, based on the above, the Procurement Officer recommends award to Johnson Truck Center, in the amount of \$3,731,445.00.



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

**EQUIPMENT CONTRACT**

**ITEM**            5-E (Cont.)

**FUND SOURCE**

01 J02 14 10000 02300 0999

**RESIDENT BUSINESS**

Yes

**TAX COMPLIANCE NO**

13-3055-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**GENERAL MISCELLANEOUS**

**ITEM**            6-GM

**REFERENCE**

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below in the total amount of \$342369.10 (4 items).

A.	Department of Public Safety and Correctional Services	Maryland Correctional Training Center (MCTC) Washington County
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**DESCRIPTION**

Evaluate and design a replacement for the current 8,000 square foot tile floor and cover base in the MCTC facility.

**REMARKS**

For evaluation and design a replacement for the current 8,000 sq ft tile floor and cover base in the MCTC facility. The IQC, DGS-12-004-IQC was developed for DGS to provide Mechanical, Electrical, and Plumbing Engineering Services for multiple projects greater than \$25,000.00 and not greater than \$200,000.00.

**CONTRACT NO. & TITLE**

Project No. KA-611-130-001;  
Remove and Replace Kitchen Floor,  
Maryland Correctional Training Center  
(Washington County)

**PROCUREMENT METHOD**

Maryland Architectural and Engineering  
Services Act

**AWARD**

Min Engineering, Inc.  
Pikesville, MD

**AMOUNT**

\$61,564.80

**FUND SOURCE**

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

B.	Department of Veteran Affairs
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Charlotte Hall Veterans Home

**DESCRIPTION**

This Project is to evaluate and design a replacement to the existing fire alarm system in the Charlotte Hall Veterans Home.



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

**GENERAL MISCELLANEOUS**

**ITEM**            6-GM (Cont.)

**CONTRACT NO. & TITLE**

Project No. BC-751-141-001;  
 Replacement Roof, Maryland Department of  
 General Services, Edward F. Borgerding  
 District Court Building.

**PROCUREMENT METHOD**

Maryland Architectural and Engineering  
 Services Act

**AWARD**

Whitney, Bailey, Cox & Magnani, LLC  
 Baltimore, MD

**AMOUNT**

\$48,004.00

**FUND SOURCE**

MCCBL2012/Item 007 (Provide funds for  
 the State Capital Facilities Renewal  
 Program-Statewide.)

D.      Department of Health and Mental Hygiene    Spring Grove Hospital Center  
    Tawes and White Buildings  
    Catonsville, MD

**DESCRIPTION**

Approval is requested for a contract to  
 provide all labor, materials, equipment, insurance, etc. necessary to replace the emergency  
 generators at Tawes and White Buildings with new sub based tank diesel generators, automatic  
 transfer switches, associated feeders, wiring and circuit breakers.

**REMARKS**

The contract duration is 180 calendar days.  
 The engineer's estimate is \$194,000.00. Sufficient funds are available to proceed with the  
 award. There is a 30% MBE, no split sub goal for this project. P. D. Valle Electric Co., Inc. has  
 achieved the MBE goal as noted. The recommended contractor P. D. Valle Electric Co., Inc. has  
 been found responsive and responsible and has confirmed their bid.

**CONTRACT NO. AND TITLE**

Project No. SG-501-130-001 (SBR)  
 Replacement of Emergency Generators

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

**GENERAL MISCELLANEOUS**

**ITEM**            6-GM (Cont.)

**PROCUREMENT METHOD**

Competitive Sealed Bids  
(Small Business Reserve)

**AWARD**

P. D. Valle Electric Co., Inc.  
Baldwin, MD  
(SBR # SB12-5415)

**AMOUNT**

\$139,640.00

**MBE PARTICIPATION**

30% (No Split)

**FUND SOURCE**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

**GENERAL/MISCELLANEOUS**

**ITEM**            7-GM (Cont.)

**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2007**

**Chapter 488 of the 2007 Laws of Maryland**

UNIVERSITY OF MARYLAND CES

042	Oyster Production Facility	\$ 78,368.42	\$9,200,000.00
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MARYLAND SCHOOL FOR THE DEAF

043	Elementary, Family Ed. & Student Sup. Complex	\$ 22,682.00	\$1,250,000.00
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UNIVERSITY OF BALTIMORE

067	1300 North Charles St.	\$ 40,871.82	\$1,211,000.00
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SALISBURY UNIVERSITY

068	Teacher Education & Tech Complex	\$ 13,542.97	\$9,582,000.00
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	Total MCCBL 2007	\$ 155,465.21	
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**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2008**

