

BOARD OF PUBLIC WORKS
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MARCH 4, 2015

LOCATION: 80 CALVERT STREET, ASSEMBLY ROOM
ANNAPOLIS, MARYLAND 21401

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

*Norman Astle (410)841-864
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1. DEPARTMENT OF AGRICULTURE
Maryland Agricultural Cost-Share Program Grant Requests

Recommendation: That the Board of Public Works approves funding a total of 23 individual grants under the Maryland Agricultural Cost-Share Program. Total submission amount: \$464,600.

Agreement	Recipient	County	Amount \$
AT-2015-2681	Highview Farms Properties, LLC	Harford	41,000
AT-2015-2716	William R. Tharpe	Harford	4,700
AT-2015-2736	George B. Beavan	St. Mary's	4,600
AT-2015-2738	Walter F. Russell, Jr	St. Mary's	5,300
AT-2015-2739	Walter F. Russell, Jr	St. Mary's	2,600
CR-2015-2704-B	Mary Lou Brown	Dorchester	14,000
CR-2015-2717	David L. Bramble	Queen Anne's	16,000
CR-2015-2718	David L. Bramble	Queen Anne's	10,800
MP-2015-2705	John T. Mayer	Frederick	14,800
MP-2015-2706-C	John T. Mayer	Frederick	26,300
MP-2015-2719	Potomac View Farm, LLC	Frederick	15,700
MP-2015-2720	Potomac View Farm, LLC	Frederick	50,000
MP-2015-2721	Potomac View Farm, LLC	Frederick	11,700
MP-2015-2722	Potomac View Farm, LLC	Frederick	7,200
MP-2015-2723	Potomac View Farm, LLC	Frederick	4,500
MP-2015-2724	Potomac View Farm, LLC	Frederick	8,800
MP-2015-2725	Potomac View Farm, LLC	Frederick	12,400
MP-2015-2726	Potomac View Farm, LLC	Frederick	9,400
MP-2015-2727	Potomac View Farm, LLC	Frederick	8,500
MP-2015-2728	Potomac View Farm, LLC	Frederick	8,000
PR-2015-2708-B	Minh Vinh	Somerset	163,200
RS-2015-2612	Robert M. Hilton	Montgomery	12,900
RS-2015-2737	Ronald L. Leister	Carroll	12,200

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

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

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

Authority: "Cost-Sharing-Water Pollution Control," §§ 8-701 to 8-705, Agriculture Article, Annotated Code of Maryland; COMAR 15.01.05

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

*Norman Astle (410)841-864
norman.astle@maryland.gov*

2. DEPARTMENT OF AGRICULTURE

Maryland Agricultural Cost-Share Program Additional Funding Requests

Recommendation: That the Board of Public Works approve *additional* funding of two individual grants under the Maryland Agricultural Cost-Share Program. Total submission amount: \$377.50.

Agreement	Recipient	County	Amount \$
MP-2014-3108	Randy D. Sowers	Frederick	195.87
MP-2014-3110	Randy D. Sowers	Frederick	181.63

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

Authority: "Cost-Sharing-Water Pollution Control," §§ 8-701 to 8-705, Agriculture Article, Annotated Code of Maryland; 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 project completion. These additional costs are a result of design changes required based on site conditions encountered during construction, design changes to improve project effectiveness, or because the level of co-cost share funding originally anticipated was not available when the project was completed.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

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

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

Submission of the Procurement Agency Activity Reports by:

Budget & Management	Dec 2014
General Services	Aug 2014
Public Safety & Correctional Svs	Jan 2015
State Treasurer's Office	4 th Quarter, 2014

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

REVISED

*Contact: Bill Morgante, 410-260-7791
Bill.morgante@maryland.gov*

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

Recommendation: Approval is requested of the following applications for wetlands licenses for projects involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works Wetlands Administrator recommends that the Board grant licenses as indicated. The Department of the Environment concurs with this recommendation.

Authority: Section 16-202, Environment Article, Annotated Code of Maryland: “The Board shall decide if issuance of the [tidal wetlands] license is in the best interest of the State, taking into account the varying ecological, economic, developmental, recreational, and aesthetic values [the] application presents.” See also COMAR 23.02.04.

ANNE ARUNDEL COUNTY

14-0876 *WATERGATE HARBOR IMPROVEMENT ASSOC.* – To maintenance dredge an interior and exterior main channel and reconstruct a timber groin/breakwater.
Annapolis, South River and Watergate Harbor
Special conditions: Dredging and time-of-year restrictions.

...

CALVERT COUNTY

14-0879 *CHESAPEAKE BAY OYSTER CULTIVATION SOCIETY* – To emplace oyster reef balls on Old Rock Reef to encourage habitat.
North Beach, Chesapeake Bay
No special conditions.

QUEEN ANNE’S COUNTY

13-0117 *CHESTER HARBOR PROPERTY OWNERS ASSOC.* – To construct stone, sand containment groins and fill, grade, and plant marsh vegetation along an eroding shoreline.
Chestertown, Rosin Creek
Special conditions: Marsh establishment restrictions.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

*Contacts: Elaine Cornick 410-514-7449 elaine.cornick@maryland.gov
Brien O'Toole 410-514-7537 brien.otoole@maryland.gov
Jean Peterson 410-514-7358 jean.peterson@maryland.gov*

5. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Recommendation: That the Board of Public Works approve lending general obligation bond proceeds for this project.

Borrower: Booth Street Phase I, LLC

Project: Booth Street Apartments Phase I
901-921 Booth Street, Salisbury, Wicomico County, 21801

Authority: §§ 4-120 through 4-1209 *et seq.*, Housing and Community Dev't Article, Annotated Code of Maryland; COMAR 05.05.05

DHCD's *Partnership Rental Housing Program* finances rental housing that will be occupied by individuals with incomes of 50% and below of the Statewide Median Income.

Loan Amount: \$825,000

Fund Source: MCCBL 2013 Partnership Rental Housing Program

Collateral: Deed of Trust

Description: The project will rehabilitate a 50-unit public housing development into 84 residential units in nine, three-story wood-frame buildings and renovate a 4,397 square foot community building. Pennrose Properties, LLC and the Wicomico County Housing Authority are the project developers.

Booth Street Apartments Phase I will offer an affordable mix of 22 one-bedroom, 46 two-bedroom, and 16 three-bedroom units:

- Fifty units will be set-aside at or below 30% of area median income and operate under the Rental Assistance Demonstration Program with HUD.
 - Eleven of the 50 units, set-aside at or below 30% of area median income, will be designated as Partnership Rental Housing Program-funded units. Rents for the PRHP units cannot exceed 50% of the Statewide limits.
- The remaining 34 units will serve incomes at or below 60% of area median income.

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

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

Description: (cont'd)

Project Funding Sources	Amount
Private Loan – JPMorgan Chase	\$1,200,000
CDA – RHP	2,000,000
CDA – PRHP (this Item)	825,000
Tax Credit Equity	12,913,978
Deferred Developer Fee	13,496
Total	\$16,952,474

The Maryland Department of Planning approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy (Project # SP 20140414-5744 April 29, 2014).

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

*Contacts: Jean Peterson (410) 514-7358 jean.peterson@maryland.gov
Allen Cartwright (410) 514-7338 allen.cartwright@maryland.gov*

6. 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 selling their property in lieu of foreclosure to pay off the first mortgage owed to DHCD, and the borrowers have requested a release of the deed of trust securing the second mortgage on the basis of a hardship (e.g., loss of income due to unemployment or illness). Borrowers will sign a promissory note in the amount of the outstanding principal of the second mortgage.

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

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

A. Nadiyah Ali
2818 Miles Avenue, Baltimore, 21211, Baltimore City
Original Loan and Current Balance: \$3,500

B. Irwin David
9109 Lamaze Road, Parkville, 21234, Baltimore County
Original Loan and Current Balance: \$5,000

C. Jerry Montgomery
4725 King John Way, #171, Upper Marlboro, 20772, Prince George's County
Original Loan and Current Balance: \$5,000

D. Timothy Ruley and Robert Bearman
2909 Church Road, Baltimore, 21234, Baltimore County
Original Loan and Current Balance: \$5,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

*Contact: Lois Whitaker 443-885-3074
lois.whitaker@morgan.edu*

7. MORGAN STATE UNIVERSITY

*Design Services for Behavioral and Social Sciences Center
Contract Modification*

Contract ID: Architectural and Engineering Design Services
Project No. DCM-BSSC-13-1AE

Firm: HOK
Washington, DC 20007

Contract Description: Design Behavioral and Social Sciences Center at Northwood Shopping Center site.

Modification Description: Add construction administrative services.

Original Contract Approval: Secretary's Agenda Item 14 (June 12, 2013)

Modification Term: 1,585 calendar days from Notice to Proceed.

Contract Amount: \$3,964,808 (design only)

This Modification Amount: \$1,126,512

Change Orders to Date: \$30,676

Revised Total Contract Amount: \$5,121,996

MBE Goal: 30%

MBE Compliance: 34.39%

Performance Bond: Not required.

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

7. **MORGAN STATE UNIVERSITY** (cont'd)
*Design Services for Behavioral and Social Sciences Center
Contract Modification*

Fund Source: \$1,126,512.03

MCCBL 2012: *Provide funds to complete design of the New Jenkins Behavioral and Social Sciences Center.* Item 086

MCCBL 2013: *Provide funds to complete design of the New Jenkins Behavioral and Social Sciences Center.* Item 109

MCCBL 2014: *Provide funds to design and construct a new building to house the behavioral and social sciences programs on the West Campus, 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 110 NOTE: The 2014 General Assembly pre-authorized \$32,250,000 in FY 2016 and \$25,550,000 in FY 2017 for this project.

Remarks: Based on available funding, the University originally awarded only the design portion of the contract. This proposed modification adds the balance of the scope of work for the project (Construction Administration and Post Construction Phases). The amount of the initial award was \$3,964,808, with the full amount to be \$5,121,996.

The Morgan State University Department of Design and Construction Management will manage the contractor's work with procurement support provided by the University's Department of Procurement. This procurement was conducted pursuant to the Morgan State University Policies and Procedures Manual.

MD Tax Clearance: 15-0303-0011

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

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

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

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

Grantee: The Church of St. Katherine of Alexandria
2001 Division Street, Baltimore City 21217

Description: Project work includes: structural repairs, shoring, masonry repairs, repairs to window lintels. [Total project costs \$104,000 estimated.]

Amount: \$92,000

Fund Source MCCBL of 2014: *Maryland Historical Trust Appropriation #14060*

Remarks: Built in 1882 by Charles Cassell as St. George's Episcopal Church, this Gothic Revival church captures the country feel of the neighborhood in the 1880s. Organized in 1891 by black parishioners as a mission of Mount Cavalry Church, St. Katherine's parish moved into the building in 1911. Thurgood Marshall and the Mitchell family have links to St. Katherine's. The building will continue to be used as a church.

The Maryland Historical Trust holds an easement on the property.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

*Contact: David Bezanson 410.339.5068
dbezanson@dpscs.state.md.us*

**9. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
*Maryland Correctional Training Center, Hagerstown***

Contract ID: Construction Inspection and Testing Services for
Windows and Heating System Upgrade for Housing Units No. 5 and 6
KA-000-150-I01, ADPICS No.: 603B5400002

Description: Construction inspection and testing services for quality assurance during upgrade of windows and heating system for Housing Units. No. 5 and 6 at Maryland Correctional Training Center.