**Chapter 336 of the 2008 Laws of Maryland**

BOARD OF PUBLIC WORKS

014	Ethanol Fueling Stations	\$10,028.16	\$621,000.00
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JUDICIARY/MULTISERVICE CENTERS

015	Rockville District Court	\$ 2,185.01	\$47,535,000.00
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UNIVERSITY OF MARYLAND BALTIMORE

037	School of Pharmacy Building	\$ 6,248.05	\$57,250,000.00
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UNIVERSITY OF MARYLAND COLLEGE PARK

038	Tawes Building Conversion	\$ 3,514.97	\$2,450,000.00
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TOWSON UNIVERSITY

044	College of Liberal Arts	\$ 4,306.70	\$9,339,000.00
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COPPIN STATE UNIVERSITY

046	Campus Utilities & Security System	\$14,895.84	\$6,960,000.00
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UNIVERSITY OF MARYLAND CES

050	Oyster Production Facility	\$ 9,331.66	\$1,343,000.00
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	Total MCCBL 2008	\$50,510.39	
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**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL/MISCELLANEOUS**

**ITEM**            7-GM (Cont.)

**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2009**

**Chapter 485 of the 2009 Laws of Maryland**

**DEPARTMENT OF NATURAL RESOURCES**

015	Point Lookout Administration Office	\$ 83,984.39	\$ 1,366,000.00
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**DEPARTMENT OF HEALTH & MENTAL HYGIENE**

021	Forensic Medical Center	\$ 41,736.00	\$ 2,846,000.00
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**DEPARTMENT OF PUBLIC SAFETY**

024	Public Safety Ed. & Training Center	\$ 43,598.21	\$ 1,172,000.00
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**MARYLAND SCHOOL FOR THE DEAF**

028	Cafeteria – Frederick	\$ 75,792.28	\$ 5,284,000.00
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029	Main Parking Lot & Athletic Field – Columbia	\$ 40,742.68	\$ 1,487,000.00
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**COPPIN STATE UNIVERSITY**

059	Data Centers Expansion	\$ .02	\$ 2,371,000.00
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Total MCCBL 2009	\$285,853.58		
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**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010**

**Chapter 483 of the 2010 Laws of Maryland**

**UNIVERSITY OF MARYLAND COLLEGE PARK**

043	MFRI – North East Regional Training Center	\$ 54,852.84	\$ 331,000.00
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Total MCCBL 2010	\$ 54,852.84		
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**Total transfer of spending authority to the  
Construction Contingency Fund**

**\$575,463.96**

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



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

**LANDLORD LEASE**

**ITEM**            8-LL

**DEPARTMENT OF PUBLIC SAFETY AND**      Woodstock, MD  
**CORRECTIONAL SERVICES**                      (Baltimore County)

**Tenant**    Maryland Wing Civil Air Patrol  
     7427 Zachary Ln.  
     Glen Burnie, MD 21061

**Property Location**                              3085 Hernwood Rd.  
     Woodstock, MD 21163

<b><u>Space Type</u></b>	Land & Improvements	<b><u>Lease Type</u></b>	New	<b><u>Space</u></b>
<b><u>Duration</u></b>	10 Years	<b><u>Effective</u></b>	2/1/2014	27.79 Acres and six
<b><u>Annual Rent</u></b>	\$1.00			(6) Buildings

<b><u>Utilities Responsibility</u></b>	Tenant
<b><u>Custodial Responsibility</u></b>	Tenant
<b><u>Previous Board Action(s)</u></b>	04/04/2012 – 5-RP

**Background/History**                              The Civil Air Patrol (CAP) is a United States Air Force Auxiliary paramilitary organization established by the United States Congress to preform non-combat missions assigned to it by the Secretary of the Air Force in defense and support of civil authorities. The Maryland Wing Civil Air Patrol (MWCAP) provides various services to the State of Maryland through 30 subordinate units stationed in three (3) Groups throughout the State such as flying Bay Patrol for the Maryland Emergency Management Agency (MEMA), Bear and Mute Swan missions for the Department of Natural Resources (DNR), post-accident crash site security, disaster assessment and assistance, lost person searches, drug interdiction, aerial photography for multiple State agencies.

The MWCAP current headquarters is located at the Baltimore/Washington Thurgood Marshall International Airport. The Federal Aviation Administration (FAA) has issued a directive that mandates that the land in which the MWCAP has its offices be divested by 2015.

The Board of Public Works is requested to approve a new Lease Agreement for the relocation of the MWCAP to State owned lands in Woodstock, Maryland.

**Special Conditions**

1.        The Tenant accepts the property and improvements in “As Is” condition.

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

**LANDLORD LEASE**

**ITEM**            8-LL (Cont.)

2. Landlord's fee simple interest in the Demised Premises may not be encumbered or subordinated by operation of this Lease or by any action taken by the Tenant.
3. The Tenant shall indemnify and hold harmless the Landlord against and from any and all liability or claim of liability arising out of the use of the Demised Premises.
4. The Tenant shall, at no cost, permit the Maryland Department of State Police to continue the use a portion of the Demised Premises for its canine unit.
5. The Tenant shall not make any alteration, addition or improvement to the Demised Premises without first obtaining the Landlord's written approval. The Lessee shall not make any alteration, addition or improvement to the Demised Premises, to include any demolition or removal of structures, without first obtaining the Lessor's written approval thereto, which shall include the prior written approval by the Maryland Historical Trust.
6. Copies of all necessary permits, licenses and other governmental approvals shall be delivered by Tenant to Landlord prior to the commencement of construction of any improvement including evidence of performance, labor and material bonds in amounts satisfactory to Lessor and Maryland Historical Trust.
7. The Tenant shall at its cost and expense perform all maintenance and repairs to the Demised Premises.
8. The Tenant shall maintain at its expense, throughout the Term, insurance against loss or liability in connection with bodily injury, death, property damage or destruction, occurring within the Demised Premises or arising out of the use thereof by the Tenant or its agents, employees, officers, permitted subtenants, invitees, visitors, and guests, under one or more policies of General Comprehensive Liability insurance having such limits of not less than a minimum coverage of \$1,000,000 combined single limit per occurrence.
9. The lease contains two (2) option renewals for ten (10) years each subject to Board of Public Works approval.

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

**LANDLORD LEASE**

**ITEM**      8-LL (Cont.)

10. The Clearinghouse conducted an intergovernmental review of the project under MD20131106-0798. It is recommended to change the use, and lease +/- 27.74 acres to the Maryland Civil Air Patrol. The Maryland Civil Air Patrol plans to use the real property as a headquarters facility. It is also recommended that prior to any future construction, demolition, and ground disturbing projects that are undertaken by the Maryland Civil Air Patrol there will be consultation with the Maryland Historical Trust in accordance with Section 106 of the National Historic Preservation Act and Sections 5A-325 and 5A-326 of the State Finance and Procurement Article. It is recommended that the Maryland Department of General Services, Public Safety and Correctional Services and State Police explore the feasibility of continuing to reserve +/-0.05 acres for the ongoing functioning of the Maryland Department of State Police special operations canine unit.

**Remarks**

1. The Demised Premises shall be used for the headquarters office and supporting facilities for the Maryland Wing of the Civil Air Patrol, which provides educational and response services, including emergency response services, cadet training, and aerospace education.
2. This location is unoccupied except for the Maryland State Police (MSP) which utilizes approximately one (1) acre of the property for its K9 unit. MWCAP currently have a working relationship with the MSP as a primary responder for search and rescue through the US Air Force Rescue Coordination Center.
3. The Lease contains a termination for convenience clause subject to 120 days prior written notice to the Tenant.
4. The Department of General Services, in conjunction with the Department of Public Safety and Correctional Services, recommends the approval of this item.

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

**TENANT LEASE**

**ITEM**      9-LT (Cont.)

2. The leased space is comprised of an inspection bay capable to hold 2 vehicles and a client waiting area.
3. The lease contains a termination for convenience clause.
4. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland the above space request was advertised in the Daily Record, E-Maryland Marketplace and the DGS website. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**TENANT LEASE**

**ITEM**            10-LT

**DEPARTMENT OF PUBLIC SAFETY AND**      Pretrial Detention and Services  
**CORRECTIONAL SERVICES**                      (Baltimore City)

**Landlord**    Mayor and City Council of Baltimore City  
    200 N. Holliday St., Room 304  
    Baltimore, MD 21202

**Property Location**                              406 E. Eager St. (Warden Street Lot)  
    Baltimore, MD 21202

<b><u>Space Type</u></b>	Surface Parking	<b><u>Lease Type</u></b>	New	<b><u>Number of Spaces</u></b>	103
<b><u>Duration</u></b>	10 Years	<b><u>Effective</u></b>	2/1/2014		
<b><u>Annual Rent</u></b>	\$1.00	<b><u>Rate Per Space Per Month</u></b>	N/A		

<b><u>Utilities Responsibility</u></b>	Tenant
<b><u>Custodial Responsibility</u></b>	Tenant
<b><u>Previous Board Action(s)</u></b>	12/14/94 - Item 14-L
<b><u>Fund Source</u></b>	Special 100%   J02B0101   B0102   OBJ 13 1301

**Background/History**                              These parking spaces have been used by employees of the Department of Public Safety & Correctional Services (DPSCS) since 1994 under a one (1) year agreement which began on 12/15/1994 and expired on 12/14/1995. Thereafter, the lease continued on a month-to-month basis. The rental payment to Baltimore City was based on the rate of \$15.40 per space per month for 103 spaces - \$19,034.40 annually. Over time, the condition of the parking lot has deteriorated. Following a lengthy negotiation, an agreement for the agency to assume responsibility for paving repairs and lighting in lieu of rent was reached.