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

Bids: Potowmac Engineers, Inc. \$754,589

Award: Potowmac Engineers, Inc., Capitol Heights

Amount: \$754,589 (Not to Exceed)

Government Estimate: \$800,000

Performance Bond: Not Required

Performance Period: 690 Calendar Days

Term: March 5, 2015 – January 27, 2017

Fund Source: MCCBL of 2014: *Provide funds to replace the windows and heating systems at six housing units at MCTC* (Item 066)

MBE Participation: 100% (Contractor is MBE)

Remarks: The solicitation was announced in *e-Maryland Marketplace*. Potowmac Engineers was the only firm to submit an acceptable bid. The price is fair and reasonable. Potowmac Engineers is an MBE prime contractor who is committed to 7.08% MBE subcontract goal.

Tax Compliance: 15-0234-1111

Resident Business: Yes

This Item was previously withdrawn at the 2/18/15 meeting as Secretary Item 11.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

* Approved 2-to-1; Comptroller voted no.

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 4, 2015**

REVISED

*Contact: Bernadette Benik (410-260-7390)
bbenik@treasurer.state.md.us*

10. BONDS

Submission of a recommendation by the State Treasurer for the adoption of the attached resolutions concerning the sale of up to \$883,360,000[†] State of Maryland General Obligation Bonds, to be known as the State and Local Facilities Loan of 2015, First Series, consisting of:

- First Series A - \$518,000,000¹ Tax-Exempt Bonds (Competitive)
 - First Series B - \$365,360,000^{‡2} Tax-Exempt Refunding Bonds (Competitive) dated as of their date of delivery, expected to be March 17, 2015 (collectively, the "Bonds").
- Ratifying and approving:
 - (i) The Preliminary Official Statement dated February 20, 2015;
 - (ii) The Summary Notice of Sale for the First Series A Bonds and the First Series B Bonds published in *The Bond Buyer* on February 20, 2015; and
 - (iii) The resolutions authorizing the Bond Sale adopted on January 28, 2015.
 - Accepting electronically transmitted bids for the purchase of the First Series A Bonds and the First Series B Bonds.
 - Determining the successful bidders and awarding sale of the First Series A Bonds and the First Series B Bonds to the winning bidders.
 - Ordering the sale and issuance of the First Series A Bonds and the First Series B Bonds at the rates set forth in the successful bids.
 - Authorizing and approving the issuance of the final Official Statement.

[‡]Following the sale, the maturities and amounts of the First Series B Bonds were adjusted, as permitted by the Revised Official Notice of Sale and the Resolutions of the Board, to account for the premium bid for the First Series B Bonds and the savings achieved by the Treasurer's solicitation of bids for Open Market Securities to fund the Refunding Escrow Account. These adjustments resulted in a revised total of \$365,360,000 for the First Series B Bonds and a revised aggregate total of \$883,360,000 for the 2015 First Series Bonds.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

¹First Series A – Tax-exempt Bonds (competitive) **Bank of America Merrill Lynch**

²First Series B – Tax-exempt Refunding Bonds (competitive) **Citigroup Global Markets Inc.**

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
March 4, 2015**

*Contact: Jane Bailey 410-767-430
Jane.Bailey@maryland.gov*

**A1. DEPTMENT OF GENERAL SERVICES for
DEPARTMENT OF JUVENILE SERVICES**

Contract Title: Emergency Dam Repair
Cheltenham Youth Facility
ADPICS No.: 001B5400251, Project: DC-000-150-003

Contract Type: Maintenance

Description: Stabilize dam breach at Cheltenham Youth Facility

Procurement Method: Emergency

Date Emergency Declared: August 21, 2014

Award: Brawner Builders, Inc., Hunt Valley

Amount: \$99,887

Award Date: September 15, 2014

Term: 30 Calendar Days

MBE Participation: 0%

Fund Source: V00.D0201.1222.0812
Using Agency Funds

Remarks:

Nature of Emergency: During heavy rain on August 10, 2014, a berm breached, flooding Surratts Road which is adjacent to the Cheltenham facility. Prince George's County responded by digging a temporary drainage ditch to divert water from the road and making temporary repairs to the road asphalt.

The Department of Juvenile Services declared the berm breach an emergency and then collaborated with the Department of General Services and the Maryland Department of the Environment (Dam Safety Program) to arrive at the best solution: (1) channel a 24-inch drain pipe with stone encasement through the berm wall into the pond at an elevation to prevent overflow, and (2) stabilize the temporary drainage ditch with a stone liner to prevent erosion.

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
March 4, 2015**

**A1. DEPARTMENT OF GENERAL SERVICES FOR
DEPARTMENT OF JUVENILE SERVICES (cont'd)**

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

Nature of Emergency: (cont'd) Because MDE had cited the pond as being in poor condition in 2012, DJS requested that DGS procure engineering services to design a permanent reconstruction of the pond and its dam. Bid documents for that permanent design are expected in August 2015.

Because of the breach and continuing threat to Surratt Road, an emergency was declared to immediately install temporary stabilization and drainage measures until the permanent reconstruction project has been completed.

Basis for Selection: DGS contacted Brawner Builders, Inc. with whom they had worked successfully on other construction projects. Brawner has proven to be a reliable contractor and to possess sufficient personnel and equipment to complete work in a timely manner. Brawner immediately installed a pump-down operation while preparing a cost proposal for the stabilization and drainage work. DGS determined the price proposal was acceptable. Construction was complete on the Cheltenham Dam on October 23, 2014.

Reason for Late Report: While the County worked to open Surratts Road, DGS responded by contracting with Brawner Construction to facilitate a permanent solution. Paper work was not submitted after completion of construction.

Tax Compliance No.: 14-2937-1111

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
March 4, 2015

*Contact: Emily Wilson (410)260-8436
emilyh.wilson@maryland.gov*

1A. PROGRAM OPEN SPACE LOCAL SHARE
Queen Anne's County

Recommendation: Approval to commit \$591,323 for the following **development** project.

Davidson Park – Multipurpose Fields - \$591,323
Queen Anne's County, POS #6322-17-160, MD20150126-0048

Background: Develop ten multipurpose fields, parking, and associated park amenities to establish 95-acre Davidson Park in Stevensville. This project will help address the need for multi-purpose fields in Queen Anne's County.

Fund Source:

MCCBL of 2010, Chapter 483, Acts of 2010
Program Open Space - Local, FY 2011 Allocation
Source Code: 10055 Item 055 \$86,698.76

MCCBL of 2010, Chapter 483, Acts of 2010
Program Open Space - Local, Prior Funds Replacement
Source Code: 10056 Item 056 \$38,027.58

MCCBL of 2011, Chapter 396, Acts of 2011
Program Open Space – Local, FY 2012 Allocation
Source Code: 11051 Item 051 \$51,667.00

MCCBL of 2011, Chapter 396, Acts of 2011
Program Open Space – Local, Prior Funds Replacement
Source Code: 11052 Item 052 \$27,986.42

MCCBL of 2012, Chapter 444, Acts of 2012
Program Open Space – Local, Prior Funds Replacement
Source Code: 12057 Item 057 \$135,469.23

MCCBL of 2013, Chapter 424, Acts of 2013
Program Open Space – Local, Prior Funds Replacement
Source Code: 13080 Item 080 \$108,070.96

MCCBL of 2014, Chapter 463, Acts of 2014
Program Open Space – Local, Prior Funds Replacement
Source Code: 14089 Item 089 \$143,402.96

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
March 4, 2015

*Contact: Emily Wilson (410)260-8436
emilyh.wilson@maryland.gov*

2A. PROGRAM OPEN SPACE LOCAL SHARE
Wicomico County

Recommendation: Approval to commit \$50,400 for the following **development** project.

Billy Gene Jackson Park Restorations - \$50,400
Wicomico County, POS #6314-22-221, MD20150108-0012

Background: Upgrade 38-acre Billy Gene Jackson Community Park. Upgrades include: renovating restroom building, restoring softball field fence, installing irrigation system for athletic fields, installing playground equipment, replacing bath house roof, and landscaping.

Fund Source:

MCCBL of 2014, Chapter 463, Acts of 2014
Program Open Space – Local, Prior Funds Replacement
Source Code: 14089 Item 089 \$50,400

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
March 4, 2015

*Contact: Emily Wilson (410)260-8436
 emilyh.wilson@maryland.gov*

3A. PROGRAM OPEN SPACE STATE SHARE

Frederick County

Loy Wolfe Properties LLC - \$235,000 with title fees of \$2,500

Stabilization Costs - \$11,750

POS #4632

Reference: That the Board of Public Works approve the acquisition in fee simple of 23.99 +/- acres in Frederick County. This mostly-forested parcel is outstanding Forest Interior Dwelling Species habitat and its acquisition will buffer the Appalachian Trail from residential encroachment. It is contiguous with South Mountain State Park lands and will be managed as part of the Park. The property, located in a Target Ecological Area, scored 77 under the Program Open Space Targeting System.

Grantor: Loy Wolfe Properties LLC

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

Property: 23.99 +/- acres, improved

Price: \$235,000

Appraisals: \$190,000 (4/2/14) LouAnne Cline Reviewed by Dave Wallenberg
 \$265,000 (3/10/14) Donald N. Briggs Reviewed by Dave Wallenberg

Stabilization: Approval is requested to use up to \$11,750 in POS stabilization funds to remove barn and outbuildings. See Section 5-903(f) of the Natural Resources Article.

Title Fees: Approval is requested to pay title fees to Wright Constable & Skeen LLP not to exceed \$2,500 upon settlement.

Fund Source:

Maryland Consolidated Capital Bond Loan – 2012

POS Stateside – Prior Year Funds Replacement

Chapter 444, Acts of 2012 - Source Code: 12056 Item: 056 Amount: \$237,500

Outdoor Recreation Land Loan – ~~2014~~ 2016

POS Stateside - **Additional Land Acquisition Fund**

Chapter ~~423~~ Acts of ~~2013~~ – Source Code: A0510 Item: 010 Amount \$11,750

310 2016

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



OK for record
[Signature]

Larry Hogan, Governor
Boyd Rutherford, Lt. Governor
Mark Belton, Secretary
Joanne Throwe, Deputy Secretary

October 31, 2016

Ms. Sheila C. McDonald, Esq
Executive Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis, Maryland 21401-1991

Re: POS-4632 – Loy Wolfe Properties Stabilization Costs - Board of Public Works Agenda Item 3A of March 04, 2015

Dear Ms. McDonald:

This is to respectfully request changes to the approved fund source of the above referenced item on the Program Open Space Agenda - Supplement A previously approved by the Board of Public Works on March 4, 2015.

As approved by the Board of Public Works:

Outdoor Recreation Land Loan – 2014
Program Open Space – Stateside
Chapter 423 Acts of 2013
Source Code: A0510 Item 010 \$11,750.00

Fund Sources Change Requested by the Department of Natural Resources (DNR):

Outdoor Recreation Land Loan – 2016
POS Stateside – Additional Land Acquisition Funds
Chapter 310 Acts of 2016
Source Code: A0510 Item 010 \$11,750.00

All other aspects of this Agenda Item remain as approved.

Reason: The Outdoor Recreation Land Loan – 2014 fund source originally requested by the Department, and approved by the Board of Public Works, lacked sufficient funds to cover the requested outlay due to several purchase orders in process at the time the funds were obligated to the above project. DNR respectfully seeks to move the award to a source where sufficient funds exist.

Thank you very kindly for your attention to this matter. Please call me at (410) 260-8432 or e-mail me at henry.kemp@maryland.gov if you need additional information.

Sincerely,

[Signature of H. Wesley Kemp III]
H. Wesley Kemp III
Program Financial Administrator - LAP

Supplement A
Department of Natural Resources
ACTION AGENDA
March 4, 2015

*Contact: Emily Wilson (410)260-8436
emilyh.wilson@maryland.gov*

4A. PROGRAM OPEN SPACE
Conservation Reserve Enhancement Program
Bradford
Worcester County

Recommendation: Approval to grant Worcester County \$151,432 from Program Open Space Stateside Funds to acquire a 110.97-acre easement.