**Remarks**

1. DPSCS employees park personal vehicles based on a daily, 3-workshift schedule. Vehicles are stacked on the lot during shift change.
2. The lease requires DPSCS to complete the work on the parking lot within the first five (5) years of this lease term. If repairs not be completed, DPSCS will resume payment of parking at a rate of \$15.40/space/month - \$19, 034.40 annually beginning with the 6<sup>th</sup> year of this lease agreement.
3. Estimates for initial repairs are \$38,000. On-going maintenance is estimated to be \$5,000 annually.

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

**TENANT LEASE**

**ITEM**      10-LT (Cont.)

4.      The lease provides for one (1) option to renew the lease agreement for a period of 10 years subject to Board of Public Works approval.
5.      The Baltimore City Board of Estimates approved this lease on 12/11/13.
6.      The lease contains a termination for convenience clause.

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**TENANT LEASE**

**ITEM**            11-LT-OPT

**MARYLAND DEPARTMENT OF**  
**TRANSPORTATION**

Motor Vehicle Administration  
 Glen Burnie, MD  
 Anne Arundel County

**Landlord**

Merritt – 089, LLC  
 2066 Lord Baltimore Dr.  
 Baltimore, MD 21244

**Property Location**

150 Blades Ln  
 Glen Burnie, MD 21060

<b><u>Space Type</u></b>	Office/Warehouse	<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	12,750
<b><u>Duration</u></b>	5 Years	<b><u>Effective</u></b>	2/1/2014		
<b><u>Annual Rent</u></b>	\$96,645.00	<b><u>Square Foot Rate</u></b>	\$7.58		
		<b><u>Prev. Square Foot Rate</u></b>		\$7.16	
		<b><u>Eff. Square Foot Rate</u></b>		\$8.82	
		<b><u>Prev. Eff. Sq. Foot Rate</u></b>		\$8.40	

**Utilities Responsibility**  
**Custodial Responsibility**

Tenant  
 Tenant

**Previous Board Action(s)**

10/01/08 – 14-LT; 07/30/03 – 9-L; 08/05/98 – 52-L;  
 09/27/89 – 21-L

**Fund Source**

Special 100% JO4E0001      Obj. 1301

**Special Condition**

The lease incorporates 5 use in common parking spaces.

**Remarks**

1.      This space has been used since 1989 for warehousing and distribution of forms for the MVA offices.
2.      The lease contains a termination for convenience clause.



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

**TENANT LEASE**

**ITEM**      11-LT-OPT (Cont.)

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            12-CGL

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

*Board of Directors of the Korean War Veterans Association Antietam Chapter #312, Incorporated and the Mayor and City Council of the City of Hagerstown (Washington County)*

*Antietam Chapter #312 Korean War Veterans Monument*

*“For the planning, design, construction, and capital equipping of the Antietam Chapter #312 Korean War Veterans Monument, located in Hagerstown.”*

***\$40,000.00***

*Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012; as amended by Chapter 430, Acts of 2013)*

*DGS Item G090, (SL-041-120-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Korean War Veterans Association Chapter #312, Inc. and the Mayor and City Council of the City of Hagerstown have submitted evidence in the form of canceled checks and invoices that they have \$43,091.80 in eligible expenditures to meet the matching fund requirement.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Korean War Veterans Association Chapter #312, Incorporated and/or the Mayor and City Council of the City of Hagerstown \$3,091.80 for eligible expenditures.

**BACKGROUND**

Total Project	\$ 80,000.00
<b>12-G090 (This Action)</b>	<b>\$ 40,000.00</b>
Local Cost	\$ 40,000.00

**REMARKS**

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

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

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      12-CGL (Cont.)

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            13-CGL

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

*Board of Trustees of the Baltimore Curriculum Project, Inc. (Baltimore City)*  
*Baltimore Curriculum Project*  
*“For the planning, design, construction, and capital equipping of the City Springs School Community Athletic Complex.”*  
**\$55,000.00**  
*Maryland Consolidated Capital Bond Loan of 2013 (LSI - Chapter 424, Acts of 2013)*  
*DGS Item G041 (SL-026-130-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2015 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Baltimore Curriculum Project, Inc. has submitted evidence that it has \$1,471,639.59 in a financial institution to meet the matching fund requirement for this project.

<b><u>BACKGROUND</u></b>	Total Project	\$ 2,080,848.00
	<b>13-G041 (This Action)</b>	<b>\$ 55,000.00</b>
	Local Cost	\$ 2,025,848.00

**REMARKS**

- (1) The grant agreements have been modified to include Baltimore City Board of School Commissioners as “Beneficiary” throughout the document.
- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (4) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            14-CGL

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

*Board of Trustees of the Howard County General Hospital, Inc. (Howard County)  
Howard County General Hospital*

*“To assist in the renovation and expansion of the Psychiatric Unit at the Howard County General Hospital facility in Columbia.”*

***\$707,500.00***

*Maryland Consolidated Capital Bond Loan of 2012 (MHA - Chapter 444, Acts of 2012)  
DGS Item G020  
(SL-048-120-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Howard County General Hospital, Inc. has submitted evidence that it has \$7,772,450.16 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$2,457,424.00
<b>12-G020 (This Action)</b>	<b>\$ 707,500.00</b>
Local Cost	\$1,749,924.00

**REMARKS**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            15-CGL

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

*Board of Directors of the Coastal Conservation Association (Anne Arundel County)*  
*Maryland Artificial Reef Initiative*

*“For the acquisition, planning, design, and construction of artificial reefs, located in the Chesapeake Bay, Coastal Bay, and the Atlantic Ocean.”*

***\$200,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LSI - Chapter 424, Acts of 2013)*  
*DGS Item G033*  
*(SL-025-130-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2015 and the Board of Public Works to certify a matching fund. The Board of Directors of the Coastal Conservation Association has submitted evidence that it has \$538,887.50 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$ 400,000.00
<b>13-G033 (This Action)</b>	<b>\$ 200,000.00</b>
Local Cost	\$ 200,000.00

**REMARKS**

- (1) The grant agreements have been modified to include the Maryland Department of Natural Resources as “Beneficiary” throughout the document.
- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      15-CGL (Cont.)

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            16-CGL

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

*Board of Directors of The Baltimore Children's Museum, Inc. (Baltimore City)*

*Port Discovery*

*“For the planning, design, construction, repair, renovation, and capital equipping of the Port Discovery Children's Museum, located in Baltimore City.”*

***\$150,000.00***

*Maryland Consolidated Capital Bond Loan of 2012 (LHI - Chapter 444, Acts of 2012; as amended by Chapter 430, Acts of 2013)*

*DGS Item G098, (SL-041-050-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of The Baltimore Children's Museum, Inc. has submitted evidence that it has \$345,793.44 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$4,128,000.00
<b>12-G098 (This Action)</b>	\$ 150,000.00
13-035 (Prior Action)	\$1,028,000.00 (non-match)
10-G158 (Prior Action)	\$ 75,000.00
10-G110 (Prior Action)	\$ 25,000.00
09-G086 (Prior Action)	\$ 225,000.00
09-G039 (Prior Action)	\$ 100,000.00
08-G123 (Prior Action)	\$ 200,000.00
07-G099 (Prior Action)	\$ 125,000.00
06-G115 (Prior Action)	\$ 300,000.00
05-G115 (Prior Action)	\$ 250,000.00
05-G116 (Prior Action)	\$ 100,000 .00
Local Cost	\$1,550,000.00

(Prior Actions: 10/16/13 Agenda, Item 19-CGL; 09/21/11 Agenda, Item 25-CGL, 02/23/11 Agenda, Item 16-CGL; 05/06/09 Agenda, Item 31-CGL; 08/20/2008 Agenda, Item 27-CGL; 02/27/08 Agenda, Item 14-CGL; 11/28/07 Agenda, Item 22-CGL; 06/17/09 Agenda, Item 24-CGL; and 08/11/10 Agenda, Item 33-CGL)



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

**CAPITAL GRANTS AND LOANS**

**ITEM**            16-CGL (Cont.)

**REMARKS**

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            17-CGL

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

*Board of Trustees of the Wye River Upper School, Inc. (Queen Anne's County)*

*Wye River Upper School*

*"For the construction, repair, renovation, capital equipping, and reconstruction of the Maryland National Guard Armory into the Wye River Upper School."*

***\$200,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LHI - Chapter 424, Acts of 2013)*

*DGS Item G035*

*(SL-023-130-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2015 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Wye River Upper School, Inc. has submitted evidence that it has \$650,781.81 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$ 5,500,700.00
<b>13-G035 (This Action)</b>	<b>\$ 200,000.00</b>
Local Cost	\$ 5,300,700.00