Prior Approval: The Board of Public Works previously approved DNR's Conservation Reserve Enhancement Program (CREP) to acquire permanent conservation easements on streamside forests, natural areas, and wetlands. See POS Item 9A (Sept. 16, 2009).

Description: Acquisition of this 110.97-acre Bradford easement includes 94.83 acres of CREP easement that permanently protects water quality by mandating vegetative and forested stream buffers along 7,450 linear feet of tributaries to the Lower Pocomoke River. As part of the transaction, the landowner will donate the remaining 16.14 acres of the farm into easement. Worcester County and DNR will co-hold the easement.

Easement Value: \$139,400 (\$1,246.20 per acre)

Other Costs: \$12,032

Administrative:	\$4,182
Incidental:	\$5,759
Compliance:	\$2,091

Total Amount Requested: \$151,432

CREP Targeting: The CREP easement program focuses its efforts on Target Level 1 and Target Level 2 counties where easement practices will have the greatest impact on water quality. Targeting for CREP was a multiagency and conservation partnership organization effort that used nine high-priority, science-based, data sets and areas of special consideration developed from the past ten years of research and study of water quality and natural resource conditions in the State's 134 watersheds. Worcester County is a Target Level 2 county.

Supplement A
Department of Natural Resources
ACTION AGENDA
March 4, 2015

4A. PROGRAM OPEN SPACE
CONSERVATION RESERVE ENHANCEMENT PROGRAM (*cont'd*)

Easement Valuation System: DNR uses an easement evaluation system based on:

- (1) whether the property is located within a Target Level 1 or Target Level 2 county;
- (2) width of the buffers; and
- (3) amount of land in CREP contract that will be covered by easement.

The program seeks to retain conservation practices beyond the 10- to 15-year contract period available under the federal CREP rental program. The easement acquires development rights and a portion of the agricultural production value beginning at the end of the federal contract term and continuing into perpetuity.

Fund Source:

MCCBL of 2012, Chapter 444 Acts of 2012
 POS Stateside – Prior Year Funds Replacement
 Source Code: 12056 Item: 056 Amount: \$145,159

Outdoor Recreation Land Loan, Chapter 423 Acts of 2013
 Program Open Space – Stateside
 Source Code: A0510 Item: 010 Amount: \$6,273

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 1-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and posted to DHR's website. In addition, 26 potential offerors were directly solicited of which 25 are Maryland firms and none are MBEs or VSBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Twelve offerors submitted 19 proposals in response to the RFP. One proposal was not accepted because it was submitted after the due date and time. The offeror protested DHR not accepting the late submission for Harford County. The protest was denied. An appeal was filed with the Maryland State Board of Contract Appeals (MSBCA) on November 25, 2014, and the appeal was dismissed by the MSBCA on January 8, 2015. Therefore, no award is being made in Harford County as no other proposals were received for that jurisdiction. Another proposal was submitted for Baltimore County, which was not part of the RFP and was, therefore, found to be not reasonably susceptible of being selected for award.

Offerors could submit a proposal for more than one jurisdiction; however, awards would be made by jurisdiction and the technical and financial proposals were reviewed by jurisdiction. Awards are recommended to the offerors with the most advantageous offers to the State considering the price and evaluation factors set forth in the RFP. See table beginning on page 4B with the overall rankings by jurisdiction.

The recommended Awardees for the following counties were the sole offerors in these jurisdictions: Allegany, Anne Arundel, Calvert, Carroll, Charles, Garrett, Howard, St. Mary's, and Washington Counties. The technical proposals met the requirements set forth in the RFP; the offerors were deemed to be responsible, and their financial proposals were deemed to be fair and reasonable. In addition, it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation.

The purpose of Office of Home Energy Programs (OHEP) is to receive funds and direct the delivery of services for MEAP, as authorized under the Energy Assistance Program (Md. Code Ann., Human Services Article, Title 5, Subtitle 5A) and the Federal Low-Income Home Energy Assistance Act (codified at 42 U.S.C. § 8624 (b)(6)) and EUSP (authorized by Md. Code Ann., Public Utilities Article, § 7-512.1). OHEP also explains and takes applications for the Utility Service Protection Plan. OHEP assists low-income households pay their utility and fuel bills, minimize energy-related crises, and make heating/cooling costs more affordable through a comprehensive energy package that include:

- A. Monetary benefits to reduce a family's energy burden;
- B. The provision of linkages between community resources and customers;
- C. Promotion of energy conservation;

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 1-S (Cont.)

- D. Helping the customer understand his/her financial responsibility for household energy needs;
- E. Helping individuals and families living temporarily in homeless or domestic violence shelters by paying a portion of the shelter winter heating bills (MEAP only); and
- F. Improving service to all geographic areas of the jurisdiction(s) to be served through access to alternate intake sites or other equally effective methods of providing the public with access to benefits.

Applications for energy assistance are accepted throughout the program year and may be submitted through the mail, online through Maryland SAIL (Service Access & Information Link), or during an in-person interview.

No MBE or VSBE participation goals were established for these contracts based upon the determination that the majority of funding for these contracts is for specialized staffing salaries and benefits. Additionally, OHEP provides the Energy Assistance applications and brochures directly to the contractors and prints and mails the benefits notices from DHR central; therefore, reducing printing and supply costs by the contractors. As such, there are no subcontracting opportunities available.

FUND SOURCE: 60% Federal; 40% Special (EUSP)

APPROP. CODE: N00I0006

RESIDENT BUSINESS: Yes

MD TAX CLEARANCES: See page 4B

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
March 4, 2015

ITEM: 1-S (Cont.)

Offerors	County / Jurisdiction	Technical Ranking	Financial Proposal Base Contract (3 Years)	Financial Proposal Renewal Option (2 Years)	Financial Proposal Total (5 Years)	** Overall Ranking
Allegany County Human Resources Development Commission, Inc. * Cumberland, MD FIA/OHEP-15-001; Tax ID: 14-3120-1110 ADPICS: N00B5400224	Allegany	1	\$1,501,007	\$1,072,590	\$2,573,597 / 1	1
Anne Arundel County Community Action Agency, Inc. * Annapolis, MD FIA/OHEP-15-002; Tax ID: 14-3115-0110 ADPICS: N00B5400225	Anne Arundel	1	\$1,629,885	\$1,130,115	\$2,760,000 / 1	1

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Department Of Budget And Management
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March 4, 2015

ITEM: 1-S (Cont.)

Offerors	County / Jurisdiction	Technical Ranking	Financial Proposal Base Contract (3 Years)	Financial Proposal Renewal Option (2 Years)	Financial Proposal Total (5 Years)	** Overall Ranking
Southern Maryland Tri-County Community Action Committee, Inc. * Hughesville, MD FIA/OHEP-15-007; Tax ID: 15-0193-0110 ADPICS: N00B5400226	Calvert	1	\$441,920	\$316,920	\$758,840 / (1)	1
Human Services Programs of Carroll County, Inc. * Westminster, MD FIA/OHEP-15-003; Tax ID: 14-3116-0010 ADPICS: N00B5400228	Carroll	1	\$978,366	\$700,446	\$1,678,812 / (1)	1

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March 4, 2015

ITEM: 1-S (Cont.)

Offerors	County / Jurisdiction	Technical Ranking	Financial Proposal Base Contract (3 Years)	Financial Proposal Renewal Option (2 Years)	Financial Proposal Total (5 Years)	** Overall Ranking
Southern Maryland Tri-County Community Action Committee, Inc. * Hughesville, MD FIA/OHEP-15-008; Tax ID: 15-0193-0110 ADPICS: N00B5400229	Charles	1	\$853,115	\$612,024	\$1,465,139 / (1)	1
Garrett County, Maryland, Community Action Committee, Inc. * Oakland, MD FIA/OHEP-15-004; Tax ID: 14-3118-0010 ADPICS: N00B5400230	Garrett	1	\$1,134,408	\$813,043	\$1,947,451 / (1)	1

Supplement B
Department Of Budget And Management
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March 4, 2015

ITEM: 1-S (Cont.)

Offerors	County / Jurisdiction	Technical Ranking	Financial Proposal Base Contract (3 Years)	Financial Proposal Renewal Option (2 Years)	Financial Proposal Total (5 Years)	** Overall Ranking
Community Action Council of Howard County Maryland, Inc. * Columbia, MD FIA/OHEP-15-006; Tax ID: 14-3121-0110 ADPICS: N00B5400231	Howard	1	\$1,239,929	\$888,915	\$2,128,844 / (1)	1
Southern Maryland Tri-County Community Action Committee, Inc. * Hughesville, MD FIA/OHEP-15-009; Tax ID: 15-0193-0110 ADPICS: N00B5400232	St. Mary's	1	\$853,115	\$612,024	\$1,465,139 / (1)	1

Supplement B
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ITEM: 1-S (Cont.)

Offerors	County / Jurisdiction	Technical Ranking	Financial Proposal Base Contract (3 Years)	Financial Proposal Renewal Option (2 Years)	Financial Proposal Total (5 Years)	** Overall Ranking
Shore Up! Inc. * Salisbury, MD FIA/OHEP-15-010; Tax ID: 14-3119-0110 ADPICS: N00B5400234	Somerset	2	\$510,279	\$366,210	\$876,489 / (1)	1
Catholic Charities, Inc. Wilmington, DE	Somerset	1	\$744,096	\$517,711	\$1,261,807 / (2)	2
Neighborhood Services Center Inc. * Easton, MD FIA/OHEP-15-013; Tax ID: 14-3122-0110 ADPICS: N00B5400235	Talbot	1	\$668,773	\$474,792	\$1,143,565 / (1)	1
Catholic Charities, Inc. Wilmington, DE	Talbot	2	\$762,641	\$531,020	\$1,293,661 / (2)	2

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Department Of Budget And Management
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ITEM: 1-S (Cont.)

Offerors	County / Jurisdiction	Technical Ranking	Financial Proposal Base Contract (3 Years)	Financial Proposal Renewal Option (2 Years)	Financial Proposal Total (5 Years)	** Overall Ranking
Washington County Community Action Council, Inc. * Hagerstown, MD FIA/OHEP-15-014; Tax ID: 14-3117-0110 ADPICS: N00B5400236	Washington	1	\$1,429,365	\$1,023,564	\$2,452,929 / (1)	1
Shore Up! Inc. * Salisbury, MD FIA/OHEP-15-011; Tax ID: 14-3119-0110 ADPICS: N00B5400237	Wicomico	2	\$1,017,268	\$730,059	\$1,747,327 / (1)	1
Catholic Charities, Inc. Wilmington, DE	Wicomico	1	\$1,463,177	\$1,028,788	\$2,491,966 / (2)	2

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Department Of Budget And Management
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ITEM: 1-S (Cont.)

Offerors	County / Jurisdiction	Technical Ranking	Financial Proposal Base Contract (3 Years)	Financial Proposal Renewal Option (2 Years)	Financial Proposal Total (5 Years)	** Overall Ranking
Shore Up! Inc. * Salisbury, MD FIA/OHEP-15-012; Tax ID: 14-3119-0110 ADPICS: N00B5400238	Worcester	2	\$524,474	\$376,401	\$900,875 / (1)	1
Catholic Charities, Inc. Wilmington, DE	Worcester	1	\$762,641	\$531,020	\$1,293,661 / (2)	2
Total Awarded Contracts			\$12,781,903	\$9,117,102	\$21,899,005	

Note: * Incumbents. ** Technical and financial factors had equal weight in the overall ranking.

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

SERVICES CONTRACT RENEWAL OPTION

ITEM: 2-S-OPTION **Agency Contact:** Sandy Johnson
410-767-7408
sandy.johnson@maryland.gov

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

CONTRACT ID: Emergency Food Distribution Program;
BCDSS/FIA-12-009-A2
ADPICS # N00B5400250

CONTRACT APPROVED: DBM Item 5-S (3/7/2012)

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

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

OPTION DESCRIPTION: Exercise first (of two) one-year renewal option.