**REMARKS**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            18-CGL

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

*Board of Directors of the National Center on Institutions and Alternatives, Inc.  
(Baltimore County)*

*Youth in Transition School*

*“For the planning, design, construction, and capital equipping of the Youth in Transition School.”*

***\$50,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LSI - Chapter 424, Acts of 2013)  
DGS Item G065*

***\$150,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LHI - Chapter 424, Acts of 2013)  
DGS Item G127  
(SL-027-130-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2015 and the Board of Public Works to certify a matching fund. The Board of Directors of the National Center on Institutions and Alternatives, Inc. has submitted evidence that it has \$1,135,768.77 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$ 2,185,000.00
<b>13-G065 (This Action)</b>	<b>\$ 50,000.00</b>
<b>13-G127 (This Action)</b>	<b>\$ 150,000.00</b>
Local Cost	\$ 1,985,000.00

**REMARKS**

(1) The grant agreements have been modified to include LJ Asset Management, LLC and 7130 Rutherford Road, LLC as “Beneficiaries” throughout the document.

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

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

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      18-CGL (Cont.)

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

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

**CAPITAL GRANTS AND LOANS**

**ITEM**            19-CGL (Cont.)

**FUND SOURCE**                            Eligible project costs include \$210,776.00 for acquisition plus \$820.00 for appraisals for a total of \$211,596.00.

\$ 52,899.00 (25%) Cornerstone Montgomery,  
Montgomery Co. Housing/Community Affairs  
\$158,697.00 (75%) State Grant MCCBL 2010

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            20-CGL

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

**NAME OF GRANTEE/BORROWER**

Way Station, Inc.  
 230 W. Patrick St.  
 Frederick, MD 21705-3826

**PROJECT NO. AND TITLE**

Project No. MHA-CB-26201-02;  
 Renovation of: 205 S. Jefferson St.  
 Frederick, MD 21701

**DESCRIPTION**

Approval is requested for a grant of \$69,450.00 to assist Way Station, Inc. in the cost of the renovation of a single garden style apartment building housing (7) two-bedroom units. The renovated building will provide housing for fourteen (14) individuals with severe mental illness and co-occurring developmental disabilities.

**PROCUREMENT METHOD**

US-HUD Approved Bid

**AWARD**

Buchey Builders, Inc.,  
 Frederick, MD

**AMOUNT**

\$437,781.00

**PRIOR ACTION**

12/ 21/2011 DGS Agenda, Item 16-CGL  
 The State granted Way Station, Inc. \$521,550.00 from the 2009 MCCBL, Community Health Facilities Fund for the acquisition of the apartment building located at 205 South Jefferson Street, Frederick, MD.

**REMARKS**

1.        Grantee is a nonprofit organization.
2.        The renovation will provide housing for fourteen (14) mentally ill individuals.
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.

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            20-CGL (Cont.)

**FUND SOURCES**

The total project cost of \$437,781.00 is eligible for State grant participation and allowed at 15.9% or \$69,450.00 as follows:

\$368,331.00 (84.1%) – Way Station, Inc.

US-HUD

\$ 69,450.00 (15.9%) – State MCCBL 2010  
Community Health Facilities Fund

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

**CAPITAL GRANTS AND LOANS**

**ITEM**            21-CGL

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

*Board of Trustees of Maryland Institute College of Art (Baltimore City)*

*Maryland Institute College of Art - Academic and Fox Buildings*

*“For the planning, design, construction, renovation, and capital equipping of the New Academic Building and Fox Building located at the Maryland Institute College of Art campus.”*

***\$4,000,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (MICUA - Chapter 424, Acts of 2013), DGS Item G010, (SL-028-130-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2015 and the Board of Public Works to certify a matching fund. The Board of Trustees of Maryland Institute College of Art has submitted evidence that it has \$6,903,882.45 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$9,100,000.00
<b>13-G010 (This Action)</b>	\$4,000,000.00
Local Cost	\$5,100,000.00

**REMARKS**

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The 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**            22-CGL (Cont.)

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

**FUND SOURCES**

The total project cost of \$336,200.00 is eligible for State grant participation at \$317,400.00 with the State share of 44.04% or \$139,792.00. Funding is as follows:

\$196,408 (55.96%) – Key Point Health Services, Inc.  
 Bank Loan from BB&T  
 \$139,792 (44.04%) – State Grant  
 MCCBL 2010, (Community Health Facilities Fund)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**GENERAL MISCELLANEOUS**

**ITEM**            23-GM

**REFERENCE**

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below in the total amount of \$109,936.50 (4 items).