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

OPTION TERM: 3/15/2015 – 3/14/2016

ORIGINAL CONTRACT AMOUNT: \$940,024 (3 Years)

OPTION AMOUNT: \$313,349 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$149,786 [Mod#1: Add funding for
additional emergency food boxes and infant/toddler supplies for Baltimore City residents:
1/5/2015 - 3/14/2015: DBM Item 12-S-MOD (12/17/2014)]

REVISED TOTAL CONTRACT AMOUNT: \$1,403,159

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Department Of Budget And Management
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March 4, 2015

ITEM: 2-S-OPTION (Cont.)

ORIGINAL PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 10%

MBE COMPLIANCE: 10.5%

REQUESTING AGENCY REMARKS: Request for approval to exercise the first of two one-year renewal options as contained in the original contract to continue to distribute food through a network of 14 neighborhood non-profit local food pantries located throughout Baltimore City. The food pantries are in close proximity to seven Baltimore City Department of Social Services (BCDSS) Family Investment Centers (FICs). BCDSS customers in need of food receive emergency food vouchers at the FICs and present the vouchers to the food pantries to receive emergency food kits.

It is in the best interest of the State to exercise the first one-year renewal option because The Maryland Food Bank, Inc. (MFB) has provided professionally managed services during the contract and whose continued satisfactory performance helps DHR and BCDSS achieve its mission to assist people in economic need. As of December 31, 2014, approximately 573,480 men, women and children were served by MFB. 42,929 food kits have been distributed to families; 139,296 diapers have been provided for 11,608 infants; and 30,366 containers of formula have been provided for 10,122 infants.

FUND SOURCE: 100% General

APPROP. CODE: N00G0002

RESIDENT BUSINESS: Yes

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

SERVICES CONTRACT MODIFICATION

ITEM: 3-S-MOD **Agency Contact:** Rhonda Callum
410-767-6888
rhonda.callum@maryland.gov

DEPARTMENT/PROGRAM: Health & Mental Hygiene (DHMH)
Resident Grievance System

CONTRACT ID: Legal Assistance Provider (SETT Units)
SETT Unit at Springfield Hospital
SETT Unit at Clifton T. Perkins Hospital
DHMH-OPASS 13-14351;
ADPICS #M00B3400612/COG13728

CONTRACT APPROVED: 6/1/2013 by DHMH

CONTRACTOR: Law Offices of Terrie D. Mason, PC
Pikesville, MD

CONTRACT DESCRIPTION: Provide specific legal assistance and representation for the residents of the Secure Evaluation & Therapeutic Treatment (SETT) Program Units located at the Developmental Disabilities Administration (DDA) facilities: Clifton T. Perkins Hospital Center and Springfield Hospital Center.

MODIFICATION DESCRIPTION: Extend the contract term to complete a new competitive procurement for services and award a new contract.

ORIGINAL CONTRACT TERM: 6/1/2013 - 5/31/2014

MODIFICATION TERM: 4/1/2015 - 12/31/2015

ORIGINAL CONTRACT AMOUNT: \$100,000 NTE (12 Months)

MODIFICATION AMOUNT: \$35,000 NTE (9 Months)

PRIOR MODIFICATIONS/OPTIONS: \$0 [(\$0: Mod #1 – Extended contract term by six months: 6/1/2014 – 11/30/2014: Approved by DHMH.) (\$0: Mod #2 – Extended contract term by four months: 12/1/2014 – 3/31/2015: Approved by DHMH.)]

Supplement B
Department Of Budget And Management
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March 4, 2015

ITEM: 3-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$135,000 NTE

OVERALL PERCENT +/- (THIS MOD): +28.6%

ORIGINAL PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: The DHMH Residence Grievance System is requesting approval to extend the contract with the Law Offices of Terri D. Mason, P.C. to continue providing specific legal assistance and representation to residents of the DDA SETT Program.

An Invitation for Bid (IFB) for these services was initiated and posted on *eMaryland Marketplace* in the spring of 2013. Unfortunately, DHMH did not receive any bids for the DDA-SETT Program, and the Residence Grievance System agreed to a one-year sole source contract not-to-exceed \$100,000 with the Law Offices of Terri D. Mason, P.C. to continue services while a new procurement was conducted. At that time, Ms. Mason had two other contracts with the Residence Grievance System to provide the same services for Spring Grove Hospital and Springfield Hospital centers. Ms. Mason has a historically provided these services in a satisfactory manner for the Residence Grievance System at these facilities.

Since then, DHMH twice initiated and posted IFBs on *eMaryland Marketplace* for these services. Both times a protest was lodged against the IFB, the procurement process was halted and the contract term was extended for no additional funding. It was agreed that the Residence Grievance System will use the Competitive Sealed Proposals (CSP) methodology to procure these services going forward. DHMH has several Legal Assistance Provider (LAP) contracts that will be procured simultaneously; therefore, this extension will allow time align all of the different LAP contracts to complete the CSP procurements and make new contract awards.

FUND SOURCE: 100% General **APPROP. CODE:** M00K0101
RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

SERVICES CONTRACT MODIFICATION

ITEM: 4-S-MOD **Agency Contact:** Patricia Rutley-Johnson
410-767-6080
patricia.rutley-johnson@maryland.gov

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

CONTRACT ID: Maryland Medical Assistance: Managed
Care Enrollment Broker Services;
OPASS 06-8749-5; ADPICS # COG12139

CONTRACT APPROVED: DBM Item 15-S (8/10/2005)

CONTRACTOR: Policy Studies, Inc.
Denver, CO
(Local office Baltimore, MD)

CONTRACT DESCRIPTION: Contract to provide Statewide outreach,
education and enrollment services to HealthChoice and Maryland Children's Health Program
enrollees in order to ensure the availability of and access to appropriate health care services.

MODIFICATION DESCRIPTION: Extend the contract term by nine months to
continue enrollment in the HealthChoice program during the re-procurement for services and
allow for any necessary transition time.

ORIGINAL CONTRACT TERM: 8/11/2005 - 6/30/2008 (w/3 one-year renewal options)

MODIFICATION TERM: 4/1/2015- 12/31/2015

ORIGINAL CONTRACT AMOUNT: \$20,767,825 Est. (3 Years)

MODIFICATION AMOUNT: \$5,229,221 (9 Months)

PRIOR MODIFICATIONS/OPTIONS: \$58,495,156 (see page 17B)

REVISED TOTAL CONTRACT AMOUNT: \$84,492,202

PERCENT +/- (THIS MODIFICATION): +25%

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 4-S-MOD (Cont.)

OVERALL PERCENT +/-: +187%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 26%

REQUESTING AGENCY REMARKS: The Department requests a nine month extension of the Managed Care Enrollment Broker Services contract to ensure the continuity of enrollment in the HealthChoice Program during the re-solicitation period. The Enrollment Broker provides Statewide outreach, education, and enrollment services to more than 1,000,000 Medicaid recipients who receive health coverage through the HealthChoice Program. These services include the following: outreach and education about managed care options; assistance with Managed Care Organization enrollments, disenrollments, auto-assignments, and transfers; selection of Primary Care Providers, maintenance of a telephone and enrollment information system; and the transfer of enrollment file transmissions.

The current contractor, Policy Studies, Inc. (PSI), has successfully performed all required services since inception of the contract and continues to meet their contractual obligation. As reported by the Department's contract monitoring staff, they have consistently provided exceptional customer service through the utilization of a sophisticated enrollment information system and a highly efficient telephone system and call center approach. Given PSI's record of performance thus far, the Department is confident PSI will continue to provide excellent customer service to recipients should the extension be approved.

FUND SOURCE: 50% General; 50% Federal

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

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WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 4-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$2,553,998 (Base Contract) \$1,197,013 (1 Year; 1 st Renewal Opt.) \$1,203,788 (1 Year; 2 nd Renewal Opt.) <u>\$1,260,238</u> (1 Year; 3 rd Renewal Opt.) \$6,215,037	Modification request to add additional services to the existing base contract period and to three available renewal option periods to accommodate the State's new Primary Adult Care (PAC) Program. This includes an increase in funding for all periods: 5/1/2006 - 6/30/2008. Approved on DBM Item 10-S-MOD (4/19/2006).
Mod #2	\$127,374 (Base Contract) \$ 58,235 (1 Year; 1 st Renewal Opt.) \$ 59,982 (1 Year; 2 nd Renewal Opt.) <u>\$ 61,781</u> (1 Year; 3 rd Renewal Opt.) \$307,372 Total (3 Years, 8.5 Months)	Modification request to add additional services to the existing base contract period and to three available renewal option periods to accommodate mandated legislation. This includes an increase in funding for all Periods: 10/18/2007 - 6/30/2008. Approved on DBM Item 12-S-MOD (10/17/2007).
Opt. #1	\$8,084,684	Exercised the first of three renewal options as contained in the original contract: 7/1/2008 – 6/30/2009. Approved on DBM Item 20-S-OPTION (5/21/2008).
Opt. #2	\$8,299,833	Exercised the second of three renewal options as contained in the original contract: 7/1/2009 – 6/30/2010. Approved on DBM Item 13-S-OPTION (6/17/2009).
Opt. #3	\$8,540,640	Exercised the third and final renewal option as contained in the original contract: 7/1/2010 – 6/30/2011. Approved on DBM Item 6-S-OPTION (5/19/2010).
Mod#3	\$6,426,000	Modified the contract to extend the term by 9 months to allow more time to complete the new solicitation due to changes in federal regulations: 7/1/2011 – 3/31/2012. Approved on DBM Item 15-S-MOD (6/15/2011).

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Department Of Budget And Management
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ITEM: 4-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #4	\$7,560,000	Modified the contract to extend the term by 12 months to allow time to resolve the protest against the award of a new contract for these services: 4/1/2012 – 3/31/2013. Approved on DBM Item 11-S-MOD (3/21/2012).
Mod #5	\$50,000	Modified the contract to add a MCO – Riverside Health: 2/1/2013 – 3/31/2013. Approved by DHMH.
Mod #6	\$14,852,627	Modified the contract to add two new MCOs and extend the term by two years to ensure the successful enrollment in Medicaid of newly-eligible people under the Affordable Care Act: 4/1/2013 - 3/31/2015. Approved on DBM Item 10-S-MOD (3/6/2013).
Mod #7	\$2,000,000	Modified the contract to accommodate an unanticipated number of enrollees needing enrollment broker services to secure access to appropriate health care services due to technical problems encountered in the Health Information Exchange: 12/30/2013 - 12/31/2014. Report of emergency modification accepted by the BPW on the 2/19/2014 BPW Secretary's Agenda, Item A2.
Total	<hr style="width: 100px; margin-left: 0;"/> \$58,495,156	(Only the base term amounts are included for Mod #1 & Mod #2)

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

SERVICES CONTRACT MODIFICATION

ITEM: 5-S-MOD **Agency Contact:** Marc A. Blowe
410-767-1444
marc.blowe@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Medical Care Programs; Division of Community
Long Term Care Services

CONTRACT ID: Adult Day Care Services

CONTRACTORS	CONTRACTS APPROVED	CONTRACT IDS; ADPICS #
Union Hospital of Cecil County/ Adult Day Services at Union Hospital Elkton, MD	DBM Item 6-S (5/29/2013)	OPASS-14-13509; M00B4400029/COG12013
Joseph A. Gilmore Adult Day Care (ADC) Upper Marlboro, MD	DHMH OPASS 7/1/2013	OPASS-14-13513; M00B4400034/COG12012
Family & Children Services (Harford) Baltimore, MD	DHMH OPASS 7/1/2013	OPASS-14-13515; M00B4400037/COG12010

CONTRACT DESCRIPTION: Multiple awards to licensed adult day care providers for the continued provision of services to elderly individuals with chronic health conditions.