A.        Department of Public Safety and                      Jessup Correctional Institute  
              Correctional Services

**DESCRIPTION**

This project provides design, bidding, and construction administration services for the replacement of the dishwasher and dishwasher system at the MBP Kitchen.

**REMARKS**

An approved list of consultants was developed for DGS to provide mechanical/electrical/plumbing services for construction projects through the State=s Small Business Reserve program. Under this process individual contract awards may not exceed \$25,000.00. Selected firms may be awarded more than one contract in rotation basis.

**CONTRACT NO. & TITLE**

Project No. Project No. KJ-543-140-001  
 (SBR) Replace Dishwasher in MBP Kitchen  
 Jessup Correctional Institute

**PROCUREMENT METHOD**

Maryland Architectural and Engineering  
 Services Act

**AWARD**

Min Engineering, Inc.  
 Pikesville, MD  
 (SBR # SB11-4722)

**AMOUNT**

\$16,907.50

**FUND SOURCE**

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



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

**GENERAL MISCELLANEOUS**

**ITEM**            23-GM (Cont.)

**REMARKS**

An approved list of consultants was developed for DGS to provide architectural services for construction projects through the State=s Small Business Reserve program. Under this process individual contract awards may not exceed \$25,000.00. Selected firms may be awarded more than one contract in rotation basis.

**CONTRACT NO. & TITLE**

Project No. MA-000-140-001 (SBR)  
Upgrade Exterior Lighting at the Thomas B. Finan Center

**PROCUREMENT METHOD**

Maryland Architectural and Engineering Services Act

**AWARD**

National Consulting Engineers  
Silver Spring, MD  
(SBR# SB12-5213)

**AMOUNT**

\$25,000.00

**FUND SOURCE**

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

D.        Department of Health and Mental Hygiene    Clifton T. Perkins Hospital Center  
   Jessup, MD.

**DESCRIPTION**

This project consists of the design of the replacement or repair of three (3) HVAC units, and modifications to associated piping, ductwork, accessories, and controls at the Clifton T. Perkins Hospital Center.

**REMARKS**

This project is being awarded through Indefinite Quantity Contract (IQC) DGS-12-004-IQC which was developed for DGS to provide mechanical, electrical, and plumbing engineering services for multiple construction projects with fees greater than \$25,000.00, but less than \$200,000.00. Under this agreement individual contract awards may not exceed \$200,000.00. Selected firms may be awarded more than one contract; however, the total amount for contracts awarded to any one firm may not exceed \$500,000.00. The expiration date of this contract (DGS-12-004-IQC) is July 2, 2015.

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

**GENERAL MISCELLANEOUS**

**ITEM**            23-GM (Cont.)

**CONTRACT NO. & TITLE**

Project No. MS-531-140-001;  
Replace Air Handling Units

**PROCUREMENT METHOD**

IQC (mechanical engineering)

**AWARD**

M S Engineers, Inc.  
Columbia, MD

**AMOUNT**

\$49,864.00

**FUND SOURCE**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**GENERAL MISCELLANEOUS**

**ITEM**            24-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 \$27,700.00 (1 item).

Department of Natural Resources

The fund sources for this particular item will be designated as :  
MCCBL 2013/Item 015 (Provide funds to construct capital improvements such as planned Maintenance and repair projects at public use facilities on State-Owned property)

Fair Hill Natural Resources Management Area  
Elkton, MD (Cecil County)

**DESCRIPTION**

Approval to strip existing turf (approx 2400 sf) from 2 race courses and store for reinstallation.

**REMARKS**

The detail of the work include; remove 2 existing 14" metal/concrete drain pipes approx 540 lf, 1 grate and associated endwall material. Install 3 new SHA "C" type endwalls, in stall polyethylene culvert pipes, approx 275 lf., new 15" polyethylene culver pipes (approx 250 lf) w/3 new SHA standard metal end sections on existing road in areas of new pipe. Seed, mulch and fertilize.

**CONTRACT NO. & TITLE**

Project No. P-043-140-010;  
Replace Race Track Drain Tiles

**PROCUREMENT METHOD**

Small Procurement

**AWARD**

Civil Utility Construction Co. Inc.  
Aberdeen, MD

**AMOUNT**

\$27,700.00



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

**GENERAL MISCELLANEOUS**

**ITEM**            24-GM (Cont.)

**FUND SOURCE**

MCCBL 2013 Item 015

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**TENANT LEASE**

**ITEM**            25-LT

**DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**

Parole and Probation  
Office of Criminal Supervision  
Drinking Driving Monitoring Program  
Chestertown, MD (Kent County)