MODIFICATION DESCRIPTION: Increase the available funding to add days of service for adult day care services to elderly individuals with chronic health conditions for the remainder of FY2015 and FY2016.

ORIGINAL CONTRACT TERM: 7/1/2013 – 6/30/2016 (3 Years)

MODIFICATION TERM: 3/30/2015 – 6/30/2016 (1 Yr., 3 Mos.)

ORIGINAL CONTRACT AMOUNT: \$324,780 (see page 22B)

MODIFICATION AMOUNT: \$248,380 (see page 22B)

PRIOR MODIFICATIONS: \$104,899 (see page 21B)

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Department Of Budget And Management
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March 4, 2015

ITEM: 5-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$678,059 (see page 22B)

PERCENT +/- (THIS MODIFICATION): +76.5% (see page 22B)

OVERALL PERCENT +/-: +109% (see page 22B)

PROCUREMENT METHOD: Sole Source (Continuity of Care)

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to modify three adult day care services contracts by increasing the contract amounts based upon an increase in the number of days the participants are being served. The contract amounts are calculated by the days of service for each client/participant.

- Union Hospital of Cecil County - Days of service will increase from 1,362 days to 2,312 days for FY2015 (+ 950 days) and 2,287 days for FY2016 (+ 925 days) for 41 clients.
- Joseph A. Gilmore Adult Day Care - Days of service will increase from 398 days to 940 days for FY2015 (+ 472 days) and 943 days for FY2016 (+ 475) for 25 clients.
- Family and Children Services (Harford) - Days of service will increase from 398 days to 2,024 days for FY2015 (+ 1,626 days) and 2,028 days for FY2016 (+ 1,630 days) for 19 clients.

The Adult Care Programs provide a range of health and social services to functionally impaired elderly in order to assist them to remain at home and in their community in accordance with COMAR 21.14.01.06 (C)(1)(b). These services are designed to assist individuals to remain at home and in their communities. A majority of the elderly served in adult day care have a diagnosis of dementia or mental health problems. Their ability to function depends strongly on continuity of care provided by the same staff in the same familiar daily environment. A change in service provider would have a very detrimental effect on the well-being of these clients as well as the efficacy of the services provided.

These modifications are in the best interest of the State because the cost of institutionalizing clients outweighs the cost of providing care on a day-to-day basis. The 85 clients will have the ability to participate in these Adult Day Care Programs for additional days throughout the remainder of the contract term.

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 5-S-MOD (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: M00Q0104

RESIDENT BUSINESSES: See page 22B

PRIOR MODIFICATIONS (Cont.):

Union Hospital of Cecil County:

Mod #1	\$49,999	Mod to increase the available funding for services provided in FY2014. Approved on 3/14/2014 by DHMH OPASS.
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Joseph A. Gilmore ADC:

Mod #1	\$25,500	Mod to increase the available funding for services provided in FY2014. Approved on 3/14/2014 by DHMH OPASS.
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Family & Children Services:

Mod #1	\$29,400	Mod to increase the available funding for services provided in FY2014. Approved on 3/25/2014 by DHMH OPASS
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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
March 4, 2015

ITEM: 5-S-MOD (Cont.)

**ORIGINAL CONTRACT AMOUNT / MODIFICATION AMOUNT / PRIOR MODIFICATIONS / REVISED TOTAL
 CONTRACT AMOUNT / PERCENT +/- (THIS MODIFICATION) / OVERALL PERCENT +/- / RESIDENT BUSINESSES
 (Cont.):**

Contractors	Resident Businesses (Yes or No)	Original Contract Amount	Prior Mods (Mod #1)	Mod #2 Amount (This Action)	Revised Total Contract Amount	Percent +/- (This Mod)	Overall Percent +/-
Union Hospital of Cecil County/ Adult Day Services at Union Hospital Elkton, MD	Yes	\$211,809	\$49,999	\$97,238	\$359,046	+45.9%	+69.5%
Joseph A. Gilmore ADC Upper Marlboro, MD	Yes	\$76,500	\$25,500	\$51,574	\$153,574	+67.4%	+101%
Family & Children Services (Harford) Baltimore, MD	Yes	\$36,471	\$29,400	\$99,568	\$165,439	+273%	+354%
GRAND TOTAL		\$324,780	\$104,899	\$248,380	\$678,059	+76.5%	+109%

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

SERVICES CONTRACT MODIFICATION

ITEM:	6-S-MOD	Agency Contact: Kevin Combs 410-585-3100 ckcombs@dpscs.state.md.us
DEPARTMENT/PROGRAM:	Public Safety & Correctional Services (DPSCS); Information Technology & Communications Division (IT&CD)	
CONTRACT ID:	Arrest Disposition Recovery DPSCS/ITCD 2012-01; ADPICS # COG12241	
CONTRACTS APPROVED:	DBM Item 3-S (9/21/2011)	
CONTRACTORS:	Inquiries, Inc. Easton, MD	
CONTRACT DESCRIPTION:	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).	
MODIFICATION DESCRIPTION:	Increase the approved funding in order to utilize additional available grant funds for recovering additional files.	
ORIGINAL CONTRACT TERM:	10/1/2011 – 9/30/2012 (w/4 one-year renewal options)	
MODIFICATION TERM:	3/5/2015 – 9/30/2015	
ORIGINAL CONTRACT AMOUNT:	\$190,000 (1 Year)	
MODIFICATION AMOUNT:	\$190,000 (Approx. 7 Months)	
PRIOR MODIFICATIONS/OPTIONS:	\$1,280,146 (See page 25B)	
REVISED CONTRACT AMOUNT:	\$1,660,146	
PERCENT +/- (THIS MODIFICATION):	+100%	

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 6-S-MOD (Cont.)

OVERALL PERCENT +/-: +474%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

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

REQUESTING AGENCY REMARKS: Request for approval to modify the contract to increase the funding to provide for an additional 10,000 arrest disposition recoveries.

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. 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 Systems.

Inquiries, Inc. has performed the services under this contract in a very professional and efficient manner. This modification is in the best interest of the State to recover as many files as possible over the duration of the contract.

FUND SOURCE: 100% Federal (National Criminal History Improvement Program)

APPROP. CODES: Q00A0102

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 6-S-MOD (Cont.)

PRIOR OPTIONS/MODIFICATIONS (Cont.):

Mod #1	\$77,477	Modified the contract to increase the approved funding in order to utilize available grant funds for recovering additional files: 1/26/2012 - 9/30/2012. Approved on DBM Item 6-S-MOD (1/25/2012).
Mod #2	\$59,584	Modified the contract to increase the approved funding in order to utilize available grant funds for recovering additional files: 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	Modified the contract to increase the approved funding in order to utilize available grant funds for recovering additional files: 3/6/2013 - 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.
Mod #4	\$408,639	Modified the contract to provide for an additional 21,507 arrest disposition recoveries: 2/6/2014 - 9/30/2014. Approved on DBM Item 18-S-MOD (2/5/2014).

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 6-S-MOD (Cont.)

PRIOR OPTIONS/MODIFICATIONS (Cont.):

Mod #5	\$11,970	Modified the contract to provide for an additional 630 arrest disposition recoveries: 9/23/2014 - 9/30/2014. Approved by DPSCS.
Option #3	\$190,000	Exercised the third of four one-year renewal options as contained in the original contract for the period of 10/1/2014 - 9/30/2015. Approved by DBM and reported on the September 2014 PAAR.
Total	<u>\$1,280,146</u>	

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

GENERAL MISCELLANEOUS

ITEM: 7-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: \$309,274 FY2015 Total (see page 28B)

DESCRIPTION: Request to approve proposed reimbursable fund budget amendments for the month of February FY2015. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that the proposed reimbursable fund budget amendments be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

FUND SOURCE: 100% Reimbursement

APPROP. CODE: See page 28B

REQUESTING AGENCY REMARKS: Various contributing Departments and Independent Agencies have appropriated funds to pay for services to be provided by receiving Departments or Independent Agencies for the month of February FY2015. The following page shows the reimbursable amendments by Department and Independent Agency and identifies the Departments and Independent Agencies receiving and contributing funding, the amounts of the funding and a brief justification for each amendment.

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 7-GM (Cont.)

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	Justification
15R-048	D13-Maryland Energy Administration	U00-Department of Environment	\$121,344	Funding for the Maryland Idle Reduction Technology Grant Program to implement projects designed to reduce emissions from diesel vehicles.
15R-050	D50-Military Department/Maryland Emergency Management Agency	M00-Department of Health and Mental Hygiene	\$187,930	Provide funding to design, conduct, and evaluate two public health and healthcare related emergency preparedness exercises as specified by Homeland Security Exercise and Evolution Program (HSEEP).
	FY2015 February Proposed Reimbursable Amendment Total		\$309,274	

Hand Carried

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

SERVICES CONTRACT

ITEM: 9-S **Agency Contact:** Paul Althoff
410-970-7058
Paul.Aldhoff@Maryland.Gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Springfield Hospital Center (SHC)

CONTRACT ID: Springfield Hospital Center - Clinical Laboratory
Services; DHMH/OPASS 15-14269;
ADPICS # M00B5400427

CONTRACT DESCRIPTION: Provide a comprehensive array of laboratory services for the patients at Springfield Hospital Center including individual routine and STAT tests; reporting of test results; daily pick-up of all laboratory specimens; provide laboratory supplies and materials and training, upon request.

AWARD: Quest Diagnostics Inc.
Baltimore, MD

TERM: 4/1/2015 – 3/31/2018

AMOUNT: \$260,853 (3 Years)

PROCUREMENT METHOD: Multi-Step Competitive Sealed Bidding

BIDS: Only one responsive bid received

MBE PARTICIPATION: 0% (See Requesting Agency Remarks)

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on the DHMH website and *eMaryland Marketplace*. In addition, letters were sent directly to 21 prospective vendors, 18 of which are Maryland firms and included no MBEs. A copy of the notice was also sent to the Governor's Office of Minority Affairs.

Hand Carried

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 9-S (Cont.)

Two bids were received in response to the Multi-Step IFB. The technical offers were reviewed for capability. One bidder took exceptions to the Department's standard terms and conditions in the contract, including provisions pertaining to right to records, exclusive use, subcontracting, liability and the non-disclosure agreement. The Department provided three opportunities for the bidder to rescind the exceptions, which it chose not to do. These terms and conditions are considered by DHMH to be material to the State's contract. Additionally, the bidder made interlineations throughout Section 3, Scope of Work, subsection 3.2 Requirements. Therefore, the bidder was informed that their bid was deemed non-responsive and was ineligible of being accepted for award. The bid from Quest Diagnostics, Inc. (Quest) was deemed to be responsive, and Quest was determined to be a responsible bidder. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. In addition, the new prices are approximately 21% less than the current prices for these services. Therefore, award is recommended to Quest, the incumbent. The services provided by Quest over the past eight years have all been performed to the contract specifications in an acceptable manner.

Firms not submitting bids were surveyed to determine their reasons for not submitting a bid. The survey results are as follows: other commitments precluded the vendor's participation at this time; do not offer all testing requested; do not offer STAT testing; services are not something vendor ordinarily provides; vendor is not a clinical laboratory; and out-of state vendor cannot compete with larger laboratories in Maryland.

Historically, there have been only two bids received for these services each time the contract was procured. Unfortunately, this time one of the bidders took exception to the State contract terms and conditions, and the scope of work for the contract, which left only one responsive bid. It is believed that a new procurement for these services would have the same results, and the State would be paying 21% higher for the services under the current contract while the new procurement was completed. Therefore, DHMH believes awarding this new contract to Quest is in the best interest of the State.

This contract is to provide clinical laboratory testing services for the patients at Springfield Hospital Center (SHC). Laboratory services and testing are a critical component to the ongoing treatment of the patients at SHC for both their psychiatric and medical needs. A lack of laboratory services would jeopardize the health and treatment provided to the patients at this facility. The Contractor will provide for all testing that is not performed by the DHMH Laboratory Administration.

Hand Carried

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 4, 2015

ITEM: 9-S (Cont.)

The required elements within the scope of work that cannot be altered in order to provide accurate and timely results to treat the patients at SHC include: STAT tests that must be completed within a six-hour timeframe to manage the medical emergencies that may arise; and the daily pick-up for all "Routine" specimens and STAT tests to and from SHC that must be provided by the Contractor to maintain the chain of custody because SHC patients are not sent to outside laboratories for their testing.

This contract is an indefinite quantity contract with firm fixed unit prices. The total contract price is based on historical quantities. The actual amount to be paid to the Contractor will be calculated using the firm fixed unit prices per laboratory tests and the actual number and type of tests performed by the Contractor.

There is no MBE participation goal for this contract based upon the location of the Hospital and the search for certified MBEs within the limited subcontracting opportunities for courier services or specimen transport services found none available.

FUND SOURCE: 100% General

APPROP. CODE: M00L0801

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 14-3141-1001

The Board of Public Works deferred this Item as Item 1-S from the 2/18/15 Department of Budget and Management Agenda.

Board of Public Works Action – This Item was:

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

*Approved 2-to-1; Comptroller voted no.

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

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

1-GM GENERAL MISCELLANEOUS

Recommendation: That the Board of Public Works approve the use of general obligation bond proceeds to fund the following contracts totaling \$114,795.

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

A. University of Maryland, College Park

1. Animal Sciences Building, Wing 4

Description: Mechanical engineering services to replace air handling units 6, 7, 9

Procurement Method: USM Policies and Procedures for
 Architect/Engineer Procurements
 Purchase Order No. KFS 17552

Award: Kibart, Inc., Towson,

Amount: \$85,219

MD Tax Clearance: 15-0306-1111

Resident Business: Yes

Fund Source: MCCBL 2013: *Campus-wide building system and infrastructure improvements.* Item 058

2. Physical Sciences Complex

Description: Recirculating chiller

Procurement Method: Simplified Procurement

Award: Tek-Temp Instruments Inc., Croydon, PA

Amount: \$4,945

MD Tax Clearance: N/A

Resident Business: No

Fund Source: MCCBL 2012: *Provide funds to complete construction and equip Phase I of a new Physical Sciences Complex to provide modern laboratory and office space for the Department of Physics, the Department of Astronomy, and the Institute for Physical Sciences and Technology.* Item 036

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

1-GM. GENERAL MISCELLANEOUS (con't.)

B. Towson University

New Softball Complex

Description: Cisco server and related equipment to enable wireless access for the new softball complex.

Procurement Method: Intergovernmental Cooperative Purchase against USM MEEC IT Hardware Contract #UB-12-B-19-D4

Award: DISYS Solutions, Inc., Atlanta, GA 30384

Amount: \$24,631

MD Tax Clearance: 15-0295-1111

Resident Business: No

Fund Source MCCBL 2013: *Provide funds to design, construct, renovate, and capital equip infrastructure improvements to the softball facility.* Item 065

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

USM 3C

Revised
Hand Carried

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

2-C-MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
FOR BOWIE STATE UNIVERSITY
Construction Contract Modification and
Request to Demolish Wiseman Center

The University System recommends that the Board of Public Works approve:

(1) Demolition of the Wiseman Center. The Wiseman Center has exceeded its lifespan and must be demolished to clear the site for the new Center for Natural Science, Mathematics and Nursing at Bowie State University. *Authority: Section 10-305, State Finance and Procurement Article, Annotated Code of Maryland.*

(2) Modification of the Construction Management contract as described.

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

Contract Approved: USM Item 3– C (10/16/2013)

Contractor: Clark Construction Group, LLC
Bethesda, MD 20814

Contract Description: Construction Manager (CM) to provide construction management services for both pre-construction (design) and construction phases, inclusive of the construction for the New Center for Natural Sciences, Mathematics and Nursing and associated site improvements. The 148,995 GSF project includes classrooms, research laboratories, computer labs, faculty offices, administrative areas, conference rooms and lounge space to support the Natural Sciences, Mathematics and Nursing departments. The site work includes utility improvements, storm water management, earthwork, pedestrian circulation, landscaping, service access and the demolition of the existing Weisman Center (prior to the start of construction) and Crawford Science Center (upon occupancy of the new building). The total estimated cost for construction is \$70 million (See “Remarks” section regarding change in estimated cost).

Construction Bid Packages: This modification is the 1st of 2 bid packages to be submitted to the BPW for approval for the construction of this project.

Total Project Budget: \$102,220,000 (As approved in the FY 2013 – FY 2015 CIP by the legislature and included in the FY 2016 CIP submitted to the legislature and proposed CIP for FY 2017)

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

**Revised
Hand Carried**

2-C-MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
FOR BOWIE STATE UNIVERSITY (*cont'd*)
Construction Contract Modification

Modification Description: To incorporate associated services into the contract as an early package to perform the following work: demolition and abatement, greenhouse, sitework, wet utilities, fencing, photographic documentation, testing and inspection, construction layout, temporary electrical, and sheeting and shoring.

Original Term: Pre-Construction Services - Fourteen (14) months (October 2013 – December 2014); Construction Services – Twenty (24) months (December 2014 – December 2016).

Modification Term: No change in actual construction duration (24 months). The start date has changed to March 2015.

Original Amount: \$ 250,000 (Pre-Construction)

Prior Modifications: \$ 0.00

Modification Amount: \$ 5,156,813

Revised Total Amount: \$ 5,406,813

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 30%

MBE Compliance: NA

Performance Bond: Equal to contract amount

Clearinghouse: The Clearinghouse conducted an intergovernmental review of the project and recommends “to change the use, and demolish the Wiseman Center to make way for the new Natural Science Building.” [MD20141113-0885]

Requesting Institution Remarks:

- Clark Construction has submitted an acceptable proposal for the work to be done under this modification. The University seeks Board approval to modify the contract to incorporate this work into the contract in order to continue project construction.

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

**Revised
Hand Carried**

2-C-MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
FOR BOWIE STATE UNIVERSITY (cont'd)
Construction Contract Modification

Requesting Institution Remarks: (cont'd)

- The projected construction cost of \$70 million was based on a budget estimate made prior to hiring the Construction Manager (CM). Additionally, the original amount did not include certain of the science and technology equipment needed for this project. That omission has now been corrected and the CM has prepared a revised construction cost estimate of \$86 million. Because of the complexity of today's science buildings the University requires CM's to provide and install most of the science and technology equipment in order to coordinate with other trade contractors during installation. Examples of the equipment to be furnished and installed include audio-visual, IT, and nursing simulation equipment.
- The revised total amount includes the pre-construction services however, it does not include architectural design fees previously approved by the BPW or certain greater than 15-year life capital equipment items (reflected in the total project budget) for which the University will return to the Board for approval.
- The balance of the construction work will be presented to the Board for consideration in future construction bid packages.

MBE participation on this modification is \$441,675 or 8.17% of contract to date.

Fund Source: MCCBL 2013, Item 062: \$ 500,000
MCCBL 2014, Item 068: \$ 4,656,913

Approp. Code: R30B23

Resident Business: Yes

MD Tax Clearance: 15-0082-1011

The Board of Public Works deferred this Item as Item 5-C-MOD from the 2/18/15 USM Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

Hand Carried

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

3-C MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
FOR SALISBURY UNIVERSITY
Construction Contract Modification

Contract ID: Design-Build Contract with Guaranteed Maximum Price,
 Academic Commons, Salisbury University
 Contract # W-400272- K, Project No. 11-482-59800

Contract Approved: USM Item 4– C (04/03/2013)
 USM Item 1-C-MOD (02/05/2014)
 USM Item 9-C-MOD (05/14/2014)
 USM Item 7-C-MOD (08/13/2014)

Contractor: Gilbane Building Company
 Laurel, Maryland 20707

Contract Description: Design-Build Contractor (DBC) to provide design-build services for pre-construction, design and construction phases of the new Academic Commons. Scope of work includes the design and construction of a new 234,378 GSF state of the art Academic Commons/Library building. The 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. The project also includes the demolition of the existing 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.

Construction Bid Package: This modification is the 4th of 5 bid packages to be submitted to the BPW for approval for the construction of this project.

Total Project Budget: \$117,100,000 (As approved in the FY 2013 – FY 2015 CIP by the legislature and included in the FY 2016 CIP submitted to the legislature)

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

Hand Carried

3-C MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
FOR SALISBURY UNIVERSITY (cont'd)
Construction Contract Modification

Modification Description: To incorporate construction and associated services into the contract for the next phase of construction required for the Academic Commons building. This work includes mechanical and electrical systems, finishes, equipment, communications, site improvements and utilities.

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 (Design and Pre-Construction Fees)

Prior Modifications: \$ 31,133,863 (Includes demolition, site work, foundations, concrete, waterproofing, elevators, structural steel, fire stairs, fire protection and mechanical and electrical work)

This Modification: \$ 63,211,135

Revised Total Amount: \$100,620,893

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 25% Design and 30% Construction

MBE Compliance: 22% Design, 37% Construction

Performance Bond: Equal to contract amount

Requesting Institution Remarks:

- Gilbane has submitted an acceptable proposal for the work required under this modification for the construction of the Academic Commons building. The University seeks Board approval to modify the contract to incorporate this work and continue with construction. This original construction cost did not include design or preconstruction fees.

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

Hand Carried

3-C MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
FOR SALISBURY UNIVERSITY (cont'd)
Construction Contract Modification

Requesting Institution Remarks: (continued)

- The original projected construction cost of \$90 million was a budget estimate done prior to completion of the facility program. Upon its completion the University estimated the total project cost (P,C & E) of \$114.1 million. This revised estimate was reflected in the budget submitted to the legislature for the 2013 legislative session.
- Subsequently, Salisbury University requested the addition of a carillon tower to the scope of work in the amount of \$2 million and to be funded by a donor. This scope change was approved by the Department of Budget and Management.
- The University will return to the Board to seek approval for the 5th bid package that will include the carillon tower and the balance of construction.
- The University's FY 2016 request reflects an increase in the cost in the amount of \$1 million due to market conditions. The revised total amount includes design and pre-construction services fee in the amount of \$6,275,895 which are not part of the construction cost.
- The revised total amount includes built-in equipment items that are part of the construction contract but, does not include certain greater than 15-year life capital equipment items (reflected in the total project budget) which the University will purchase under separate contract(s).
- The University will award an amount not to exceed current funds available (\$22,312,644) and will return to the BPW for approval to award the final construction bid packages when the FY 2016 funds have been appropriated.

MBE participation is \$20,171,837 or 32.6%

Fund Source: MCCBL of 2014: *Provide funds to construct an 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 083 \$14,312,644. The 2014 General Assembly pre-authorized \$47,550,000 in FY 2016 for this project. \$ 40,898,491. Non Budgeted Funds \$ 8,000,000.*

Approp. Code:	R30B29	Resident Business:	Yes
MD Tax Clearance:	15-0083-1110		

The Board of Public Works deferred this Item as Item 7-C-MOD from the 2/18/15 USM Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

Hand Carried

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

4-C-MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK FOR UNIVERSITY OF MARYLAND, EASTERN SHORE
Construction Contract Modification

Contract ID: Construction Management at Risk Services for the new Engineering, Aviation, Computer and Mathematical Sciences Building
 Contract No. W-400187-K Project No. 90-000-014-00

Contract Approved: USM Item 10-C (02/22/12)
 USM Item 4-C Mod (07/24/13)
 USM Item 6-C Mod (09/04/13)
 USM Item 6-C Mod (05/14/14)
 USM Item 6-C Mod (10/01/2014)

Contractor: Holder Construction
 Herndon, VA

Contract Description: Provide complete construction management services for the new Engineering, Aviation, Computer and Mathematical Sciences Building (EACMS) at the University of Maryland Eastern Shore. The EACMS is a 163,350 gross square foot new building that includes classrooms, technology and engineering laboratories and faculty offices, as well as TV and radio studios, technology support spaces, meeting rooms and common areas for public use. The project includes aviation science laboratories, aviation computer labs and air traffic control training spaces. The project also includes related site and utility improvements, storm water management, pedestrian circulation, landscaping and service access. Project goal is to attain LEED Gold level certification.