**Landlord/Owner**

KRM Development  
115 Lynchburg St.  
Chestertown, MD 21620

**Property Location**

131 Dixon Dr.  
Chestertown, MD 21620

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	New	<b><u>Square Feet</u></b>	3,948
<b><u>Duration</u></b>	10 Years	<b><u>Effective</u></b>	4/1/2014		
<b><u>Annual Rent</u></b>	\$42,441.00 (yrs. 1-5)	<b><u>Square Foot Rate</u></b>	\$10.75 (yrs. 1-5)	\$11.25 (yrs. 6-10)	
	\$44,415.00 (yrs. 6-10)	<b><u>Prev. Square Foot Rate</u></b>	\$ 9.75		
		<b><u>Eff. Square Foot Rate</u></b>	\$14.75		
		<b><u>Prev. Eff. Sq. Foot Rate</u></b>	\$13.75		

**Utilities Responsibility**  
**Custodial Responsibility**

Tenant  
Tenant

**Previous Board Action(s)**

12/2/2009 – 10-LT; 11/17/2004 – 11-L;  
12/1/1999 – 30-L; 6/1/1994 – 22-L

**Fund Sources**

\$36,923.67	Criminal Supervision 100% General
	35.03.02 32110 ABOJ 1310
\$ 5,517.33	DDMP 100% General 35.03.02
	32213 ABOJ 1310
<u>\$42,441.00</u>	Total

**Special Conditions**

4. The lease incorporates 12 use in common parking spaces.
5. The Landlord is providing a turnkey build out, including the expansion space as well as optimizing the existing space configuration.

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

**TENANT LEASE**

**ITEM**        25-LT (Cont.)

**Remarks**

1.        This space has been used since 1984 as administrative and client contact offices for the Division of Parole and Probation Office of Criminal Supervision (DPP) and the Drinking Driving Monitor Program (DDMP). The unit is responsible for monitoring and supervising the activities of those persons under the court's supervision residing in the community. The expansion space is required to provide adequate client waiting, KIOSK check-in interview rooms and a conference room for regional meetings.
  
2.        The lease contains a termination for convenience clause.
  
3.        This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**TENANT LEASE**

**ITEM**            26-LT-OPT

**DEPARTMENT OF ASSESSMENTS AND TAXATION**

Westminster, MD  
(Carroll County)

**Landlord**

Mayor and City Council, City of Westminster  
P.O. Box 010 – City Hall  
Westminster, MD 21157

**Property Location**

Longwell Municipal Parking Lot  
Westminster, MD 21157

**Space Type**    Surface Parking

**Duration**       2 Years

**Annual Rent**   \$2,400.00

**Lease Type**    Renewal

**Effective**       2/10/2014

**Rate Per Space Per Month**   \$20.00

**Number of Spaces**   10

**Utilities Responsibility**

Landlord

**Custodial Responsibility**

Landlord

**Previous Board Action(s)**

11/220/11-Item 8-LT; 6/19/1996-Item 42-L; 2/8/1989-10-L

**Fund Source**

General 50%    Special 50% PCA 2560

**Remarks**

1.     These spaces have been used by employees of the Maryland Department of Assessments and Taxation located at 15 E. Main Street, Westminster, since 1988.
2.     The lease agreement has been amended to provide for an additional 2 year option term subject to Board of Public Works approval.
3.     The lease contains a termination for convenience clause.
4.     The number of spaces is in compliance with the 1:2 parking ratio established for this area.

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            27-CGL

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

<b><u>NAME OF GRANTEE/BORROWER</u></b>	Housing Opportunities Commission of Montgomery County 10400 Detrick Ave. Kensington, MD 20895
<b><u>PROJECT NO. AND TITLE</u></b>	Project No. DDA-CB-26702-03 acquisition:, 10 Horizon Court Derwood, MD 20855 (Montgomery County)

<b><u>DESCRIPTION</u></b>	Approval is requested for a grant of \$315,525.00 for the acquisition of a two-bedroom house located at 10 Horizon Court, Derwood, MD 20855.
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Contract of Sale	\$420,000.00*
Eric Moholt, Gaithersburg, Maryland	\$420,000.00
H. Virginia Timian, Laurel, Maryland	\$425,000.00
DGS accepted appraisal	\$425,000.00

\*Grant participation is limited to the lesser of the DGS approved fair market value based on a review of the appraisals or the contract price.

**REMARKS**

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

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            27-CGL (Cont.)

**FUND SOURCES**

Eligible project costs are \$420,700.00. This includes \$420,000.00 for acquisition and \$700.00 for appraisals.

\$105,175.00 (25%) Housing Opportunities  
Commission of  
Montgomery County  
Montgomery County  
Appropriation  
\$315,525.00 (75%) MCCBL 2010  
Community Health  
Facilities Fund

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**