Construction Bid Package: This modification is the 4th of 6 bid packages to be submitted to the BPW for approval for the construction of this project.

Total Project Budget: \$96,548,000 (As approved in the FY 2011 – FY 2015 CIP by the legislature and included in the FY 2016 CIP submitted to the legislature)

Modification Description: Incorporate audio-visual equipment for the new Engineering, Aviation, Computer and Mathematical Sciences Building.

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

Hand Carried

4-C-MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK FOR UNIVERSITY OF MARYLAND, EASTERN SHORE (cont'd)
Construction Contract Modification

<i>Original Term:</i>	Pre-Construction 13 Months (02/22/12-03/21/13)
<i>Modification Term:</i>	No change
<i>Original Amount:</i>	\$395,700 (Pre-Construction)
<i>Prior Modifications:</i>	\$69,022,963 (Includes all the construction scope as described in the “ <i>Contract Description</i> ” except for the audio-visual and science and technology equipment)
<i>This Modification:</i>	\$2,506,991
<i>Revised Total Contract Amount:</i>	\$71,925,654
<i>Original Procurement Method:</i>	Competitive Sealed Proposals
<i>MBE Participation:</i>	25%
<i>MBE Compliance:</i>	23%
<i>Performance Bond:</i>	Equal to contract amount

Requesting Institution Remarks:

- Because of the complexity of constructing and equipping science buildings and the coordination required for proper installation during the construction period, the University requires that construction managers provide and install this equipment (built-in equipment). Holder has completed the trade contractor bidding for the Audio-Visual equipment package and has submitted an acceptable modification for this work.
- The University expects to return to BPW to request approval of two additional technology packages: Radio & Studio Equipment estimated at approximately \$2M and Engineering Lab equipment, estimated at approximately \$9 Million.
- The revised total amount includes built-in equipment items that are part of the construction contract. It does not however include architectural design fees previously approved by the BPW or certain greater than 15-year life capital equipment items (reflected in the total project budget) for which the University will return to the Board for approval.

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

Hand Carried

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

5-C MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
FOR THE UNIVERSITIES AT SHADY GROVE
Construction Contract Modification

Contract ID: Design-Build Contract with Guaranteed Maximum Price,
 Shady Grove Parking Garage No. 2
 Contract # F-400336- K, Project No. 13-592-716-00

Contract Approved: USM Item 4– C (11/20/2013)
 USM Item 2-C Mod (09/03/2014)

Contractor: Donley's LLC
 Richmond, VA 23236

Contract Description: Design-Build Contractor to provide a second structured Garage for the University System of Maryland, Shady Grove campus. Contractor shall maximize the number of spaces (approximately 700) while minimizing the cost per space. The total estimated cost for construction is \$15 million.

Construction Bid Packages: This modification is the 2nd of 2 bid packages to be submitted to the BPW for approval for the construction of this project.

Total Project Budget: \$20,000,000 (Approved by the USM Board of Regents
 June 2013)

Modification Description: To incorporate the garage and associated services into the contract for the construction of the new entrance road and parking garage.

Original Term: Twenty-Two (22) months from Notice-to-Proceed date
 (November 20, 2013 – September 19, 2015);

Modification Term: No change.

Original Amount: \$ 996,685
 (Pre-Construction and Design Services)

Supplement C
University System Of Maryland
ACTION AGENDA
March 4, 2015

Hand Carried

5-C MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
FOR THE UNIVERSITIES AT SHADY GROVE (cont'd)
Construction Contract Modification

Prior Modifications: \$2,125,021 (New Entrance and engineering and parking studies)

This Modification: \$15,218,709 (Garage)

Revised Total Amount: \$18,340,415

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 25% Design and 30% Construction

MBE Compliance: 17% Design and 2.4% Construction

Performance Security: Equal to 100% contract amount

Requesting Institution Remarks:

- Donley's Construction performed full design and pre-construction services. The cost of those services was \$996,686 and is reflected in the Revised Total Amount of the project.
- The Board previously authorized design and contractor services to add the new entrance road (USM Item 2-C MOD, 09/03/2014) to the scope of work. This scope increases the total cost of construction to \$17,343,730 inclusive of the garage whose cost is \$15,218,709, approximately 1.5% over the original estimate prepared prior to the design and construction team being hired, and the modification that added the new entrance.
- With this submission, Donley's has now submitted acceptable proposals to build the garage and associated new entrance road. The University seeks Board approval to incorporate the scope and cost for the garage into the contract and proceed.
- This project is the result of a Memorandum of Understanding between the USM and Montgomery County dated July 1, 2013 whereby the USM agreed to provide the funding for both the new entrance road and garage that would be reimbursed by the County over 3 fiscal years following the start of construction.
- The project is within the original budget of \$20 million.

MBE participation on this modification totals \$3,330,397 or 21.9%

The Board of Public Works deferred this Item as Item 6-C-MOD from the 2/18/15 USM Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
March 4, 2015

SUPPLEMENTAL

Agency Contact: Greg Urban (410) 260-7279
Greg@maryland.gov

1-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: Motorola, Inc.
ADPICS No.: 060B1400056, COG09656

Contract Approved: DoIT Item 3-IT (11/17/2010)

Contractor: Motorola, Inc., Columbia, MD

Contract Description: Provide integrated Statewide public safety wireless communication system. This will be the primary radio communication system for public safety first responders throughout the State built in five phases. Funding has been identified for the first phase (\$50.7M) which will build a turn-key radio system to replace Maryland Transportation Authority's existing system; funding for future phases will be budgeted as part of the State's Capital Investment Plan. Once completed, this radio system will be the primary operating radio system for all State agencies, providing a communications platform for 16 State operating units and allowing for seamless interoperability among State users. The radio system will also provide interoperability among State and local first responders and leverage infrastructure investments made by county governments and federal grants. This effort is providing an interoperable backbone to first responders at all levels of government. The radio system uses the Public Safety 700 MHz spectrum licensed to the State by the FCC.

Modification Description: Authorize contractor to provide operations and maintenance for the base term.

Original Contract Term: 11/18/2010 – 11/17/2018 (with seven 1-year renewal options)

Modification Term: 3/5/2015 – 11/17/2018

Original Amount: \$345,000,000 (base, 8 years)
\$140,000,000 (\$20M each option year [7 total])
\$485,000,000 Total

Modification Amount: \$19,000,000

Prior Modification Amount: Internal mods performed under DoIT authority; did not increase the total contract amount.

Supplement D
Department of Information Technology
ACTION AGENDA
March 4, 2015

SUPPLEMENTAL

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

Revised Total Contract Amount: \$504,000,000

Percent +/- (This Modification): 3.92%

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 20% of contract amount that does not include subscriber equipment.

MBE Compliance: 21.04%

Remarks: This request is to raise the not-to-exceed amount of the contract by \$19M to allow the agency to have the Contractor provide Operations and Maintenance (O&M) services to completed phases of the project during the base period of the contract. The O&M services are needed in regions where the 2-Year warranty has expired. These O&M services are part of the original RFP and resulting contract, and the costs are reflective of the completed builds in Regions 1A and 2, and the anticipated completion of Regions 1, 2, and 3. O&M covers System Support and the Statewide Radio Infrastructure but does not include subscriber equipment owned by individual State agencies. The initial contract ceiling did not explicitly take into consideration O&M costs during the base periods, and this modification presents O&M costs in a clear and transparent manner distinct from the cost to build the radio system.

Fund Source: Reimbursable (using agency funds)

Resident Business: Yes (local office in Columbia, MD)

The Board of Public Works deferred this Item as Item 5-IT-MOD from the 2/18/15 Agenda.

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

Disapproved 2-to-1; Treasurer voted no.



Maryland Department of Transportation
The Secretary's Office

Lawrence J. Hogan, Jr.
Governor

Boyd K. Rutherford
Lt. Governor

Pete K. Rahn
Acting Secretary

BOARD OF PUBLIC WORKS (BPW)

ACTION AGENDA

March 4, 2015

	<u>Pages</u>
Maintenance	1 - 3
General / Miscellaneous	4
Expedited Report	5 – 16
Landlord/Lease	7 – 8

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

RENEWAL OPTION: (Maintenance)

ITEM: 1-M-OPT

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-12-008
Septic Tank and Ejector Pit Pumping Services at
Baltimore/Washington International Thurgood
Marshall (BWI Marshall) Airport
Anne Arundel County
ADPICS No. CO317604

ORIGINAL CONTRACT APPROVED: DOT Agenda 04/04/2012, Item 4-M

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: JEM Enterprises, Inc. T/A Globe Sanitation
Woodbine, MD

MODIFICATION: Exercise the Renewal Option for a period of two (2)
years from May 1, 2015 through April 30, 2017.

AMOUNT: \$241,486

ORIGINAL CONTRACT AMOUNT: \$343,077

REVISED CONTRACT AMOUNT: \$584,563

PERCENTAGE INCREASE: 70% (Renewal)

TERM OF CONTRACT: 05/01/2012 – 04/30/2015 (Original)
05/01/2015 – 04/30/2017 (Renewal)

ORIGINAL MBE PARTICIPATION: 0% (single element of work)

REMARKS: This contract provides routine pumping out of several sewage holding tanks and
ejector pits and supplies portable toilets at BWI Marshall. The Contractor is reliable and has
satisfactorily, through their performance, demonstrated the ability to meet the contract requirements.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

ITEM: 1-M-OPT (Continued)

BPW – 03/04/15

T2

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$343,077	05/01/2012 – 04/30/2015	04/12/12 – Item 4-M	
Renewal Option	\$241,486	05/01/2015 – 04/30/2017	3/04/15	As provided for in original contract
Revised Amount	\$584,563			

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

GENERAL/MISCELLANEOUS

ITEM: 2-GM

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-LC-15-039

NATURE OF REQUEST: Approval of a Concession Contract with FlightCar, Inc. to establish and operate a non-exclusive Off-Airport Rental Auto Concession at Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall).

CONCESSIONAIRE: FlightCar, Inc.
San Francisco, CA

REVENUE: Contractor shall pay eight percent (8%) of the total gross revenues derived from its operations at BWI Marshall per COMAR 11.03.01.05.

DURATION: 04/01/2015 – 03/31/2020

REMARKS: It is the intent of the Administration to make available to airline passengers at BWI Marshall alternative ground transportation venues other than those ground transportation services currently offered (e.g., on-Airport rental auto services, scheduled ground transportation services and Airport taxicab services). The Concession Contract provides that Contractor enter into an agreement with BWI RAC, LLC, the Consortium consisting of all of the on-Airport rental auto concessionaires at BWI Marshall, for the utilization of the Airport's Consolidated Rental Car Common Shuttle Bus Fleet in transporting Contractor's customers between the Airport Terminal Building and the Airport's Consolidated Rental Car Facility ("CRCF"). Contractor shall utilize its own shuttle/courtesy vehicles to transport its customers between the CRCF and its off-Airport rental car business.

This type of revenue-producing contract at a transportation facility is outside the scope of the State Procurement Law under State Finance and Procurement Article, Section 11-202(3) and COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes a lease and use of State property under State Finance and Procurement Article, Section 10-035.

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 15-0304-0000

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

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
APPENDIX

EXPEDITED PROCUREMENT REPORT: (Construction)

ITEM: 3-EX

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-15-005
D/E Connector and Security Checkpoint at
Baltimore/Washington International Airport
(BWI Marshall)
Anne Arundel County
ADPICS NO: MAACO15005

EXPEDITED PROCUREMENT APPROVAL: DOT Agenda 07/23/2014, Item 19-EX

CONTRACT DESCRIPTION: This contract provides for the construction of a new passenger security checkpoint and airside passenger connector between Concourses D and E at BWI Marshall.

DATE OF AWARD: 02/03/2015

AWARD: The Whiting-Turner Contracting Company
Greenbelt, MD

AMOUNT: \$105,001,379

TERM OF CONTRACT: 787 Calendar Days from NTP

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:	<u>Technical Ranking</u>	<u>Financial Offer Ranking</u>	<u>Overall Ranking</u>
The Whiting-Turner Contracting Company Greenbelt, MD	1	\$105,001,379 (2)	1
Clark Construction Company, LLC Bethesda, MD	4	\$102,955,000 (1)	2
Hensel Phelps Construction Co. Chantilly, VA	2	\$108,802,000 (3)	3
Archer Western Construction, LLC Chevy Chase, MD	3	\$110,975,350 (4)	4

ITEM: 3-EX (Continued)

BPW – 03/04/15

MBE PARTICIPATION: 22%

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

REMARKS: The Engineer's Estimate was \$97,515,024. The major component of the difference between the Engineer's Estimate and The Whiting-Turner Contracting Company (WT) price is in the labor cost. Because of the complexity of the project and the aggressive schedule, WT included cost for double shifts whereas the engineer included cost only for premium time.

This solicitation was advertised on eMaryland Marketplace. eMaryland marketplace directly notified over 689 prospective bidders, including 300 Maryland companies, 205 Minority Business Enterprises, and 120 Small Business Enterprises. MAA directly solicited four (4) companies known to provide the requested services. Twelve (12) Plans and Specs were sold. Five (5) firms submitted proposals but one firm decided not to continue in the process due to concerns over MAA's standard terms and conditions.

WT was consistently ranked the highest, considering the combination of technical expertise of the proposed key staff and the overall experience of the firm. WT proposed staff has extensive construction experience, much of it involving airports. WT has demonstrated a strong understanding of the project goals through the use of Critical Path Method scheduling, which was proactive to meet the aggressive project schedule. Additionally, WT identified (7) seven potential cost savings areas that have merit and may be implemented during this project.

FUND SOURCE: 12% Special, 86% Other and 2% Federal Funds Budgeted to MAA

APPROPRIATION CODE: J06I00003

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 15-0307-1111

BOARD OF PUBLIC WORKS ACTION - THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

LANDLORD LEASE

ITEM: 4-LL MMC# 15-3034

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-LC-15-033

NATURE OF REQUEST: Approval of a Contract with Middle River Volunteer Fire Company, Inc. for the Lease of Land at Martin State Airport.

LESSOR: Maryland Aviation Administration

LESSEE: Middle River Volunteer Fire Company, Inc.
Middle River, Maryland

REVENUE: A Land Rental Fee of \$1,011.89 per annum, which is based upon a fair market appraisal, for 2,342 square feet of land. The Land Rental Fee shall be adjusted annually at the same rate as any percentage increase in the Consumer Price Index for all urban consumers for the Baltimore-Washington, DC-MD-VA-WV areas.

DURATION: 04/01/2015 – 03/31/2020

REMARKS: For some time, Lessee has provided volunteer fire fighting services to the eastern portion of Baltimore County, Maryland. Under Contract No. SAA-LC-84-045, BPW Item 11-L, approved 04/11/1984, Lessee leased land from MAA to establish a parking lot to accommodate its volunteers, employees and visitors and to construct thereon an addition to an existing building that Lessee owns to house fire/rescue trucks and equipment. This new Lease Contract decreases the land area assigned to Lessee under the original Lease Contract No. SAA-LC-84-045 by approximately 0.7433 acres. The original lease was for 0.797 acres. The new land area is for 0.0537 acres. Under this new Lease Contract, Lessee shall be permitted to continue to use the Leased Premises for access to the addition and existing building that Lessee constructed. Lessee shall be responsible for all costs and expenses associated with the operation and maintenance of the Leased Premises. Use of the parking lot will be incorporated into a separate agreement with Baltimore County that will be presented as a separate action agenda to the Board of Public Works at a future meeting.

This type of revenue-producing contract at a transportation facility is outside the scope of the State Procurement Law under State Finance and Procurement Article, Section 11-202(3) and COMAR 21.01.03.03.B(1)(d). However, the agreement constitutes a lease and use of State property under State Finance and Procurement Article, Section 10-305 that the Board must approve.

ITEM: 4-LL (Continued)

BPW – 03/04/15

RESIDENT BUSINESS:

Yes

MD TAX CLEARANCE:

15-0273-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES

Items to be presented to the Board of Public Works

March 4 2015

	Pages
AE Services Contract	1 and 2
General Miscellaneous	3 thru 5
Leases	6 thru 9

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT

ITEM 1-AE

DEPARTMENT OF JUVENILE SERVICES Marriottsville MD (Carroll County)

CONTRACT NO. & TITLE Project No. NF-000-140-001;
Design and Construct a New Female
Detention Center, Marriottsville, MD
ADPICS NO. 001b5400397

DESCRIPTION Approval requested to provide
architectural/engineering design and construction administration services for the design and
construction of a new state of the art female detention center at the former O’Farrell Center site
located in Marriottsville.

PROCUREMENT METHOD Maryland Architectural and Engineering
Services Act

<u>BIDS OR PROPOSALS</u>	<u>Qualification/Tech. Scores/Phase 2 Score</u>
Grimm & Parker / Ricci Greene Associates Joint Venture (JV) Calverton, MD	194.6/85%/564
Dewbery/Penza Bailey Architects Joint Venture Rockville, MD	196.9/86%/524
KMD / ATI, Inc. Joint Venture Baltimore, MD	201.4/88%/474
Bushey Feight Morin/L.R. Kimball Joint Venture Hagerstown, MD	195.6/85%/191

AWARD Grimm & Parker / Ricci Green (JV)
Calverton, MD

AMOUNT \$4,867,923.61

TERM 24 Months

MBE PARTICIPATION 29% (7% African American, 2% Hispanic
American, 9% Woman)

VSBE PARTICIPATION 10%

PERFORMANCE BOND N/A

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT

ITEM 1-AE (Cont.)

REMARKS

This solicitation was advertised on *eMaryland Marketplace.com* on August 8, 2014. Fourteen (14) firms submitted Letters of Interest and seven (7) submitted technical proposals. Of the seven (7) technical proposals received four (4) achieved the minimum qualifying score of 85%.

It was determined that a Second Phase Review Panel evaluation was required. At the meeting of October 16, 2014, the General Professional Services Selection Board (GPSSB) approved the Qualification Committee's recommendation of the ranking of the firms and authorized negotiations with the top ranked firm of Grimm & Parker / Ricci Green Associates Joint Venture.

At the January 15, 2015 meeting of the GPSSB, the chairman of the Negotiation Committee certified that the negotiations were conducted in accordance with the regulations governing the Negotiation Committee, that the price proposal was based upon the scope of services outlined in the project program and DGS procedures for providing architectural/engineering services, and that the negotiated price proposal was fair, competitive, and reasonable.

The negotiated price proposal and the scope of services represented by the price proposal were reviewed by the General Board and approved as required by Title 13-308 of the *State Finance and Procurement Article, Annotate Code of Maryland*.

Approval is requested for all six phases; however, due to limited funding at this time, the initial encumbrance will be for Phase I and Phase II. DGS will return to the Board of Public Works for approval of additional funding when funding is appropriated.

FUND SOURCE

MCCBL 2013 Item 024	\$1,560,000.00
MCCBL 2014 Item 028	\$ <u>188,912.10</u>
	\$1,748,912.10

RESIDENT BUSINESS

Yes

MD TAX CLEARANCE

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 2-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 \$222,065.12 (2 items).

A. Maryland State Police

MSP Headquarters
Pikesville, MD

DESCRIPTION

Remove of existing underground storage tank one (1) 12,000 gallon gasohol and one (1) 275 gallon used oil AST and install one (1) 12,000 gasohol above ground tank and one (1) 280 gallon double walled used oil AST. Work to include installation of two new dispensers, monitoring system, updated SPCC plan, new vehicle refueling area with shelter over the dispenser/card reader etc.

REMARKS

Indefinite Quantity Contract (IQC) DGS-12-004-IQC was developed for DGS to provide Mechanical, Electrical, and Plumbing Engineering Services for the Department of General Services for Multiple Construction Projects with Fees Greater than \$25,000.00 and 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 the contracts awarded to any one firm may not exceed \$500,000.00. The expiration of the contract (DGS-12-004-IQC) in July 02, 2015.

Approval is requested for all six (6) phases; however, due to limited funding at the present time, the initial encumbrance will be for phases 1 through 3. DGS will return to the Board of Public Works for approval of additional funding when funding is appropriated.

CONTRACT NO. AND TITLE

Project No. TK-002-150-001;
Replace Underground Tank with Above
Ground Tanks MSP

PROCUREMENT METHOD

Maryland Architectural and Engineering
Services Act

AWARD

M S Engineering, Inc.
Columbia, MD

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 2-GM (Cont.)

PROCUREMENT METHOD

Maryland Architectural and Engineering Services Act

AWARD

Whitman, Requardt & Associates, LLP
Baltimore, MD

AMOUNT

\$124,170.48

TERM

120 Calendar Days

PERFORMANCE BOND

100% of Full Contract Amount

FUND SOURCE

MCCBL 2013 Item 011 (Provide funds to remove, replace, or upgrade State owned fuel storage tank systems (\$84,057.40))

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 3-LT

DEPARTMENT OF PUBLIC SAFETY AND Internal Investigation Unit (IIU)
CORRECTIONAL SERVICES (Howard County)

Landlord Columbia Acquisition, LLC
 c/o Bernstein Management Corporation
 5301 Wisconsin Ave. N.W., Suite 600
 Washington, DC 20015

Property Location 8520 Corridor Rd.
 Savage, MD 20763

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	13,176
<u>Duration</u>	10 years	<u>Effective</u>	7/1/2015		
<u>Annual Rent</u>	\$236,179.80 (Avg.)	<u>Square Foot Rate</u>	\$17.93 (Avg.)		

Utilities Responsibility Tenant
Custodial Responsibility Landlord

<u>Fund Sources</u>	<u>Program</u>	<u>Sub Object</u>	<u>PCA</u>
	1311	1310	13110
	1311	6200	13110

Special Conditions

1. The lease corporates 45 use-in common parking spaces.
2. This lease includes a turnkey build out, which is inclusive of existing low voltage cabling and furniture
3. No rent shall be due for the month of June 2016
4. The square foot rate is escalated annually at 2.5%.

Remarks

1. DPSCS/IIU has occupied 8510 Corridor Rd. since 2000 and requires additional space due to the Internal Investigative Unit (IIU) being reorganized to include the newly formed Integrity Investigations Unit. This reorganization has required IIU to hire additional staff that are currently spread across several offices and will be moved and consolidated under this lease. This space will also include a secure evidence room, polygraph interview rooms and multipurpose/training room.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 3-LT (Cont.)

2. The current lease at 8510 Corridor Rd. will be terminated in concert with the commencement of this new lease agreement at 8520 Corridor Rd. The expiration date of the new lease is June 30, 2025.
3. There are no escalations expenses associated with janitorial services or real estate taxes. The landlord is responsible for these costs.
4. The lease contains a termination for convenience clause.
5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 4-LT (Cont.)

4. The tenant agency will be responsible for the custodial responsibility, with an anticipated cost of \$1.50 per square foot, which will result in an effective square foot rate of \$14.50.
5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION