

BOARD OF PUBLIC WORKS
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SEPTEMBER 21, 2016

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

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**1. BOARD OF PUBLIC WORKS
*Debarment of Robert Nickey, III***

Recommendation: That the Board of Public Works refer the administrative complaint seeking debarment of Robert Nickey, III to the Office of Administrative Hearings to conduct a hearing.

Authority: State Finance & Procurement Article, ANNOTATED CODE OF MARYLAND:
§§ 16-203(a)(1),(5), 16-203(b), 16-304(c);
COMAR 21.08.04.02 and COMAR 23.01.03.03

Administrative Complaint: In July 2016, the Office of the Attorney General filed an administrative complaint with the Board of Public Works seeking debarment of Robert Nickey, III based on his federal convictions in the U.S. District Court, District of Maryland.

Background: From approximately 2010 through 2013, Mr. Nickey was the owner, president and CEO of Intaset Technologies, a Maryland-based corporation providing labor services to federal agencies and to the private sector in Maryland and other states. In 2010, Mr. Nickey obtained a \$3 million line of credit with Sovereign Bank N.A. for Intaset. Mr. Nickey admitted that from August 2011 to January 2013, he provided fraudulent data to deceive the bank into thinking that Intaset had more federal government accounts receivable than it actually did. This allowed Mr. Nickey to withdraw funds that the bank would not have released had it known the data was false. With those funds, Mr. Nickey transferred money to the owners of Quantell, Inc. – Shaun Tucker and Joanne Tucker (see companion Item 2 on today’s Secretary’s Agenda for debarment recommendation) – for their personal use and to fund Quantell’s operations.

Mr. Nickey pleaded guilty in the U.S. District Court, District of Maryland to bank fraud and money laundering. He was sentenced to time served; placed on three years’ supervised release; required to reside for six months in a halfway house; and ordered to pay \$1,355,143 in restitution.

Request for Hearing: Upon notice of the complaint, Mr. Nickey timely requested a hearing in front of an administrative law judge at the Office of Administrative Hearings. At the hearing, Mr. Nickey will be permitted to present evidence on whether the stated basis for debarment exists, the appropriate duration of the debarment, and any mitigating factors. The administrative law judge is to issue a *proposed* decision within 90 days after the hearing. Any party adversely affected by the decision may file written exceptions to the findings and request a hearing before this Board. The matter then returns to the Board for a *final* decision. See COMAR 21.08.04.02F and .03A, C, F.

**BOARD OF PUBLIC WORKS
SECRETARY'S
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September 21, 2016**

**1. BOARD OF PUBLIC WORKS (cont'd)
*Debarment of Robert Nickey, III***

Action: Upon approval of this Item, Mr. Nickey's case and the record herein will be referred to the Office of Administrative Hearings to conduct a contested case hearing and issue a proposed decision.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

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2. BOARD OF PUBLIC WORKS

Debarment of Shaun Tucker, Joanne Tucker, Paul Watson, Kevin Williams

Recommendation: That the Board of Public Works debar:

- Shaun Tucker
- Joanne Tucker
- Paul Watson
- Kevin Williams

from being considered for the award of, being awarded, or performing directly or indirectly a contract with the State for an indefinite period.

Authority: State Finance & Procurement Article, ANNOTATED CODE OF MARYLAND:
§§ 16-203(a)(1),(5),(6) and 16-203(b)

Administrative Complaint: In July 2016, the Office of the Attorney General filed administrative complaints with the Board of Public Works seeking debarment of Shaun Tucker, Joanne Tucker, Paul Watson, and Kevin Williams based on their federal convictions in the U.S. District Court, District of Maryland.

Background: Shaun Tucker and Joanne Tucker owned two Maryland-based corporations, Quantell, Inc. and Intaset Technologies Corporation (they ultimately sold Intaset to Robert Nickey, III – see companion Item 1 on today’s Secretary’s Agenda). These companies provided labor services to the federal government and to the private sector in Maryland and other states. From 2007 to 2013, Shaun and Joanne Tucker with Quantell/Intaset employee co-conspirators Paul Watson and Kevin Williams (and Jonathan Mickle*) fraudulently represented to federal procurement authorities that the two corporations were eligible to bid on, and receive awards of, set-aside federal contracts as small businesses or Service Disabled Veteran Owned Small Businesses. The value of the contracts obtained on the basis of their fraudulent representations was at least \$30 million.

*NOTE: The Attorney General filed an administrative complaint seeking debarment of Mr. Mickle as well. That complaint is anticipated to be presented on the Board’s next Agenda.

Beginning in 2008, the Tuckers stopped making federally-mandated health and welfare contributions for employees. Instead, the Tuckers directed employees’ health and welfare benefits to several shell entities; the Tuckers and their co-conspirators used the more than \$1.6 million dollars to purchase automobiles and a boat, and to construct and renovate homes and other buildings. This income, albeit illegal, was subject to taxation. The Tuckers, Watson, and Williams fraudulently underreported their income for the tax years of 2009-2011.

In July 2015, the Tuckers pleaded guilty to tax evasion in violation of 26 U.S.C. §7201 and conspiracy to commit wire fraud in violation of 18 U.S.C. §1349.

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

**2. BOARD OF PUBLIC WORKS (cont'd)
*Debarment of Shaun Tucker, Joanne Tucker, Paul Watson, Kevin Williams***

Background: (cont'd) Shaun Tucker was sentenced to 96 months' imprisonment; ordered to pay about \$2.1 million in restitution; and forfeited vehicles and bank accounts.

Joanne Tucker was sentenced to 12 months and one day of imprisonment; ordered to pay about \$2.1 million in restitution; and forfeited vehicles and bank accounts.

Paul Watson pleaded guilty to conspiracy to commit wire fraud in violation of 18 U.S.C. §1349 and tax fraud in violation of 26 U.S.C. §7206(1). He was sentenced to six months' home detention and three years' probation; ordered to pay \$857,097 in restitution; and forfeit \$809,118 in cash.

Kevin Williams pleaded guilty to conspiracy to commit wire fraud in violation of 18 U.S.C. §1349 and to tax evasion in violation of 26 U.S.C. §7201. He was sentenced to three years' probation, ordered to pay \$699,000 in restitution, and forfeit \$1.6 million in cash.

Basis for Debarment:

A person may be debarred from entering into a contract with the State if the person has been convicted of fraud, conspiracy to commit to fraud, or a violation of § 7201 of the Internal Revenue Code.

STATE FINANCE AND PROCUREMENT ARTICLE, § 16-203(a)

A person may be debarred if, during the course of an official investigation...the person has admitted, in writing to any act that is grounds for debarment.

STATE FINANCE AND PROCUREMENT ARTICLE, § 16-203(b)

Shaun Tucker, Joanne Tucker, Paul Watson, and Kevin Williams are subject to debarment under §§ 16-203(a)(1), (5), (6) and 16-203(b).

Debarment: On July 27, 2016, the Board of Public Works sent written notice by first class mail to Shaun Tucker, Joanne Tucker, Paul Watson and Kevin Williams, and to a corrected address for Kevin Williams on August 19, 2016, that the Attorney General had commenced debarment proceedings. The notice apprised each person of their right to request a hearing within 30 days after they received the notice. Each person failed to request a hearing. Under State debarment law, their failure to request a timely hearing means they have waived their right to a hearing and are debarred. State Finance and Procurement Article §16-304 (e), COMAR 21.08.04.02.

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

2. BOARD OF PUBLIC WORKS (cont'd)
Debarment of Shaun Tucker, Joanne Tucker, Paul Watson, Kevin Williams

Debarment Term: The Attorney General recommends an indefinite debarment for Shaun Tucker, Joanne Tucker, Paul Watson, and Kevin Williams. A debarred individual may petition the Board for removal of the debarment within five years following the debarment date. State Finance and Procurement Article, §16-310.

Action: Approval of this Item will debar Shaun Tucker, Joanne Tucker, Paul Watson, and Kevin Williams from being considered for the award of, being awarded, or performing directly or indirectly a contract with the State for an indefinite period.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

Contact: Gabriel Gnall 410.260.7335
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**3. BOARD OF PUBLIC WORKS
*Procurement Agency Activity Report***

Recommendation: That the Board of Public Works approve the Procurement Agency Activity Report submitted by:

Transportation

July 2016

Authority: COMAR 21.02.01.05

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

REVISED

*Contact: Bill Morgante 410-260-7791
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**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 the license 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

16-0126 *ANNE ARUNDEL CO. DEPT. OF PUBLIC WORKS* – To conduct maintenance dredging in Marley Creek headwaters to maintain boating access for residential property owners and provide for 10-year dredging period.

From near Brewers Island to near Rt. 648 bridge, Marley Creek

Special conditions: Time-of-year restriction; dredging requirements including transport and disposal and monitoring plan; dredging restrictions including dump site, maintenance dredging, turbidity and velocity monitoring; and bathymetric surveys.

CALVERT COUNTY

STATE HIGHWAY ADMINISTRATION - Withdrawn

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016

REVISED

4. BOARD OF PUBLIC WORKS (cont'd)
Wetlands Licenses
Concurrence Cases

WORCESTER COUNTY

16-0342 *SHELL GAME LLC* – To control shore erosion and improve navigable access for commercial boat traffic by maintenance dredging and providing for six-year dredging period; removing rubble and replacing with rip rap revetment; constructing and backfilling replacement bulkhead; constructing sand containment sill and filling and grading with sand and planting marsh vegetation (including filling of an oyster barge); constructing an “L” shaped platform and wave retention screen, “L” shaped platform with finger piers, mooring piles and wave retention screen; and pier extension and mooring piles.

Girdletree, Johnson Bay

Special conditions: Time-of-year restriction; planting; marsh establishment dredging and maintenance dredging requirements.

BOARD OF PUBLIC WORKS

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WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

*Contact: Bill Morgante 410-260-7791
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**5. BOARD OF PUBLIC WORKS
*Wetlands License – Modification***

Recommendation: That the Board of Public Works modify Tidal Wetlands License No. 14-0963. The Board of Public Works Wetlands Administrator recommends that the Board modify the license as indicated. The Department of the Environment concurs with this recommendation.

Authority: Title 16, Environment Article, Annotated Code of Maryland; COMAR 23.02.04.17D.

Original License: Reference is made to Secretary’s Agenda Item 4 (6/3/15) in which the Board of Public Works granted Chester River Yacht and Country Club a State tidal wetlands license to construct and backfill 205 linear feet of replacement vinyl bulkhead; dredge two areas to the 5-foot depth; deposit approximately 250 cubic yards of dredged mater on an approved upland in Queenstown; and provide for periodic maintenance dredging for six years. The purpose of the work is to improve navigation and replace a bulkhead.

Proposed Modification: The licensee now seeks to perform activities beyond the scope of the original license. The additional activities to expand the marina include:

- removing gangway and floating pier with an “L” head
- constructing two gangways with floating piers and “L” heads
- constructing one gangway with floating pier and five attached finger piers, pilings, and a “T” head
- dredging 60-foot by 31-foot basin to the 3.0-foot depth.

Background: The Maryland Department of the Environment determined that this change does not constitute a *minor* modification under COMAR 26.94.92.96. Accordingly, MDE issued a public notice on the request, solicited public comments, and provided interested persons, including adjacent property owners, an opportunity to request a public informational hearing. MDE received no requests for a hearing and received no comments from the public.

MDE’s evaluation took “into account ecological, economic, recreational, developmental, and aesthetic considerations appropriate for this proposal as well as other requirements set forth in COMAR.” MDE recommended special conditions to minimize wetlands impacts.

MDE and the Wetlands Administrator concur that the work proposed, with the proposed special conditions, will not cause significant deleterious impacts to anadromous fish, winter waterfowl, or navigation.

**BOARD OF PUBLIC WORKS
SECRETARY'S
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September 21, 2016**

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

KENT COUNTY

- 14-0963(R) CHESTER RIVER YACHT AND COUNTRY CLUB – License modified to add:
1. Removal of one existing 4-foot wide by 12-foot long gangway and a 6-foot wide by 50-foot long floating pier with an attached 10-foot by 20-foot “L” head;
 2. Construction of one 4-foot wide by 12-foot long gangway, an attached 6-foot wide by 50-foot long floating pier, and an attached 10-foot by 20-foot “L” head;
 3. Construct one 4-foot wide by 24-foot long gangway with an 8-foot wide by 155-foot long floating pier with four attached 4-foot wide by 30-foot long finger piers, one 4-foot wide by 15-foot long finger pier, 5 pilings, and an 8-foot wide by 72-foot long “T” head; and
 4. Dredge one 60-foot long by 31-foot wide area to a depth of 3.0 feet at mean low water;
 5. Also, change the number of cubic yards of dredged material from 250 to 306.

All as shown on plans dated May 25, 2016.

Chestertown, Chester River

Special conditions: Time-of-year restrictions and special requirements for bulkhead construction and dredging; maintenance dredging requirements, sanitary wastewater discharge, on-site sanitary facilities, petroleum product storage and handling, and boat maintenance; restrictions for shellfish harvesting, material stockpiling, pier removal, and dredged materials transportation.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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DISAPPROVED

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WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

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

**6. BOARD OF PUBLIC WORKS
*Wetlands License
Extraordinary Case***

Recommendation: Approval is requested of the following application for a wetlands license for a project involving dredging and filling in navigable water of Maryland. The Board of Public Works Wetlands Administrator recommends that the Board grant the license as indicated. The Department of the Environment concurs with this recommendation.

Extraordinary Case Classification: This case is classified as extraordinary because a public information hearing was held on April 21, 2016.

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.

Background: Reference is made to Secretary’s Agenda Item 7 (February 18, 2015) in which the Board of Public Works ratified the expedited issuance of State Tidal Wetlands License 14-0184EM. This emergency license authorized the initial clean-up of PCBs (polychlorinated biphenyl) at Dark Head Cove on the Lockheed Martin Middle River Complex. All work authorized under that emergency has been satisfactorily completed.

Lockheed Martin Corp. seeks to continue the removal of contaminants in Dark Head Cove as well as Cow Pen Creek and to restore impacted wetlands.

Restoration: Impacts to all wetlands and waters will be temporary. Licensee will restore these areas in-kind (the same or like wetland or habitat type and functions) and at a minimum 1:1 replacement. Licensee will restore wetlands through natural plant recolonization and replanting; all work must be done in accordance with a MDE/USACE approved restoration plan.

BALTIMORE CITY AND COUNTY

15-1119 ***LOCKHEED MARTIN CORPORATION*** – To continue sediment remediation and compliance with MDE’s Controlled Hazardous Substance consent order by excavating and dredging sediment containing chemicals of concern, placing layers of activated carbon and sand (filling), replacing a bulkhead, reestablishing streams, and planting native submerged aquatic vegetation (SAV) and native riparian plants.

Middle River, Cow Pen Creek and Dark Head Cove

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

6. BOARD OF PUBLIC WORKS (cont'd)
*Wetlands License
Extraordinary Case*

BALTIMORE CITY AND COUNTY (cont'd)

15-1119 *LOCKHEED MARTIN CORPORATION (cont'd)*

Special conditions: Time of year restrictions; and special requirements for: Joint Evaluation meeting scheduling, turbidity curtain placement; dredging; dredged removal dewatering and disposal; SAV planting, and monitoring.

- | | | |
|---|-----------------------------|-------------------|
| • | Application received | December 29, 2015 |
| • | Public information hearing | April 21, 2016 |
| • | Public comment period ended | May 2, 2016 |
| • | MDE Report & Recommendation | August 29, 2016 |

BOARD OF PUBLIC WORKS

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WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

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

**7. BOARD OF PUBLIC WORKS
*Wetlands License
Extraordinary Case***

Recommendation: Approval is requested of the following application for a wetlands license for a project involving filling in navigable water of Maryland, specifically a pier installation. The Board of Public Works Wetlands Administrator recommends that the Board grant the license as indicated. The Department of the Environment concurs with this recommendation.

Extraordinary Case Classification: This case is classified as extraordinary because MDE held a public hearing. A total of 22 people asked to be included on MDE’s interested-persons list.

MDE submitted its Report and Recommendation to the Board of Public Works; the Wetlands Administrator distributed it to those on the interested persons list. In response, one person submitted a written exception to the Report and Recommendation that opposed the project location.

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.

Background: The applicant, 600 Rowland Drive, LLC, owns a restaurant and a pier on the Susquehanna River. The applicant seeks to expand the pier by expanding it in front of the adjacent Newport Landing townhomes.

Exception: The homeowner who submitted the exception to the Board did not address impacts to State tidal wetlands but rather the pier location in front of the townhomes. However, because the applicant owns the riparian rights associated with the proposed pier location, as evidenced by Cecil County land records, the applicant’s pier expansion is an exercise of its riparian rights.

CECIL COUNTY

15-0967 *600 ROWLAND DRIVE, LLC* – To construct a floating pier, extending a maximum of 320 feet channelward of the mean high water line.
Port Deposit, Susquehanna River

Special conditions: Time-of-year restriction; pier wastewater discharge certifications and restrictions, trash handling requirements, mooring restrictions, mariner communication requirements, NOAA report requirements, and Coast Guard lighting requirements.

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

7. BOARD OF PUBLIC WORKS (cont'd)
*Wetlands License
Extraordinary Case*

CECIL COUNTY (cont'd)

15-0967 600 ROWLAND DRIVE, LLC (cont'd)

- | | | |
|---|---|-------------------|
| • | Application received | November 17, 2015 |
| • | Public information hearing | May 19, 2016 |
| • | Public comment period ended | June 2, 2016 |
| • | MDE Report & Recommendation | July 22, 2016 |
| • | Wetlands Administrator's notice to interested persons | July 27, 2016 |
| • | Interested Persons comment period ended | August 18, 2016 |

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

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Allen Cartwright (301) 429-7629 allen.cartwright@maryland.gov*

8. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Recommendation: That the Board of Public Works approve releasing the deed of trust on a second mortgage. The borrower is selling the property in a short sale, the offer for which is \$235,000. The first trust will be paid in full. The borrower has requested a release of the deed of trust securing the second mortgage on the basis of a hardship due to his illness and the death of the co-borrower.

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

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

Borrower: Angel and Katherine (deceased) Ortiz
8102 Hog Neck Road, Pasadena, 21122
Anne Arundel County

**Original Loans/
Current Balances:** 2nd mortgage: \$50,243 / \$46,559
1st mortgage \$189,008 / \$177,261

Offer for Short Sale: \$235,000

BOARD OF PUBLIC WORKS

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WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

*Contact: Ellen Frketic 410-729-8307
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**9. MARYLAND ENVIRONMENTAL SERVICE
*Eastern Correctional Institution***

A/E Contract: Design Services for Wastewater Treatment Plant
Expansion & Upgrade; MES Project #13-05-28

Original Approval: Secretary's Agenda, Item 11 (02/19/14)

Award: KCI Technologies, Inc, Sparks

Contract Description: Engineering services to design expansion of and upgrades to ECI
Wastewater Treatment Plant

Modification Description: Revise construction plans and specifications to enable phasing of
construction into two separate contracts. Provide additional services during the bid solicitation
process for both phases.

Original Contract Term: 48 months

Previous Modified Contract Term: 10 additional months

Modified Contract Term: 3 additional months

Original Contract: \$1,978,773

Previous Modification: \$ 117,550

This Modification: \$ 109,841

Revised Amount: \$2,206,214

Percentage Increase: 5.2%

MBE Participation: 28%

MBE Compliance: 28.4%

Remarks: The need for phasing became necessary following an unsuccessful bid solicitation for
this project. This modification will allow compliance-related facilities that need to be in place by
January 1, 2018 to be constructed under Phase 1. The remainder of improvements will be
constructed under Phase 2 when more funding becomes available. The A/E will revise the
specifications and plans, produce bid documents for construction procurement, and assist as
necessary during bid phase.

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

**9. MARYLAND ENVIRONMENTAL SERVICE (cont'd)
*Eastern Correctional Institution***

Fund Sources: MCCBL of 2015: *MES Infrastructure Improvement Fund (UB00)*
Appropriation Codes: 176 MMCBL15 (PCA #11081 - \$109,841)
Resident Business: Yes
Tax Compliance No.: 16-2386-1111

BOARD OF PUBLIC WORKS

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WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

*Contact: Ellen Frketic 410-729-8307
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**10. MARYLAND ENVIRONMENTAL SERVICE
Woodstock Job Corps Center**

A/E Contract: Wastewater Treatment Plant System Upgrade
MES Project # 1-17-2-06-3

Description: Provide preliminary engineering services for new advanced wastewater treatment system for Woodstock Job Corps Center facility.

Procurement: A/E Shortlist

Award: George Miles and Buhr, LLC

Amount: \$ 80,863

Term: 250 calendar days

MBE Participation: 31.8 %

Remarks: The wastewater treatment plant was last upgraded 25 years ago and is nearing the end of its useful life. The steel tanks are corroding and the process used to treat the sewage is not up to current biological nutrient removal standards. The facility is not designed to remove nitrogen and phosphorus and occasionally violates the discharge permit.

Fund Sources: MCCBL of 2016

Appropriation Codes: 177 MCCBL 16 (PCA # 12011)

Resident Business: Yes

Tax Compliance No.: 16-2638-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

*Contact: Joan Schaefer 410-767-0096
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11. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the transfer by the Washington County Board of Education to the Washington Board of County Commissioners of:

**Conococheague Elementary
13 acres site and building thereon
12408 Learning Lane
Hagerstown 21740**

As a condition of approval the Washington County Board of County Commissioners must obtain approval of the Board of Public Works before transferring the site further.

Background: In 2012, the Washington County Board of Education decided to close both Conococheague Elementary and Winter Street Elementary and build one replacement elementary school, Jonathan Hager Elementary. The board of education approved closing Conococheague Elementary School at the end of the 2015-2016 school year.

On November 7, 2015, the board of education approved the transfer of the facility and land to the Washington County Board of County Commissioners. The future use of this property has not been determined. There is no outstanding bond debt.

The IAC approved the transfer on August 22, 2016.

Authority: COMAR 23.03.02.23.B. The Interagency Committee on School Construction must review a request to transfer school property to the local government and make a recommendation to the Board of Public Works. The Board may approve, disapprove, or conditionally approve, the request to transfer school property.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

*Contact: Joan Schaefer 410-767-0096
Joan.schaefer@maryland.gov*

12. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the transfer by the Washington County Board of Education to the Washington Board of County Commissioners of:

**Winter Street Elementary
3.13 acres site and building thereon
59 Winter Street
Hagerstown 21740**

As a condition of approval the Washington County Board of County Commissioners must obtain approval of the Board of Public Works before transferring the site further.

Background: In 2012, the Washington County Board of Education decided to close both Conococheague Elementary and Winter Street Elementary and build one replacement elementary school, Jonathan Hager Elementary. The board of education approved closing Winter Street Elementary School at the end of the 2015-2016 school year.

On November 7, 2015, the board of education approved the transfer of the facility and land to the Washington County Board of County Commissioners. The future use of this property has not been determined. There is no outstanding bond debt.

The IAC approved the transfer on August 22, 2016.

Authority: COMAR 23.03.02.23.B. The Interagency Committee on School Construction must review a request to transfer school property to the local government and make a recommendation to the Board of Public Works. The Board may approve, disapprove, or conditionally approve, the request to transfer school property.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

*Contact: Joan Schaefer 410-767-0096
Joan.schaefer@maryland.gov*

13. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the transfer by the Washington County Board of Education to the Washington Board of County Commissioners of:

**Job Development Center
9.85 acres site and building thereon
22930 Federal Lookout Road
Smithsburg 21783**

As a condition of approval the Washington County Board of County Commissioners must obtain approval of the Board of Public Works before transferring the site further.

Background: On November 7, 2015 the Washington County Board of Education declared the Job Development Center building no longer needed and approved transferring the facility and land to the Washington County Board of County Commissioners. The Center's programs were relocated in 2004 and the board of education has been using the facility as a warehouse. The future use of this property has not been determined. There is no outstanding bond debt.

The IAC approved the transfer on August 22, 2016.

Authority: COMAR 23.03.02.23.B. The Interagency Committee on School Construction must review a request to transfer school property to the local government and make a recommendation to the Board of Public Works. The Board may approve, disapprove, or conditionally approve, the request to transfer school property.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
September 21, 2016**

*Contact: Charles Jackson 240-895-4413
cjjackson@smcm.edu*

**14. ST. MARY'S COLLEGE OF MARYLAND
*Encumbrance of State Capital Funds***

Recommendation: That the Board of Public Works approves St. Mary's College of Maryland encumbering general obligation bond proceeds to procure the following equipment for the Anne Arundel Hall Reconstruction project in the amount of \$11,855.

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

- | | | |
|----|---|--|
| 1. | Description:
Procurement Method:
Award:
Amount:
Fund Source: | Outdoor Teak Benches
Simplified Procurement
Kingsley - Bate, Manassas, Virginia
\$4,867
MCCBL 2015 (190) |
| 2. | Description:
Procurement Method:
Award:
Amount:
Fund Source: | Commercial Refrigerators
Simplified Procurement
Webstaurant Online Store
\$2,698
MCCBL 2015 (190) |
| 3. | Description:
Procurement Method:
Award:
Amount:
Fund Source: | Commercial Dishwasher
Simplified Procurement
Webstaurant Online Store
\$4,290
MCCBL 2015 (190) |

Remarks: The Department of Budget and Management approved the use of obligation bond proceeds for the purchase of the above furniture and equipment. All procurements conform to the *St. Mary's College of Maryland Procurement Policies and Procedures*.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

*Contact: Jane Bailey 410-767-4307
Jane.Bailey@maryland.gov*

A1. DEPARTMENT OF GENERAL SERVICES

Central Services Building, Annapolis Buildings and Grounds

Contract ID: Chiller Repairs - Central Services Building
ADPICS No.: 001B7400091, Project No.: BA-681-162-001

Contract Type: Maintenance

Description: Repair four chillers

Procurement Method: Emergency

Emergency Declared: June 29, 2016

Bids:

Johnson Controls, Inc., <i>Sparks</i>	\$22,500
EMCOR Services Poole & Kent Corp. <i>Baltimore</i>	\$37,618
Boland Trane Services, Inc., <i>Gaithersburg</i>	\$40,284
EMCOR Services Combustioneer, <i>Lanham</i>	\$41,105
American Combustion Industries, <i>Glen Dale</i>	\$66,482
Denver-Elek, Inc., <i>Baltimore</i>	\$97,600

Award: Johnson Controls, Inc.

Award Date: July 19, 2016

Contract Amount: \$22,500

Term: 30 Calendar Days

MBE Participation: 0%

Fund Source: MCCBL 2014 Item 012

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

**A1. DEPARTMENT OF GENERAL SERVICES (cont'd)
*Central Services Building, Annapolis Buildings and Grounds***

Remarks:

Nature of Emergency: At least three chillers must be operational to sufficiently cool the eight Annapolis Buildings and Grounds facilities to which these chillers provide service. Chillers #1 and #2 were not operable and chiller #4 leaked refrigerant. Chiller #3 was the sole chiller to cool eight buildings in the Annapolis complex; however even that chiller was in dire need of service. Servicing of chiller #3 could not take place until the other chillers are repaired and operating. The refrigerant monitor for the four chillers is currently not functioning properly and due to health/ safety issues must be replaced/updated.

Basis for Selection: The responsible bidder submitting the lowest responsive bid confirmed its bid price and acknowledged an understanding of the emergency project specifications and requirements.

Due to the emergency nature of the project, the contractor was unable to obtain MBE participation.

Tax Compliance No.: 16-2841-1111

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED	REMANDED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION	

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

*Contact: Sandy Johnson (410) 767-7408
Sandy.Johnson@Maryland.gov*

**A2. DEPARTMENT OF HUMAN RESOURCES
*Social Services Administration***

Contract ID: Emergency Out-of-State Residential Child Care
SSA/OOS-17-003, ADPICS N00B7400103

Contract Type: Human Services

Contract Description: Out-of-state placement of a child with extreme aggression, disruptive mood dysregulation disorder, and attention deficit/hyperactivity disorder.

Procurement Method: Emergency

Emergency Declared: July 12, 2016

Award: Detroit Behavioral Institute, Inc. d/b/a Capstone Academy
Detroit, MI

Amount: \$30,830 (not to exceed)

Contract Award Date: July 12, 2016

Term: 7/12/16 – 10/9/16 (3-months)

MBE Participation: None

Fund Source: 100% General (N00G0001)

Remarks:

Nature of Emergency: The youth has been in a number of placements. The most recent provider was unable to keep the youth due to the level of care required; he shows extreme aggression toward others, including peers and staff, and needed to be replaced promptly for his own safety and safety of those around him. Before placing a youth with an out-of-State provider, regulations require the Local Department of Social Services to exhaust all in-State placement options and to document those efforts. Additional in-State, as well as out-of-State providers that are under contract to DHR were researched; however, none were able to accept the youth.

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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September 21, 2016**

**A2. DEPARTMENT OF HUMAN RESOURCES (cont'd)
*Social Services Administration***

Remarks: (cont'd)

Basis for Selection: In response to the emergency need for removal and placement, the Local Department of Social Services determined that the Detroit Behavioral Institute, Inc. d/b/a Capstone Academy was most appropriate as it provides education and treatment services to emotionally-disturbed students with conduct, behavior, emotional, or psychiatric issues and to those with developmental delays or on the autism spectrum. The Detroit Behavioral Institute also offers residential programming for non-adjudicated youth, including those who are involved with the child welfare system and are under DHR supervision.

Tax Compliance No: N/A

Resident Business: No

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

*Contact: Katherine Z. Dixon, 410-585-3035
Katherine.Dixon@Maryland.gov*

**A3. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
*Division of Pre-Trial and Detention Services***

Contract ID: Emergency Exhaust Fan Replacement at
Chesapeake Detention Facility
Project No.: KK-000-170-C01, ADPICS No. Q00P7400914

Contract Type: Maintenance

Description:

- Provide and install 17 replacement rooftop exhaust fans to mitigate heat conditions
- Change order to install 40 indoor fans provided by the State

Procurement Method: Emergency

Bidder	Bid
DeJohn Electric Company, Inc., <i>Darlington, MD</i>	\$54,070
Pro Serve HVAC/R & Mechanical Services, <i>Red Lion, PA</i>	\$85,755
Arundel Cooling and Heating, <i>Linthicum, MD</i>	\$98,685

Emergency Declared: July 25, 2016

Award: DeJohn Electric Company, Inc.

Award Date: July 25, 2016

Amount: \$54,070 (initial award)
\$11,200 (change order #1)
\$65,270 (total)

Fund Source: DPSCS FY17, PCA V1415, AOBJ 8091

Term: 30 days

MBE Participation: None

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

**A3. DEPT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (cont'd)
*Division of Pre-Trial and Detention Services***

Remarks:

Nature of Emergency: Excessive heat caused temperatures in the housing units' cells to reach oppressive, life-threatening levels. Assessment led to the discovery that the rooftop exhaust fans were inoperable and beyond repair. Replacement fans were needed immediately to reduce the heat in the housing units to acceptable levels.

Basis for Selection: Low Bid. DeJohn Electric was available to meet the needs of the emergency and provided the lowest bid.

Tax Compliance: 16-2724-0111

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

*Contact: Katherine Z. Dixon 410-585-3035
Katherine.Dixon@Maryland.gov*

**A4. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
*Division of Pre-Trial and Detention Services***

Contract ID: Emergency Air Conditioning at
Metropolitan Transition Center D-Block
Project No.: KT-000-170-C01, ADPICS No. Q00P7400983

Contract Type: Maintenance

Description:

- Provide and install temporary air conditioning at the MTC D-Block for two months
- Change order to extend rental for third month

Procurement Method: Emergency

Bidder	Bid
Maryland Mechanical Systems, Inc., <i>Baltimore</i>	\$119,760

Emergency Declared: July 22, 2016

Award: Maryland Mechanical Systems, Inc.

Award Date: July 23, 2016

Amount: \$119,760 (initial award)
\$ 37,000 (change order #1)
\$156,760 (total)

Fund Source: DPSCS FY17, PCA V8410, AOBJ 8091

Term: 90 days

MBE Participation: None

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

**A4. DEPT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (cont'd)
*Division of Pre-Trial and Detention Services***

Remarks:

Nature of Emergency: Baltimore experienced a record heat wave in late July 2016. Excessive heat caused temperatures in the housing unit dorms to reach oppressive, life-threatening levels. Cooling equipment (150-ton chiller and air handlers) was needed immediately to reduce the heat in the dorms to acceptable levels.

Basis for Selection: Three firms were called. Maryland Mechanical responded immediately and was able to meet the needs of the emergency at a reasonable price. A second firm responded and was hired to provide services at another DPSCS site. The third firm responded after the emergency had been addressed.

Tax Compliance: 16-2750-1111

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

*Contact: Debbie Pecora (410) 339-5013
Debbie.pecora1@maryland.gov*

**A5. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
*Patuxent Institution***

Contract Title: Emergency Chiller Rental
ADPICS No. Q00P6407308 and Q00P6407304

Contract Type: Rental

Description: 4.5 month lease of 100-ton chiller air conditioner for Patuxent Institution

Procurement Method: Emergency

Date Emergency Declared: June 6, 2016

Bids:

United Rentals	\$48,815
Trane	\$68,000
Ams	\$114,485

Award: United Rentals, Greenwich, CT

Amount: \$48,815

Contract Award Date: June 13, 2016

Term: 06/17/16 – 10/31/16

MBE Participation: 0%

Fund Source: 100 % General Funds [351802 PCA: 41410 AOBJ: 8080]

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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September 21, 2016**

**A5. DEPT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (cont'd)
*Patuxent Institution***

Remarks:

The chiller air conditioning unit for the D/C Building in the Patuxent Institute was neither operable nor repairable. This chiller is critical to cooling the hospital and medications.

Basis for Selection: Low bid.

Reason for Late Report: The reporting of emergency procurements was assumed by new staff who have now been trained to prevent future late submissions.

DPSCS will perform an emergency competitive procurement to purchase a new chiller as this rental ends in October.

Tax Compliance No.: 16-2332-0000

Resident Business: Yes (Local Office)

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
September 21, 2016**

*Contact: Debbie Pecora (410) 339-5013
Debbie.pecora1@maryland.gov*

A6. DEPT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

Contract ID: Checkpoint Network Security Firewall
ADPICS NO. Q00P6407465

Contract Type: Information Technology
Description: Continue network security firewall services for Statewide applications/resources

Procurement Method: Emergency
Emergency Declared: June 29, 2016

Award: Applied Technology Services
Amount: \$ 86,265

Award Date: June 29, 2016
Term: Three months

MBE Participation: 0%
Fund Source: 100% General Funds
Appropriation Code: 12210 8640

Remarks:

Nature of Emergency: DPSCS was obtaining network security firewall services through a purchase order that expired 6/30/16. However, due to a data entry error, the expiration date was not recorded correctly which meant there was insufficient time to conduct a new purchase order request for proposals before the existing one expired. The potential lapse in network security services that loomed caused DPSCS to declare that an emergency procurement was necessary to continue services until a competitive contract can be awarded.

Basis for Selection: Because under the circumstances of the emergency, the agency procurement unit did not have time to solicit bids, the agency determined its best available option to avoid any lapse in network security service was to continue using the current vendor who has knowledge of the products.

DPSCS has issued a solicitation seeking services for one year; the contract resulting from that solicitation is anticipated to be awarded before 9/29/16.

Tax Compliance No.: 16-2702-1111 **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
September 21, 2016

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

1A. COMMUNITY PARKS AND PLAYGROUNDS PROGRAM
Allegany County

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

- 1. **Midland Walking Loop Exercise Equipment - \$20,000**
Town of Midland, Allegany County, CPP #6527-1-287, MD20160810-0726

Background: Install outdoor exercise equipment at three locations along 1.5 mile walking loop

Fund Source:

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Community Parks and Playgrounds
Source Code: 12055 Item 055 \$20,000

- 2. **Barton Little League Concession Stand Upgrades - \$62,000**
Town of Barton, Allegany County, CPP #6534-1-288, MD20160621-0558

Background: Upgrade concession stand and restrooms at Barton Little League Field to be ADA-accessible and meet current code. The project also includes new electric and lighting, a metal roof, and installation of trash receptacles and picnic tables.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2016, Chapter 27, Acts of 2016
Community Parks and Playgrounds
Source Code: 16168 Item 168 \$62,000

BOARD OF PUBLIC WORKS	THIS ITEM WAS:
<div style="border: 2px solid red; border-radius: 50%; padding: 5px; display: inline-block;">APPROVED</div>	DISAPPROVED
WITH DISCUSSION	<div style="border: 2px solid red; border-radius: 50%; padding: 5px; display: inline-block;">WITHOUT DISCUSSION</div>

**Supplement A
Department of Natural Resources
ACTION AGENDA
September 21, 2016**

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

**2A. COMMUNITY PARKS AND PLAYGROUNDS PROGRAM
*Garrett County***

Recommendation: Approval to commit \$104,473 for the following **development** projects.

- 1. ***Glades Park Playground Upgrade - \$11,000***
Town of Oakland, Garrett County, CPP #6528-11-226, MD20160810-0725

Background: Replace unsafe playground equipment with equipment consistent with National Playground Safety Standards and the Americans with Disabilities Act.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Community Parks and Playgrounds
Source Code: 12055 Item 055 \$11,000

- 2. ***Harrison Hanlin Children’s Park Revitalization - \$93,473***
Town of Kitzmiller, Garrett County, CPP # 6533-11-227, MD20160621-0557

Background: Replace outdated playground equipment with equipment consistent with National Playground Safety Standards and the Americans with Disabilities Act.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2016, Chapter 27, Acts of 2016
Community Parks and Playgrounds
Source Code: 16168 Item 168 \$93,473

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

Supplement A
Department of Natural Resources
ACTION AGENDA
September 21, 2016

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

3A. PROGRAM OPEN SPACE LOCAL SHARE
Kent County

Recommendation: Approval to commit \$31,500 for the following **development** projects.

1. *Kent County Park Signs - \$8,100*
Kent County, POS #6567-14-108, MD20160621-0556

Background: Install park entry signs at nine County parks: Bayside, Betterton Beach, Edesville, Francis Cann Woodlot, Kent Agriculture Center, Millington, Toal, Turners Creek and Worton Arena.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Program Open Space – Local, Prior Funds Replacement
Source Code: 13080 Item 080 \$101.70

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015
Program Open Space – Local, FY 2016 Allocation
Source Code: 15162 Item 162 \$7,998.30

2. *Worton Park Enhancement III - \$23,400*
Kent County, POS #6568-14-109, MD20160727-0696

Background: Construct improvements at Worton Park. Improvements include installing 20 picnic tables and a new park entry sign, and adding three 20 ft. x 200 ft. parking areas that will accommodate approximately 60 cars and help alleviate parking problems.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Program Open Space – Local, Prior Funds Replacement
Source Code: 12057 Item 057 \$22,175.39

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015
Program Open Space – Local, FY 2016 Allocation
Source Code: 15162 Item 162 \$1,224.61

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
September 21, 2016

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

4A. RURAL LEGACY PROGRAM FUNDS
Allegany County

Recommendation: Approval to grant \$ 291,415 to Allegany County from Rural Legacy Funds to acquire a 131.54 acre conservation easement.

Mountain Ridge Rural Legacy Area
Evergreen Estate Holdings Property

Prior Approvals: Mountain Ridge Rural Legacy Area grant for easement acquisitions:
DNR-RP Item 5A (08/05/2015) \$300,000 FY2016

Project Description: Acquisition of this easement will protect valuable agricultural and forest lands and provide 6,380 linear feet of forested stream buffers along unnamed tributaries to Jennings Run. The easement will be held by Allegany County.

Easement Value: \$268,360 (\$2,040 per acre)

Other Costs: \$23,055

Administrative:	\$8,051
Incidental:	\$10,979
Program Compliance:	\$4,025

Amount Requested: \$ 291,415

Fund Source:

Maryland Consolidated Capital Bond Loan – 2015, Chapter 495, Acts of 2015
Rural Legacy Program
Source Code: 15400 Item: 400 Amount: \$268,360.00

Outdoor Recreation Land Loan – 2015, Chapter 462 Acts of 2014
Rural Legacy Program
Source Code: A0510 Item: 010 Amount: \$23,054.95

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
September 21, 2016

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

5A. PROGRAM OPEN SPACE STATE SHARE
Darrell Daniel Boone & Barbara A. Dowell, \$156,000
Washington County, POS #4983

Recommendation: That the Board of Public Works approve the acquisition in fee simple of 56 +/- acres in Washington County.

Description: Acquisition of this property will protect significant areas of forested buffer to Sidling Hill Creek and rare, threatened and endangered species. The property will be managed by the Maryland Wildlife & Heritage Service as part of Sidling Hill Creek Wildlife Management Area. The property, located in a Targeted Ecological Area, scored 140 under the Program Open Space Targeting System.

Grantor: Darrell Daniel Boone & Barbara A. Dowell

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

Property: 56 acres +/-, unimproved

Price: \$156,000

Appraisals: \$174,000 (4/24/16) – Donald N. Briggs
 \$151,000 (5/6/16) – Joyce A. Sheets

All appraisals reviewed by Dave Wallenberg, Chief Review Appraiser

Fund Source:

Maryland Consolidated Capital Bond Loan – 2014
 POS Stateside – Prior Year Funds Replacement
 Chapter 463 Acts of 2014
 Source Code: 14090 Item: 090 Amount: \$156,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement A
Department of Natural Resources
ACTION AGENDA
September 21, 2016**

*Contact: Marian Honeczy (410) 260-851
marian.honeczy@maryland.gov
Emily Wilson (410) 260-8436
emilyh.wilson@maryland.gov*

6A. FOREST CONSERVATION ACT EASEMENT

Recommendation: That the Board of Public Works approve the Department of Natural Resources accepting a permanent forest conservation easement from the University of Maryland System. This action will amend an easement by excluding 0.041 acres currently under easement and substituting new areas containing 0.09 acres.

The Universities of Maryland at Shady Grove is donating the easement in accordance with the Forest Conservation Plan that has been prepared in connection to the proposed project on its property. (File #C16-06.1)

This easement is consistent with DNR forest conservation practices.

Authority: Forest Conservation Act, Sections 5-1601 through 5-1613 of the Natural Resources Article, Maryland Code.

Grantor: Universities of Maryland – Shady Grove

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

Property: 0.09 acres at Universities of Maryland Shady Grove (Montgomery County)

Price: \$-0-

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016

*Contact: S. Lee Woods 410-767-6805
lee.woods@maryland.gov*

1-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE
Prevention and Health Promotion Administration
Maternal and Child Health Bureau

Contract ID: Maryland Perinatal Support Program; DHMH/OPASS 16-15886;
ADPICS # M00B7400313

Contract Description: Provide high-risk obstetrics support to community hospitals, community health centers and local obstetric care providers in Maryland, particularly in the rural areas of the State (Western Maryland, Southern Maryland and the Eastern Shore).

Award: Johns Hopkins University School of Medicine
Baltimore, MD

Term: 10/1/2016 - 9/30/2021

Amount: \$1,875,000 (5 Years)

Procurement Method: Competitive Sealed Proposals

Proposals: Only One Proposal Received

MBE Participation: None (see Requesting Agency Remarks)

Performance Security: None

Incumbent: University of Maryland Baltimore
Baltimore, MD
(through an Interagency Agreement)

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to ten prospective vendors, two of which are Maryland firms, and included no MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

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

**Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016**

1-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)

Barriers to out of state institutions providing these services include longer distances to reach all regions of Maryland for outreach activities, unfamiliarity with Maryland Perinatal Standards, and the requirement for staff licensure in Maryland.

Services under this contract can only be provided by an academic medical center with not only clinical expertise in high-risk obstetrics, but also expertise in teaching and technical assistance. Maryland only has two such medical centers, Johns Hopkins University School of Medicine and the University of Maryland Baltimore. Both institutions responded to the solicitation, but only Johns Hopkins submitted a proposal.

This contract will provide perinatology (high-risk obstetrics) consultation, education and technical assistance, as well as nursing outreach and education, to community hospitals, community health centers and local obstetric care providers in all regions of Maryland, but focusing on the more rural areas of the State (Western Maryland, Southern Maryland and the Eastern Shore). Consultation and other assistance will be provided onsite (e.g. at the hospitals, clinics or offices).

No MBE and VSBE participation goals were established for this contract based on the determination that there are no subcontracting opportunities available.

Fund Source: 100% General

Appropriation Code: M00F0304

Resident Business: Yes

MD Tax Clearance: 16-2868-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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Contact: Robert Bruce 410-767-1449
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2-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE
Prevention and Health Promotion Administration
Women, Infants and Children (WIC) Program
Services Contract

Contract ID: Women, Infants and Children (WIC) Program Local Agency in Montgomery County and Targeted Areas of Prince George's County; DHMH/OPASS 17-15910; ADPICS # M00B7400308

Contract Description: Administer the WIC Nutritional Program to approximately 32,000 participants in Montgomery County and targeted areas of Prince George's County.

Award: CCI Health & Wellness Services
Silver Spring, MD

Term: 10/1/2016 - 9/30/2021

Amount: \$22,639,250 (5 Years)

Procurement Method: Competitive Sealed Proposals

Proposals: Only One Proposal Received

MBE Participation: None (see Requesting Agency Remarks)

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to 11 prospective vendors, all of which are Maryland firms, and included no MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

One proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the offeror was determined to be responsible; the financial offer was considered fair and reasonable based upon historical Statewide trends for administrative costs to operate the WIC Program, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation that was posted for 60 days. Therefore, award is recommended to CCI Health & Wellness Services, the sole offeror and incumbent.

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2-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)

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

The requirements and scope of work outlined in this RFP are guided by State and Federal Regulations for administering the WIC Program. As the incumbent, CCI Health & Wellness Services is currently providing the same services to its applicants and participants as stated in the RFP. It has been administering the WIC Program in Montgomery County since 1996. CCI Health & Wellness Services' experienced clinic staff provides quality services to their clients. CCI Health & Wellness Services has a successful breastfeeding peer counselor program. Their pediatric and family practice staff has experience in collaborating with the WIC Program and integrating primary health care and WIC services. The collective experience of the contractor's staff experience is beneficial to the State WIC Office and to the WIC participants they will serve.

No MBE participation goal was established for this contract as all materials needed for enrolling applicants and providing the nutrition education materials required by federal WIC regulations are supplied by the State WIC Office; therefore, no subcontracting opportunities are available to provide WIC services

Fund Source: 100% Federal
Appropriation Code: M00F0304
Resident Business: Yes
MD Tax Clearance: 16-2902-0110

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED **DISAPPROVED** **DEFERRED** **WITHDRAWN**
WITH DISCUSSION **WITHOUT DISCUSSION**

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*Contact: Patricia Rutley-Johnson 410-767-6080
 patricia.rutley-johnson@maryland.gov*

3-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE
Office of Eligibility Services/Medical Care Programs
Services Contract

Contract ID: Maryland Medical Assistance: Medicaid Eligibility Staff Placement Services; DHMH/OPASS 17-17304; ADPICS # M00B7400328

Contract Description: Provide Medicaid Eligibility staff that will supplement existing DHMH resources in support of Medicaid Eligibility Determination services for Modified Adjusted Gross Income applicants and recipients of Medicaid.

Award: Priority One Staffing
Towson, MD

Term: 10/1/2016 - 9/30/2017 (w/2 one-year renewal options)

Amount: \$ 772,657 NTE (1 Year; Base Contract)
 \$ 772,657 NTE (1 Year; Renewal Option #1)
 \$ 781,019 NTE (1 Year; Renewal Option #2)
 \$2,326,333 NTE Total (3 Years)

Procurement Method: Competitive Sealed Bidding

Bids: See page 7B

MBE Participation: 0% (see Requesting Agency Remarks)

Incumbent: None

Requesting Agency Remarks: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to five prospective vendors, all of which are Maryland firms, and included four MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Nine bids were received in response to the IFB; however, one bid was non-responsive. Priority One Staffing submitted the lowest responsive bid, and was determined to be a responsible bidder. Therefore, award is recommended to Priority One Staffing.

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3-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)

The total evaluated bid price was based upon DHMH's initial projection for ten staff and structured the estimates on the bid form accordingly. The IFB also instructed bidders to price hourly rates for up to an additional ten staff in the event more staff was needed. Current projections suggest the staffing need will be for 20 staff; therefore, the not-to-exceed Award Amount reflects staffing for up to 20 during the base contract and renewal option periods.

The recommended contractor will provide Medicaid Eligibility Staff that will supplement existing DHMH resources in support of Medicaid Eligibility Determination services for Modified Adjusted Gross Income (MAGI) applicants and recipients of Medicaid. These functions include:

- Providing Medicaid eligibility determination services for the MAGI population under the direction of DHMH, Healthcare Financing Administration, Office of Eligibility Services, Eligibility Determination Division;
- Receiving and processing documents received from MAGI applicants and recipients of Medicaid. Information received from the MAGI population will also be scanned or data-entered, as appropriate;
- Using State automated eligibility and enrollment systems, including Maryland Health Connection, Client Automated Resources Eligibility System, Medicaid Management Information System, and Eligibility Verification System, as well as internal and web based databases and document management and retrieval systems and any such successors to those systems in operation during the term of the Contract, to track and verify applicant and recipient eligibility and enrollment;
- Reviewing and determining eligibility for all MAGI applications, renewals and interim changes as directed by the Contract Monitor; reviewing and correcting Certified Turnaround Document (CTAD) errors for all Maryland jurisdictions. CTADs are front-end errors generated when eligibility transactions transmitted to MMIS fail to process;
- Requesting required verifications, including citizenship and identity, as necessary to determine eligibility for MAGI Medicaid applications, renewals and interim changes; and
- Adhering to the productivity standards by task as directed by the Contract Monitor, which will be general processing standards and not system-specific.

No MBE or VSBE participation goals were established for this contract based upon the determination that there were no subcontracting opportunities available.

Fund Source: 50% General; 50% Federal

Appropriation Code: M00Q0103

Resident Business: Yes

MD Tax Clearance: 16-2881-0111

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3-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)

Bids (cont'd):

Bidders	Total Evaluated Bid Price
Priority One Staffing Services, Inc. Towson, MD	\$1,186,909
Blair Temporaries and Staffing, Inc. dba Advance Home Healthcare and Staffing Laurel, MD	\$1,235,021
Call Contracting, Inc. dba Smith Staffing Services Baltimore, MD	\$1,311,648
1 st Choice, LLC Silver Spring, MD	\$1,319,219
Symphony Placements Services, Inc. Cockeysville, MD	\$1,397,084
All Pro Placement Services, Inc. Cockeysville, MD	\$1,488,510
BithGroup Technologies and Support Services, Inc. Baltimore, MD	\$1,694,950
Change Health Resource & Support Services, Inc. Baltimore, MD	\$1,720,068

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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Contact: Sandy Johnson 410-767-7408
Sandy.Johnson@Maryland.gov

4-S. DEPARTMENT OF HUMAN RESOURCES
Social Services Administration (SSA)/Foster Care Maintenance Payments Program
Services Contract

Contract ID: Out-of-State Residential Child Care; SSA/OOS-17-004; ADPICS # N00B7400095

Contract Description: Provide of out-of-state placement services for a youth with extreme aggression towards others, disruptive mood dysregulation disorder and attention deficit/hyperactivity disorder.

Award: Detroit Behavioral Institute, Inc. dba Capstone Academy
 Detroit, MI

Term: 10/10/2016 – 10/9/2017

Amount: \$125,231 NTE (1 Year)

Procurement Method: Sole Source (Continuity of Care)

Bids/Proposals: N/A

MBE Participation: None (See Requesting Agency Remarks)

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: Request for approval to award a Sole Source contract to provide continuity of care residential child care services at the Detroit Behavioral Institute, Inc. dba Capstone Academy facility located in Detroit, Michigan for a youth with extreme aggression towards others, disruptive mood dysregulation disorder and attention deficit/hyperactivity disorder.

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4-S. DEPARTMENT OF HUMAN RESOURCES (cont'd)

On July 12, 2016, the youth was placed with the provider under an emergency contract that expires on October 9, 2016. It was determined by the local Department of Social Services that the Detroit Behavioral Institute, Inc. dba Capstone Academy was the most appropriate setting for the youth as the State had exhausted all of its contracted in-State and out-of-state providers. The circumstance required that the youth be placed with a provider who could meet his behavioral and educational needs. The provider was selected because it specializes in residential treatment programs that treat youth who are struggling with mental health and co-occurring disorders, adjudicated youth, or youth who have committed criminal acts, who have been referred by a court or family service agency because they are required to complete psychiatric treatment. The provider also offers residential programming for non-adjudicated youth, including those who are involved with the child welfare system.

Per the child's social worker, the care is working; however, additional care is needed. The provider is aware of the physical, emotional, and behavioral needs of the youth and has agreed to provide continuance of care. This is a not-to-exceed per diem contract where the provider is paid solely for the one child per day. As such, DHR will not be charged for any unused capacity.

Residential Child Care programs are defined in COMAR 14.31.02.03B(13) as "a program of care provided in a residential setting by a provider on a 24-hour basis for longer than 24 hours to a child or children unless otherwise provided by State law." COMAR 14.31.06.01 articulates the standards that must be met and maintained by residential child care programs for children and youth. These requirements are designed to protect the health, safety, and well being of children placed in residential child care programs.

According to the State Finance and Procurement Article Section 13-107 and COMAR 21.14.01.06C (Sole Source Contracts); in order to provide continuity of human or social services care to current third-party clients, the procurement officer shall, before the contract with the current provider expires, attempt to negotiate a sole source contract with the current provider. . . (b) Based on an assessment by a licensed or certified health practitioner, the head of a funding unit determines that a change in the human or social services provider would have a detrimental impact on those clients currently being served by the provider. The licensed or certified health practitioner shall be a psychologist, social worker, physician, nurse, or qualified developmental disabilities professional, as defined in COMAR 10.22.03.01B(25).

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4-S. DEPARTMENT OF HUMAN RESOURCES (cont'd)

Rates for these out-of-State provider contracts have been approved by the Maryland Department of Education, Non-Public Special Education Section.

No MBE participation goal was established for this contract because the services are being provided at a facility located outside the State of Maryland.

Fund Source: 66% General, 34% Federal (Title IV-E)

Appropriation Code: N00G0001

Resident Business: No

MD Tax Clearance: 16-2613-0000

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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*Contact: Teresa Dantzler 410-767-0114
teresa.dantzler1@maryland.gov*

5-S. MARYLAND STATE DEPARTMENT OF EDUCATION
Office of School and Community Nutrition Programs
Services Contract

Contract ID: Food Is Safe Here (FISH); ADPICS # R00B7400017

Contract Description: Provide comprehensive services for assessing, planning, coordinating, conducting and evaluating an annual statewide food safety training program to over 500 individuals in Local School Systems and Child Care Center responsible for implementing USDA nutrition programs administered by MSDE's Office of School and Community Nutrition Programs.

Award: Restaurant Association of Maryland Education Foundation
Columbia, MD

Term: 11/1/2016 – 10/31/2021

Amount: \$992,000 (5 Years)

Procurement Method: Competitive Sealed Proposals

Proposals: Only One Proposal Received

MBE Participation: 26%

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to 16 prospective vendors, 14 of which are Maryland firms, and included five MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

One proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the offeror was determined to be responsible; the financial offer was considered fair and reasonable, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Restaurant Association of Maryland Education Foundation, the sole offeror.

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5-S. MARYLAND STATE DEPARTMENT OF EDUCATION (cont'd)

Other prospective offerors were surveyed to determine why they chose not to respond to the solicitation. One vendor indicated that they had several new initiatives that prevented them from responding; 11 other vendors responded that they do not perform the type of work described in the RFP.

To make the fair and reasonable price determination, MSDE conducted market research for the RFP course (training) component, which could be compared to other courses offered by public (community colleges) and private entities. The course rate proposed by the offeror is 45-60% less than the market. The other components could not be compared because there are no other known states that have a contract for these services. The previous contract expired in 2014. The new contract is more comprehensive based on increased available technology and lessons learned from the previous contract. The final year of the previous contract was \$145,415; this new robust contract has a flat annual rate of \$198,400 per year.

The FISH program is a major training component of the USDA funded National School Lunch Program, the School Breakfast Program and Child and Adult Care Food program. These programs provide funding for school districts and child care centers to offer nutritious meals to children each day. Schools receive federal and State funds for each meal served, provided that the meal meets established nutrition standards. The program is open to all children up to the age of 21 who are enrolled in public and private nonprofit schools and residential child care institutions. Frequent professional training on food safety is an integral component for administering these programs, and MSDE's Office of School and Community Nutrition Programs supports that effort by providing training, technical assistance, resources, and review of food handling practices.

Food safety is a paramount concern to the operation of the nutrition programs. Individuals working in these programs must have up-to-date information on the correct handling of food, from menu planning through food preparation and service. Frequent professional training on food safety is an integral component for administering these programs, and MSDE's School and Community Nutrition Programs Branch supports that effort by providing training, technical assistance, resources, and review of food handling practices.

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5-S. MARYLAND STATE DEPARTMENT OF EDUCATION (cont'd)

As one of the funding requirements of the USDA, the purpose of this contract is to engage an expert to provide a comprehensive food safety training program that includes the following goals:

- Identify the food safety training needs for local agencies, institutions and individuals participating in School and Community Nutrition Programs in Maryland;
- Provide a variety of training courses, (National Restaurant Association ServSafe® and USDA Serving It Safe courses, and resources) across the State; and
- Monitor and measure the need for, and success of the FISH program.

A 25% MBE participation and a 5% VSBE participation goal were established for this contract; however, the contractor has committed to a 26% MBE participation goal and a 10% VSBE participation goal.

Fund Source: 100% Federal

Appropriation Code: R00A0107

Resident Business: Yes

MD Tax Clearance: 16-2906-1110

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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*Contact: Debbie Thornton 410-230-3322
Debbie.Thornton@Maryland.gov*

6-S. DEPARTMENT OF JUVENILE SERVICES
Behavioral Health Services
Services Contract

Contract ID: Community Sex Offender Treatment Services for Youth in the Western Region of Maryland (Frederick County); 15-JS-096C; ADPICS # V00B7400049

Contract Description: Provide community sex offender treatment, assessments, and counseling services for youth that reside in the Western Region of Maryland, specific to Frederick County.

Award: Harcon, LLC
Ellicott City, MD

Term: 10/1/2016 – 9/30/2019

Amount: \$223,725 (3 Years)

Procurement Method: Competitive Sealed Bidding

Bids:

Bidders	Bids
Harcon, LLC Ellicott City, MD	\$223,725
What Lies Beneath, Inc. Owings Mills, MD	\$254,700

MBE Participation: None (see Requesting Agency Remarks)

Incumbent: Steven L. Hartsock
Cumberland, MD

Requesting Agency Remarks: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to 23 prospective vendors, all of which are Maryland firms, and included six MBEs.

Two bids were received in response to this solicitation. The lower responsive bid was received from Harcon, LLC, who was determined to be a responsible bidder. Therefore, award is recommended to Harcon, LLC.

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6-S. DEPARTMENT OF JUVENILE SERVICES (cont'd)

In the IFB, services were solicited for Maryland’s Western Region by county (Allegany, Washington, Garrett, and Frederick). The incumbent did not bid on Frederick County; however, he submitted bids and was recommended for award in the remaining three counties. DJS is only requesting approval by the Board for the award in Frederick County. The contract award amounts for the three remaining counties are within DBM’s delegated authority to approve.

In order for DJS to provide appropriate treatment and services for youth, recommendations are obtained from licensed mental health providers. These recommendations are essential in determining the disposition at court hearings as well as continued individual services that may be needed to allow the agency to manage, supervise and treat the youth.

Services to be provided for the Community Sex Offender Treatment Program include:

1. Weekly group counseling sessions;
2. Individual counseling, family counseling, crisis intervention and/or diagnostic interview sessions, if clinically warranted; and
3. Full or updated psychosexual assessments.

Due to the nature of the services to be provided there are no subcontracting opportunities; therefore, no MBE or VSBE participation goals were established for this contract.

Fund Source: 100% General
Appropriation Code: V00I0101
Resident Business: Yes
MD Tax Clearance: 16-2863-0000

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION			WITHOUT DISCUSSION

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*Contact: John Brennan 410-767-3640
 John.Brennan@maryland.gov*

7-S-OPT. MARYLAND DEPARTMENT OF DISABILITIES
Employment Policy and Programs/MD PROMISE Grant Implementation
Services Contract Renewal Option

Contract ID: Work Incentives Counseling to Individuals and Families Served by the Maryland PROMISE Initiative; ADPICS # DEXB7400012

Contract Approved: DBM Item 1-S (10/15/2014)

Contractor: Full Circle Employment Solutions, LLC
 Hyattsville, MD

Contract Description: Provide work incentives counseling to youth and their families served by the PROMISE initiative. Services cover four regions across the State (Central, Southern, Western, and Eastern Shore) and are intended to increase the employment rate and earnings levels of individuals served.

Option Description: Exercise the second one-year renewal option for the Central Region.

Original Contract Term: 11/1/2014 - 10/31/2015 (w/3 one-year renewal options)

Option Term: 11/1/2016 - 10/31/2017

Original Contract Amount: \$183,658 (1 Year)

Option Amount: \$276,172 (1 Year)

Prior Modifications/Options: \$229,994 [(Opt #1: \$229,994: 11/1/2015 - 10/31/16: DBM Item 3-S-OPT (10/21/2015)]

Revised Total Contract Amount: \$689,824

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: None

Requesting Agency Remarks: Request for approval to exercise the second of three one-year renewal options for the Central Region. The renewal options for the remaining three regions are being approved under DBM's delegated authority.

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7-S-OPT. MARYLAND DEPARTMENT OF DISABILITIES (cont'd)

In October 2013, MDOD was awarded a federal grant from United States Department of Education (USDE) titled “Promoting the Readiness of Minors in Supplemental Security Income,” (PROMISE). MDOD was the lead agency, and the proposal was based on a partnership of state agencies and numerous subcontractors working to improve educational and employment outcomes for youth on Supplemental Security income (SSI) and their families.

Activities that will continue with the approval of this the renewal option include work incentives counselors to verify benefits that individuals receive; meet with individuals (and their families and/ or advocates, when appropriate) to explain the impact of earnings on benefits; provide written analyses of work incentive options; and help beneficiaries report earnings, implement work incentives and resolve related issues such as overpayments. Work incentives counselors will also coordinate with Maryland Creating Assets, Savings and Hope (CASH) Campaign and its partner agencies that provide financial education and financial coaching for participants, so the participants can better manage their funds and reach personal financial goals.

The renewal option is recommended in lieu of a new procurement for the following reasons:

1. There are limitations on training availability for federal state certification as required to perform these services, and the pool of potential qualified vendors has not increased since that last procurement with two offerors;
2. As a national model demonstration project, fidelity is critical element in ensuring the validity of the research. Changing vendors would have a negative impact on the fidelity of the project and jeopardize the important research being conducted; and
3. Over 900 youth and families are currently being served by MD PROMISE staff, and the individual relationships that have been developed are an important component of the interventions. Forcing families and youth to engage with new staff would undermine the progress that has been made in building trust.

Fund Source: 100% Federal

Appropriation Code: D12A0201

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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*Contact: Donna DiCerbo 410-537-7814
ddicerbo@mdta.state.md.us*

8-S-OPT. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transportation Authority
Services Contract Renewal Option

Contract ID: Financial Advisor Services; 20120001; ADPICS # COG70675

Contract Approved: DBM Item 8-S (11/14/2012)

Contractor: Davenport & Company, LLC
Richmond, VA

Hilltop Securities, Inc.
Dallas, TX
(Formerly First Southwest New York, NY)
(Novation Date: March 24, 2016)

Contract Description: Multiple-award contract to provide financial advice and related services for the Maryland Transportation Authority (MDTA).

Option Description Exercise the single two-year renewal option.

Original Contract Term: 11/15/2012 – 11/14/2016 (w/1 two-year renewal option)

Option Term: 11/15/2016 – 11/14/2018

Original Contract Amount: \$1,368,500 NTE

Option Amount: \$0 (see Requesting Agency Remarks)

Prior Modifications/Options: None

Revised Total Contract Amount: \$1,368,500 NTE

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 5%

MBE Compliance: 7% (Davenport & Company, LLC)
0% (Hilltop Securities, Inc.)

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8-S-OPT. MARYLAND DEPARTMENT OF TRANSPORTATION (cont'd)

Requesting Agency Remarks: Request for approval to exercise the single two-year renewal option as contained in the original contract to provide financial advisor services to MDTA.

During the base term of the contract, \$647,628 out of the \$1.4M NTE amount has been utilized. Funds have been underspent on this contract because MDTA has not issued additional bonds since 2012, as had been expected when the contract was let. Additionally, MDTA has made efforts over the last few years to enhance in-house expertise, which lessens the need for consultants. MDTA does not anticipate spending more than the \$720,872 remaining on the contract. Therefore, no additional funding is requested for the two-year renewal option period, so as not to exaggerate the total contract amount and expenditures.

The MDTA, acting on behalf of the Maryland Department of Transportation, is authorized under the Title 4 of the Transportation Article of the Annotated Code of Maryland, to finance the cost of transportation facilities projects through the issuance of revenue bonds. The MDTA requires financial advisory services in connection with its operations, fiscal policies and mission. The scope of work under the proposed contract includes, but is not limited to, financial forecasting and modeling, investment strategy and portfolio structuring, debt structuring and accessing the capital markets, and developing innovative financing techniques and strategies for the acquisition of improvements to revenue-producing transportation projects in Maryland. The contract will be executed per tasks issued by the Project Manager. The MDTA has been pleased with their work and have found both firms to be knowledgeable and technically competent.

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

Between the two contractors, Hilltop has only received \$107,470 for a task order that did not include work to be performed by its MBE subcontractor. Therefore, it has not been able to achieve its MBE participation goal to date; however, Hilltop has developed a corrective action plan to make a good faith effort to meet the goal and the MDTA will monitor to ensure compliance through the renewal period.

Fund Source: 100% Special (Toll Revenue)

Appropriation Code: J00J0041 **Resident Business:** No to both

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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*Contact: Donna DiCerbo 410-537-7814
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9-S-OPT. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transportation Authority
Services Contract Renewal Option

Contract ID: Financial Consulting and Management Services; Contract No. 20130003;
ADPICS # COG92321

Contract Approved: DBM Item 2-S (11/6/2013)

Contractor: SC & H Group, LLC
Sparks, MD

Contract Description: Provide financial consulting and management services expertise in critical areas on a task order basis, by providing guidance and/or augmenting existing staff in conducting audits, reviews, financial reporting and analysis, governance, and reviewing the organization's processes for monitoring compliance with laws and regulations or other management projects.

Option Description: Exercise the single two-year renewal option.

Original Contract Term: 11/7/2013 – 11/6/2016 (as approved by BPW)
11/18/2013 – 11/17/2016 (per executed contract)
(w/1 two-year renewal option)

Option Term: 11/18/2016 – 11/17/2018

Original Contract Amount: \$1,500,000 NTE

Option Amount: \$0 (see Requesting Agency Remarks)

Prior Modifications/Options: None

Revised Total Contract Amount: \$1,500,000 NTE

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 30%

MBE Compliance: 12% (see Requesting Agency Remarks)

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9-S-OPT. MARYLAND DEPARTMENT OF TRANSPORTATION (cont'd)

Requesting Agency Remarks: Request for approval to exercise the single two-year renewal option as contained in the original contract for financial consulting and management services.

During the base term of the contract, \$395,397 out of the \$1.5M NTE amount has been utilized. The original contract amount was based on spending on the prior contract; however, the tasks assigned to the contract thus far have been much less comprehensive than under the previous contract, resulting in under spending. Many divisions across MDTA utilize this contract, making it difficult to gauge the amount of work that will be assigned. Additionally, MDTA is making efforts over the last several years to enhance its in-house expertise, which lessens the need for consultants and saves MDTA money. MDTA does not anticipate spending more than the \$1,104,603 remaining on the contract. Therefore, no additional funding is requested for the two-year renewal option period, so as not to exaggerate the total contract amount and expenditures. Although the contract allowed for up to the CPI in Years 4 and 5 (the two-year renewal option period), SC & H Group, LLC (SC&H) has agreed to maintain its current Year 3 rates during the option term.

This contract provides expertise in critical areas by giving guidance and/or by augmenting existing staff in conducting audits, reviews, or other management projects. SC&H provides financial consulting and management services to assist the Authority's Finance Committee, Executive Secretary, and the Division of Finance in its oversight responsibilities for the systems of internal control, financial reporting and analysis, governance, and the organization's process for monitoring compliance with laws and regulations. All of the divisions have been pleased with their work and have found SC&H to be knowledgeable and technically competent. They have also performed specialized accounting and tax compliance research for the MDTA.

The MDTA issued the Notice to Proceed for this contract on November 18, 2013, two weeks after the Board of Public Works approval. Therefore, the contract base term was adjusted to reflect the actual start date of November 18, 2013 for a three-year period ending on November 17, 2016. Furthermore, the renewal option period has been adjusted to begin on November 18, 2016 for a two-year period.

A 30% MBE participation goal was established for this contract; however, MDTA has not utilized the contract as anticipated (25% less), which resulted in the contractor being unable to fully assign work to its MBE subcontractor for projects requested to date. However, the VSBE subcontractor has been utilized, allowing SC&H to achieve 0.64% VSBE compliance on its 0.5% VSBE participation goal.

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

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September 21, 2016

Fund Source: 100% Special (Toll Revenue)
Appropriation Code: J00J0041
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
September 21, 2016

*Contact: Linda D. Dangerfield 410-859-7097
ldangerfield@bwiairport.com*

10-S-MOD. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Aviation Administration
Services Contract Modification

Contract ID: Temporary Agency Help at Baltimore/Washington International Thurgood Marshall (BWI Marshall) and Martin MTN Airports; MAA-SV-13-007; ADPICS # COG93687

Contract Approval: DBM Item 1-S (2/5/2014)

Contractor: Business Interface Staffing Services, LLC
Largo, MD

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

Modification Description: Add funds to allow the continuation of general laborers to support the MAA operations.

Original Contract Term: 2/6/2014 – 1/31/2019 (as approved by BPW)
5/1/2014 – 4/30/2019 (per executed contract)

Modification Term: 10/6/2016 (or earlier upon BPW approval) – 4/30/2019

Original Contract Amount: \$938,255 (5 Years)

Modification Amount: \$375,000

Prior Mods/Options: \$50,000 [\$0: Mod #1: Clarification of number of Temporary Workers, overtime, and shift differential: 5/18/2014 – 4/30/2019: Approved by MDOT/MAA (7/6/2016); \$50,000: Mod #2: Add funds for increased usage: 7/25/2016 - 4/30/2019: Approved by MDOT/MAA (7/25/2016) and reported to DBM for the July PAAR]

Revised Contract Amount: \$1,363,255

Percent +/- (This Modification): +40%

Overall Percent +/- (This Mod): +45%

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10-S-MOD. MARYLAND DEPARTMENT OF TRANSPORTATION (cont'd)

Original Procurement Method: Competitive Sealed Bidding

MBE Participation: None

Requesting Agency Remarks: During the course of this contract, the use of the temporary agency for overtime, shift differential, and help during snow removal season was far greater than expected. Therefore, MAA is requesting additional funding to continue services while a new MDOT-wide contract is being procured.

MAA had staff reductions (from 544 positions in 2007 to 497.5 positions in 2014). During the same time as the reductions, the BWI Marshall Airport Terminal expansion and airfield improvements programs were underway. The reductions in positions and terminal expansion resulted in MAA not having a sufficient number of employees to keep the airports at an acceptable maintenance level for the tenants and traveling public. With steadily increasing passenger numbers (22.3M in 2011 to 24.7M in 2016) the workload requirements continued to increase.

These changes have also put a strain on the MAA to maintain critical services at required levels for the airport to Federal Aviation Regulations 139 Certification Standards. According to the Federal Aviation Administration (FAA) Certification Inspection conducted in May 2014, “sufficient and qualified personnel do not appear to be available to address all of the (airfield) marking work”. Since the FAA notice, an increased number of MAA employees have been assigned to pavement marking work; creating a growing amount of other maintenance work needing attention. Many of the remaining tasks have been performed by the general laborers on the Temporary Labor Contract; thereby, exceeding the originally planned contractual activities.

Work performed by the general laborers includes but is not limited to: assistance with maintenance and construction work on areas such as buildings, bulkheads, roads, parking areas, piers, ramps, taxiways, tunnels or adjacent areas, assistance with pavement marking painting on runways and taxiways, pavement maintenance such as crack sealing, pavement repair, concrete repairs, FOD (foreign object debris) clean-up, assistance of various tradesmen such as carpenters, plumbers and technicians, event setups and furniture moves and snow removal.

The contract term on the original agenda item had a start date of February 6, 2014; however, MAA did not sign and execute the contract until April 2014. The Notice to Proceed was not issued until after MAA executed the contract. Therefore, the contract term was adjusted to reflect the actual start date of May 1, 2014 for a five-year period ending April 30, 2019.

Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016

10-S-MOD. MARYLAND DEPARTMENT OF TRANSPORTATION (cont'd)

Fund Source: 100% Special (Transportation Trust Fund)

Appropriation Code: J00I0002

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
September 21, 2016

Contact: Teresa Dantzler 410-767-0114
Teresa.dantzler1@maryland.gov

11-S-MOD. MARYLAND STATE DEPARTMENT OF EDUCATION
Division of Curriculum, Assessment and Accountability
Services Contract Modification

Contract ID: Maryland High School Assessments; ADPICS # COG92730

Contract Approved: DBM Item 6-S (4/18/2007)

Contractor: Module I:
 Educational Testing Services (ETS)
 Princeton, NJ

Contract Description: Contract awards to two vendors for the development of the Maryland High School Assessment (MHSA) Test to include two modules. Module I is for development, administration, analysis and reporting. Module II is for scanning and hand-scoring the student responses. The MHSA tests, which include English, government, biology, and algebra/data analysis, are end-of-course tests of a student's knowledge of the skills outlined in each Core Learning Goals. The tests are administered statewide to students in grades 6-12.

Modification Description: Extend the contract term for Module I to administer Test Edition Year 10 (school year 2016-2017) in order to have time to complete the procurement, award the new contract, and provide a transition period to the new awardee. (See Item 12-MOD for Module II.)

Original Contract Term: 4/20/2007 – 12/31/2012

Modification Term: 10/6/2016 – 12/31/2017

Original Contract Amount: \$52,426,111 (5 Test Edition Years)

Modification Amount: \$8,460,457 (1 Test Edition Year)

Prior Modifications/Options: \$89,434,301 (see page 28B)

Revised Total Contract Amount: \$150,320,869

Percent +/- (This Modification): +16.1%

Overall Percent +/-: +187.5%

Original Procurement Method: Competitive Sealed Proposals

**Supplement B
Department of Budget And Management
ACTION AGENDA
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11-S-MOD. MARYLAND STATE DEPARTMENT OF EDUCATION (cont'd)

MBE Participation: 0.49%

MBE Compliance: 0.11%

Requesting Agency Remarks: Request for approval to extend the MHSA contract for Module I by one Test Edition Year for Government and Biology in order to allow time to complete the procurement, award the new robust contract, and to provide a seamless transition to the new contractor.

The solicitation for a new contract was published on July 21, 2016 after a very diligent drafting of the new Request for Proposals (RFP). The new RFP has been updated to be consistent with new federal testing standards, including new technologies and resources, and includes a six-month transition period to transfer materials, knowledge, and data in order to minimize the risk on the new contract. MSDE plans to have an award recommendation submitted to the BPW for approval in the spring to ensure that the new contractor has the six-month transition period to begin the contract services for the 2017-2018 test year.

Initially, MSDE intended for this contractor to complete the development phase for the Year 10 testing, and the new contractor would administer the tests; however, the development of the RFP took longer than anticipated. And it was further determined that to ensure a smoother transition between contracts to have one contractor cover all phases of the testing cycle.

The MHSA tests are end-of-course assessments in Algebra/Data Analysis, English II, Government and Biology that are administered to students successfully completing these courses in grades 6-12 Statewide. Students are required to take and pass the assessments or obtain a combined score of all four assessments in order receive a high school diploma. Three of the assessments: Algebra/Data Analysis, English II, and Biology are also used to fulfill the federal Elementary and Secondary Education Act (ESEA) requirements.

Fund Source: 100% General
Appropriation Code: R00A0104 **Resident Business:** No

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED*	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION		

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

Supplement B
Department of Budget And Management
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September 21, 2016

11-S-MOD. MARYLAND STATE DEPARTMENT OF EDUCATION (cont'd)

Prior Modifications/Options (cont'd.):

Mod #1	\$27,554,652	Modification of contract to: (1) develop, score and report alternative high school assessment for special education students, (2) discontinue and remove the constructed response items from the MHSA and develop and replace with selective response (multiple choice) items. DBM Item 16-S-MOD (12/12/2007).
Mod #2	(\$1,100,411)	Modification of contract to remove from Module 1 the Secure Back up Forms from the administrations of the 2010 and 2011 test editions. DBM Item 8-S-MOD (3/24/2010).
Mod #3	(\$2,413,490)	Modification of contract to remove the Government assessment portion of the tests from Module I of the HSA tests and Mod-HSA due to statewide cost containment. DBM Item 11-S-MOD (7/27/2011).
Mod #4	\$14,684,129	Modification to extend the Maryland High School Assessment (HSA) contract for one additional test edition year (Year 6: 2012 - 2013 Test Edition) with an additional one-year renewal option (Year 7: 2013 - 2014 Test Edition) in order to assess and implement the requirements of the pending reauthorization of the Elementary and Secondary Education Act (ESEA). DBM Item 4-S-MOD (11/2/2011).
Mod #5	\$17,987,079	Modification to exercise one test edition year (2013-2014 Test Edition 7) renewal and reinstate the Government High School Assessment tests for Test Edition Year 6 & 7 (2012-2013 and 2013-2014). DBM Item 11-S-MOD (11/14/2012)
Mod #6	\$35,702,006	Modification to extend the contract for two additional test edition years (Test Edition Years 8 and 9) in order to implement and access the transition to PARCC assessments. DBM Item 13-S-MOD (12/18/2013).
Mod #7	(\$1,741,668)	Modification to eliminate Algebra and English (Test Edition Years 8 and 9) in order to transition to PARCC testing; therefore, not duplicating work between the two contracts. DBM Item 14-S-MOD (12/17/2014).

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11-S-MOD. MARYLAND STATE DEPARTMENT OF EDUCATION (cont'd)

Prior Modifications/Options (cont'd.):

Mod#8	(\$840,540)	Modification to eliminate Algebra/Data Analysis and English II (Test Edition 9) in order to align with the PARCC testing; therefore not duplicating work between the two contracts. DBM Item 8-S-MOD (4/15/2015)
Mod #9	(\$397,456)	Modification to reduce the scope of work for Module I and Payment schedule for Test Edition Year 9 by eliminating Algebra/Data Analysis and English II to align with the PARCC assessments and add Biology and Government test form planners. DBM Item 9-S-MOD (10/7/2015)
Total	<u>\$89,434,301</u>	

Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016

Contact: Teresa Dantzler 410-767-0114
Teresa.dantzler1@maryland.gov

12-S-MOD. MARYLAND STATE DEPARTMENT OF EDUCATION
Division of Curriculum/Assessment and Accountability
Services Contract Modification

Contract ID: Maryland High School Assessments; ADPICS # COG92779

Contract Approved: DBM Item 6-S (4/18/2007)

Contractor: Module II:
 Measurement Incorporated (MI)
 Durham, NC

Contract Description: Contract awards to two vendors for the development of the Maryland High School Assessment (MHSA) Test to include two modules. Module I is for development, administration, analysis and reporting. Module II is for scanning and hand-scoring the student responses. The MHSA tests, which include English, government, biology, and algebra/data analysis, are end-of-course tests of a student's knowledge of the skills outlined in each Core Learning Goals (CLG). The tests are administered statewide to students in grades 6-12.

Modification Description: Extend the contract term for Module II to scan and hand-score student responses for Test Edition Year 10 (school year 2016-2017) in order to have time to complete the procurement, award the new contract, and provide a transition period to the new awardee. (See Item 11-S-MOD for Module I.)

Original Contract Term: 4/20/2007 – 12/31/2012

Modification Term: 10/6/2016 – 12/31/2017

Original Contract Amount: \$37,878,937 (5 Test Edition Years)

Modification Amount: \$865,538 (1 Test Edition Year)

Prior Modifications/Options: (\$28,977,092) [Mod #1: 12/13/2007 – 12/31/2012: Eliminated Government MHSA Critical Response items and scoring and replaced with Selective Response items: DBM Item 16-S-MOD (12/12/2007); Mod #2: Extended the contract term for Module II to align the contract expiration date with the contract for Module I to allow MSDE time to develop a new solicitation: 1/1/2013 – 12/31/2016: DBM Item 11-S-MOD (4/15/2015)]

Revised Total Contract Amount: \$9,767,383

Percent +/- (This Modification): +23%

**Supplement B
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September 21, 2016**

12-S-MOD. MARYLAND STATE DEPARTMENT OF EDUCATION (cont'd)

Overall Percent +/-: -74%

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 15%

MBE Compliance: 3%

Requesting Agency Remarks: Request for approval to extend the MHSA contract for Module II by one Test Edition Year for Government and Biology in order to allow time to complete the procurement, award the new robust contract, and to provide a seamless transition to the new contractor.

The solicitation for a new contract was published on July 21, 2016 after a very diligent drafting of the new Request for Proposals (RFP). The new RFP has been updated to be consistent with new federal testing standards, including new technologies and resources, and includes a six-month transition period to transfer materials, knowledge, and data in order to minimize the risk on the new contract. MSDE plans to have an award recommendation submitted to the BPW for approval in the spring to ensure that the new contractor has the six-month transition period to begin the contract services for the 2017-2018 test year.

Measurement Incorporated (MI) provides the retrieval of test material, scanning of demographic information and selected response items, hand-scoring of student responses and transfer of the raw-score file to the Module I Contractor.

The MHSA tests are end-of-course assessments in Algebra/Data Analysis, English II, Government and Biology that are administered to students successfully completing these courses in grades 6-12 Statewide. Students are required to take and pass the assessments or obtain a combined score of all four assessments in order receive a high school diploma. Three of the assessments: Algebra/Data Analysis, English II, and Biology are also used to fulfill the federal Elementary and Secondary Education Act (ESEA) requirements.

Fund Source: 100% General
Appropriation Code: R00A0104 **Resident Business:** No

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED*	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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

Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016

Contact: Jonathan Martin 410-260-7280
jonathan.martin1@maryland.gov

13-GM. DEPARTMENT OF BUDGET AND MANAGEMENT
Office of Budget Analysis (OBA)
General Miscellaneous

Request Amount: \$19,700 FY2017 Total (see page 33B)

Description: Request to approve a proposed reimbursable fund budget amendment for the month of August FY2017. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that the proposed reimbursable fund budget amendment be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

Fund Source: 100% Reimbursement

Appropriation Code: See page 33B

Requesting Agency Remarks: The contributing Department has appropriated funds to pay for services to be provided by the receiving Department for August FY2017. The following page shows the reimbursable fund amendment and identifies the Departments receiving and contributing funding, the amount of the funding and a brief justification for the amendment.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement B
 Department of Budget And Management
 ACTION AGENDA
 September 21, 2016**

13-GM. DEPARTMENT OF BUDGET AND MANAGEMENT (cont'd)

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	Justification
17R-003	D16A06.01 - Secretary of State	D15A05.16 - The Governor's Office of Crime Control and Prevention	\$19,700	Funding is for the purpose of providing support for the operation of the Safe at Home grant. The Secretary of State and the Governor's Office of Crime Control and Prevention have entered into a MOU to support this operation.
FY2017 July August Proposed Reimbursable Amendment Total			\$19,700	

**Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016**

*Contact: Eric S. Hartwig 410-865-1112
ehartwig@mdot.state.md.us*

**14-GM MARYLAND DEPARTMENT OF TRANSPORTATION
*General Miscellaneous***

Fund Source: Agency Funds

Appropriation Code: J00H0102

Request Amount: \$200,000

Description: Pursuant to State Government Article §§ 12-404 and 12-501, the Maryland Department of Transportation (MDOT) and the Office of the Attorney General request approval for the payment of \$200,000 in full settlement of all claims for damages and attorney’s fees brought against MDOT and the Maryland Transit Administration in *Phillip Freeman, et al. v. Pete Rahn, et al.*, No. 1:15-cv-149-CCB, filed on January 16, 2015, in the United State District Court for the District of Maryland.

Requesting Agency Remarks: If this settlement is approved, a check should be made payable to Maryland Disability Law Center, in the amount of \$200,000, which shall reference *Phillip Freeman, et al. v. Pete Rahn, et al.*, No. 1:15-cv-149-CCB, United States District Court for the District of Maryland. The check should be mailed to Eric S. Hartwig, Assistant Attorney General, Office of the Attorney General, Maryland Department of Transportation, 7201 Corporate Center Driver, Hanover, Maryland 21076, who will deliver the check and ensure all of the necessary documentation is completed.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016

Contacts: Julie T. Sweeney 410-767-3872
jsweeneyt@mta.maryland.gov
Michael G. Comeau 410-545-0065
mcomeau@sha.state.md.us

15-GM **MARYLAND TRANSIT ADMINISTRATION**
General Miscellaneous

Fund Source: MTA Capital Projects Fund

Appropriation Code: J00H0105

Request Amount: \$45,000

Description: Pursuant to State Government Article §§ 12-404 and 12-501, the Maryland Transit Administration and the Office of the Attorney General request approval for the payment of \$45,000 in full settlement of all claims for damages, attorneys' fees and costs related to the case *Argetakis v. Maryland Transit Administration*, No. 24-C-15-004130, Baltimore City Circuit Court.

Requesting Agency Remarks: If this settlement is approved, a check should be made payable to John C. Murphy and Nick Argetakis, in the amount of \$45,000, which shall reference *Argetakis v. Maryland Transit Administration*, No. 24-C-15-004130, Baltimore City Circuit Court. The check should be mailed to Julie T. Sweeney, Assistant Attorney General, Office of the Attorney General, 6 St. Paul St., 12th Floor, Baltimore, Maryland 21202, who will deliver the check and ensure all of the necessary documentation and dismissals are completed.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016

*Contact: Rebecca Salsbury 410-576-6498
rsalsbury@oag.state.md.us*

16-GM. TOWSON UNIVERSITY
General Miscellaneous

Fund Source: Agency Funds

Appropriation Code: R30B24

Request Amount: \$31,320

Description: Pursuant to State Government Article § 12-404, Towson University and the Office of the Attorney General request approval of the payment of \$31,320 in full settlement of all claims and issues, including attorneys’ fees, made by the United States Environmental Protection Agency (EPA) against Towson University concerning a permit issued pursuant to the National Pollutant Discharge Elimination System program under Section 402 of the Clean Water Act (the “Act), 33 U.S.C. §1342. As part of the settlement, the University will also complete a Supplemental Environmental Project estimated to cost \$58,296.

Requesting Agency Remarks: If this settlement is approved, a check should be made payable to United States Treasury in the amount of \$31,320, which shall reference Towson University, 8000 York Road, Towson, Maryland 21252-0001 and Docket Number CWA-03-2016-0135. The check should be mailed to Rebecca Salsbury, Assistant Attorney General, Office of the Attorney General, 200 St. Paul Place, 17th Floor, Baltimore, Maryland 21202, who will deliver the check and ensure all of the necessary documentation is completed.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

- | | | | |
|------------------------|--------------------|-----------------|---------------------------|
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISCUSSION | | | WITHOUT DISCUSSION |

**Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016**

*Contact: Christopher B. Lord 410-576-6559
clord@oag.state.md.us*

**17-GM UNIVERSITY OF MARYLAND EASTERN SHORE
*General Miscellaneous***

Fund Source: Agency Funds

Appropriation Code: R30B25

Request Amount: \$76,000

Description: Pursuant to State Government Article §§12-404 and 12-501, the University of Maryland Eastern Shore and the Office of Attorney General request approval for the payment of \$76,000 in full settlement of all claims made by Plaintiff, Ronald A. Nykiel, in the lawsuit captioned *Ronald A. Nykiel v. University of Maryland Eastern Shore*, United States District Court for the District of Maryland, Civil Action No. 1:15-cv-02083-JFM.

Requesting Agency Remarks: If this settlement is approved, a check should be made payable to: Ronald A. Nykiel and Cockey, Brennan & Maloney, P.C. in the amount of \$76,000, which shall reference *Ronald A. Nykiel v. University of Maryland Eastern Shore*, United States District Court for the District of Maryland, Civil Action No. 1:15-cv-02083-JFM. The check should be mailed to Christopher B. Lord, Assistant Attorney General, Office of the Attorney General, 200 St. Paul Place, 17th Floor, Baltimore, Maryland 21202, who will deliver the check and ensure all of the necessary documentation and releases are completed.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION			WITHOUT DISCUSSION

**Supplement B
Department of Budget And Management
ACTION AGENDA
September 21, 2016**

*Contact: Erin O. Millar 410-576-6316
emillar@oag.state.md.us*

**18-GM. UNIVERSITY OF BALTIMORE
*General Miscellaneous***

Fund Source: Agency Funds

Appropriation Code: R30B28

Request Amount: \$50,000

Description: Pursuant to State Government Article §§ 12-404 and 12-501, the University of Baltimore and the Office of the Attorney General request approval for the payment of \$50,000 in full settlement of all claims for attorneys’ fees and costs arising from the judgment entered for the plaintiff in *Rhodes v. University of Baltimore*, MCCR No. 1411-0441, EEOC Charge No. 12F-2014-00502, filed on September 26, 2014 with Equal Employment Opportunity Commission (“EEOC”) and the Maryland Commission on Civil Rights (“MCCR”).

Requesting Agency Remarks: If this settlement is approved, a check should be made payable to Elizabeth Rhodes and her counsel, Bennett & Ellison, P.C. in the amount of \$50,000.00, which shall reference *Rhodes v. University of Baltimore*, MCCR No. 1411-0441, EEOC Charge No. 12F-2014-00502. The check should be mailed to Julia Carolan, Assistant Attorney General, Office of the Attorney General, 200 St. Paul Place, 20th Floor, Baltimore, Maryland 21202, who will deliver the check and ensure all of the necessary documentation and releases are completed.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
September 21, 2016

Contact: Michelle Frierson (410) 339-5956
Michelle.Frierson@maryland.gov
Carla Thompson (410) 260-6155
Carla.Thompson@maryland.gov

1-IT. DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES

Contract ID: Baltimore City Detention Center Youth Detention Center
Internal Voice and Data Cabling
ADPICS BPO No.: 603P6400030

Contract Description: Install voice and data cabling at BCDC Youth Detention Center

Award: Fiber Plus, Inc., Jessup, MD

Term: Ninety days from bid date

Amount: \$98,000

Procurement Method: Intergovernmental Cooperative Purchase
[Maryland Judiciary Internal Cabling Master Contract No. K14-0062-29]

Proposals:

	Ranking			
	Technical	Financial	Overall	Evaluated Price
Fiber Plus, Inc., <i>Jessup</i>	1	1	1	\$98,000
Southern Maryland Cable, Inc., <i>Tracy's Landing</i>	2	2	2	\$121,900
Communication Technologies & Consulting, LLC, <i>Gaithersburg</i>	3	3	3	\$178,498

MBE Participation: 16.25%

Remarks: DPSCS issued a notice of a purchase order Request for Proposals to install data and voice cabling at the BCDC Youth Detention Center to the nine vendors who have master contracts with the Maryland Judiciary through the MJUD Network Cable and Wiring Master Contract, an intergovernmental cooperative purchasing vehicle. Three of the vendors responded.

This procurement was within the dollar amount of DPSCS delegated authority and as such, DPSCS *reported* the award of the procurement to the Board of Public Works on a Procurement Agency Activity Report. Upon review by the Procurement Advisor, however, DPSCS learned that the source of funding – general obligation bond proceeds – requires Board of Public Works *approval* regardless of amount.

**Supplement D
Department of Information Technology
ACTION AGENDA
September 21, 2016**

1-IT. PUBLIC SAFETY & CORRECTIONAL SERVICES (cont'd)

Remarks: (cont'd)

Fiber Plus, Inc. submitted the highest-ranked technical offer and was lowest in price and has been deemed to be a responsive and responsible offeror.

Fund Source: MCCBL of 2015

Approp. Code: Q00

Resident Business: Yes

MD Tax Clearance: 16-2316-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
September 21, 2016

*Contact: Al Bullock (410) 697-9403
Al.Bullock@maryland.gov
Carla Thompson (410) 260-6155
Carla.Thompson@maryland.gov*

2-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID: Mobile Devices and Services Master Contract
ADPICS BPO No.: 060B3490004, COG93280

Contract Approved: DoIT Items 7-IT & 8-IT-MOD (11/14/2012)

Contractors: Verizon Wireless, Laurel, MD
T-Mobile, USA, Owings Mills, MD
AT&T Mobility, Hanover, MD
Sprint Solutions, Inc., Columbia, MD

Contract Description: Provide mobile wireless services and equipment through NASPO ValuePoint Contract #1907 (formerly the Western States Contracting Alliance agreement)

Modification Description: Extend term two years, eight months

Original Contract Term: 11/14/2012 – 10/31/2016 (Verizon and T-Mobile PA)
1/2/2013 – 10/31/2016 (AT&T PA)
1/23/2013 – 10/31/2016 (Sprint PA)

Modification Term: 11/1/2016 – 6/30/2019

Original Amount: \$12,000,000

Modification Amount: \$10,000,000 (2 years, 8 months)

Prior Mod/Option Amount: None

Revised Contract Ceiling Amount: \$22,000,000 (NTE)

Percent +/- (This Modification): +83.3%

Original Procurement Method: Intergovernmental Cooperative Purchasing

MBE Participation: None

**Supplement D
Department of Information Technology
ACTION AGENDA
September 21, 2016**

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

Remarks: DoIT determined that continued participation in the NASPO (formerly WSCA) contract will provide greater cost benefits to the State than if the State procured these products and services independently. The NASPO ValuePoint alliance aggregates the demand of all 50 states, the District of Columbia, and the organized US territories.

There are currently 1,820 Participating Addenda to the Lead State Master Contracts for wireless services and equipment. This cumulative purchasing power, as well as multi-state and locality volume buying, results in more favorable rates than Maryland would obtain by contracting directly with these vendors.

The Master Contracts with Nevada, the lead state, were slated to end on October 31, 2016. However, the lead contracts with the four providers with whom Maryland participates have been extended until June 30, 2019. This extension aligns the Master Contracts termination dates with the filing requirements for federal E-Rate customers. DoIT seeks to modify the current term of its participation in the master contracts to coincide with this new termination date.

The request for \$10 million to support the modified term represents a reasonable estimate based on current usage of the contract. Purchase orders drawn against the current contract are diverse in terms of awarded value, as usage varies greatly amongst user agencies. The State has had an overall spend of approximately \$3 million each year during the past four years. Purchase orders have increased each year in size and in volume. Based on current spend-to-date and the rising usage year over year of the contract, DoIT anticipates the per year dollar amount will exceed \$3 million during the extended term. DoIT estimates that \$10 million is the minimum amount that should be added to the contract to cover costs over the next two years and **eight** months.

Due to the fact that there are no sub-contracting opportunities for this contract, there is no MBE goal.

Fund Source: Various

Approp. Code: Various

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
September 21, 2016

Supplemental

*Contact: Georgia Peake (410) 767-3763
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Carla Thompson (410) 260-6155
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3-IT-MOD. DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration

Contract ID: Software Maintenance Support & Professional Services
AGY-15-030-IT
ADPICS BPO No.: J05B5400044, COG87665

Contract Approved: DoIT Item 3-IT (6/23/2015)

Contractor: Cubic Transportation Systems, Inc., Tullahoma, TN

Contract Description: Provides software maintenance and technical support for the proprietary operational software of the MTA's Automatic Fare Collection System (AFCS), and it also provides professional services to support changes to the NextFare® proprietary software, improvements to the system to respond to business needs or advancements in technology, or technical support for the configuration of hardware upgrades.

Modification Description: Modification No. 1 provides for an increase in funds to cover the cost for professional services to perform a major upgrade of MTA's AFCS software and migration to a stand-alone, self-sustaining system with a cloud hosted back end. The project includes upgrading the AFCS software, provision of an Integrated Customer Web Portal, and separation from the Washington Metropolitan Area Transit Authority (WMATA) regional fare collection system.

Original Contract Term: 06/18/2015 – 06/17/2020

Modification Term: 09/22/2016 – 06/17/2020

Original Amount: \$3,468,291

Modification Amount: \$4,881,244

Prior Mods/Options: None

Revised Total Contract Amount: \$8,349,535

Overall Percent +/-: +140.74%

Original Procurement Method: Sole Source

Supplement D
Department of Information Technology
ACTION AGENDA
September 21, 2016

3-IT-MOD. DEPARTMENT OF TRANSPORTATION (cont'd)

MBE Participation: None

Remarks: The MTA Automatic Fare Collection System (AFCS) currently utilizes the proprietary Cubic NextFare® 4.0 operating system. It has historically relied on the Washington Metropolitan Area Transit Authority (WMATA) to provide back-end services such as a customer web portal, credit/debit card processing, autoload, card hot-listing, Compact Point of Sale device management, and customer service. In addition, MTA does not accept any of the pass products offered by other regional partners and regional partners do not accept any of MTA's pass products, and only a few customers utilize stored value for riding on both MTA and regional systems. The separation from the WMATA system will allow MTA to upgrade to the latest software version and set the foundation for acceptance of new payment methods such as mobile phones and use of credit cards on buses. This will reduce onboard cash payments, resulting in faster boarding times and improved on-time performance. Also, the new software will allow MTA to monitor fare collection equipment out-of-service conditions so that repairs can be made quickly for improved customer service.

The MTA is seeking a modification to the existing Software Maintenance and Professional Services contract that will provide additional contract authority so it can deploy a major AFCS software upgrade and migration to a stand-alone cloud-based system. This will allow the MTA to be self-sufficient for all fare collection operations and will lay the foundation for a longer and more significant Return on Investment for the existing infrastructure without wholesale replacement of the AFCS. The cloud platform will replace the key regional functionality currently provided by WMATA, and will provide the following enhanced features; a Payment Card Industry compliant payment application for processing credit and debit transactions; support of enhanced fare policy; enhanced reporting and analytics; a customer web portal for account management; and a graphical user interface that allows MTA staff to administer the MTA fare policy.

Using the additional funding provided by this amendment, and under direction and oversight by the MTA Office of Fare Collection Systems and Services; Cubic Transportation Systems, Inc. (CTS) shall upgrade and refresh the existing MTA AFCS infrastructure to a stand-alone, self-sustaining system with better expandability and supportability extending both the lifecycle and the functionality of the environment. Cubic shall upgrade the AFCS software from NextFare® 4.0 to NextFare® 7.0, and shall enhance the MTA CharmCard system by overlaying a cloud-based architecture on the existing field infrastructure to replace the features and functionality currently provided by the regional system today. CTS shall migrate the MTA AFCS away from the WMATA regional system and connect all MTA field devices to the new cloud based environment.

**Supplement D
Department of Information Technology
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3-IT-MOD. DEPARTMENT OF TRANSPORTATION (cont'd)

Remarks: (cont'd)

The MTA Office of Fare Collection Systems and Services concurs with and has deemed the proposed labor hours to be commensurate with scope of work for the task being completed under this modification. The price of this contract equates to a 42% discount as compared to Cubic's authorized average hourly rates under this contract. Therefore, the MTA Office of Fare Collection Systems and Services believes that the proposed price is fair and reasonable, and it is in the best interest of the State of Maryland to move forward with this modification.

Fund Source: Special Funds

Approp. Code: J05H0105

Resident Business: No

MD Tax Clearance: 16-0654-0001

This Item was withdrawn as Item 9-IT-MOD from the 8/17/2016 Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



BOARD OF PUBLIC WORKS (BPW)

ACTION AGENDA

September 21, 2016

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**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Cheryl R. B. Hill
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**1-AE. STATE HIGHWAY ADMINISTRATION
*Architectural/Engineering Services Contract***

Contract ID: BCS 2012-05 E and F (Structure Preservation and Minor Rehabilitation Services, Statewide)
ADPICS Nos.: SBCS1205E and SBCS1205F

Contract Description: These contracts are two of six open-ended, task order based contracts to provide Structure Preservation and Minor Rehabilitation Services, Statewide.

Awards: Greenman-Pedersen, Inc. / Contract E
Whitney, Bailey, Cox & Magnani, LLC (JV)
Annapolis Junction, MD

AECOM Technical Services, Inc. Contract F
Hunt Valley, MD

Contract Term: 10/06/2016 – 10/05/2022

Amount: \$3,000,000 NTE each
(Grand Total \$6,000,000 NTE)

Procurement Method: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on September 8, 2016.

Proposals:

	Technical Proposal Rating (Max 427)	Technical Ranking	NTE Price
Whitman, Requardt & Associates, LLP Baltimore, MD	308.0	1	Contract A Approved 07/27/2016
Century Engineering, Inc./ KCI Technologies, Inc. (JV) Hunt Valley, MD	306.3	2	Contract B Approved 07/27/2016
The Wilson T. Ballard Company, Inc. Owings Mills, MD	303.0	3	Contract C Approved 09/07/2016
Wallace Montgomery & Associates, LLP/ Johnson, Mirmiran & Thompson, Inc. (JV) Hunt Valley, MD	298.3	4	Contract D Approved 09/07/2016



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

1-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals:

	Technical Proposal Rating (Max 427)	Technical Ranking	NTE Price
Greenman-Pedersen, Inc./ Whitney, Bailey, Cox & Magnani, LLC Annapolis Junction, MD	289.4	5	Contract E (\$3,000,000)
AECOM Technical Services, Inc. Hunt Valley, MD	282.8	6	Contract F (\$3,000,000)
Jacobs Engineering Group, Inc./ EBA Engineering, Inc. Baltimore, MD	276.9	7	N/A
Ammann & Whitney Consulting Engineers, PC / Pennoni Associates, Inc. (JV) Edgewood, MD	275.9	8	N/A
Rummel, Klepper & Kahl, LLP Baltimore, MD	274.6	9	N/A
STV Incorporated Baltimore, MD	274.5	10	N/A
Brudis & Associates, Inc. Columbia, MD	274.0	11	N/A
Northeast Engineering, Inc. Baltimore, MD	273.0	12	N/A
Alpha Construction and Engineering Corporation Baltimore, MD	272.8	13	N/A
Gannett Fleming, Inc./ PRIME AE Group, Inc. (JV) Baltimore, MD	246.2	14	N/A
JDOS International, Inc. Washington, DC	148.1	15	N/A

DBE Participation: 25% Contract E
 25% Contract F



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

1-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Requesting Agency Remarks: The solicitation was advertised in The Daily Record, eMaryland Marketplace notifying 162 firms of which 14 were certified DBEs and on SHA’s web page on June 28, 2013. A total of 15 engineering consultant firms submitted technical proposals for this project.

The Consultant shall provide the following: field inspections and reports with documentation, photos, and recommendations for any type of structure in SHA’s inventory; foundation analysis, rating, and rehabilitation of all different foundation types: deep, shallow, spread or pile; substructure analysis, rating, preservation and rehabilitation; superstructure analysis, rating, preservation and rehabilitation; rating structures including: rolled beams, plate girders, trusses, pre-stress girders, planks, box culverts, concrete slabs, pipes, etc.; traffic control plans; condition inspection; UT field inspection; permit applications including: maps, plans, and permit application forms; perform hydrology and hydraulic analysis necessary to the size of the opening of a structure; evaluate and determine scour rating; recommend appropriate scour countermeasures; load testing of structures using strain gauges and known vehicle loads; rehabilitation of concrete structures using a carbon fiber reinforced polymer; rehabilitation of damaged steel using heat straightening methods; minor rehabilitation/replacement of various types of structures including noise walls, culverts, and retaining walls; capable of providing engineering services during any emergency event, survey services all in connection with a project and all other required Structure Preservation and Minor Rehabilitation Services.

The current incumbents performing these services are: Whitman, Requardt & Associates, LLP, Rummel, Klepper & Kahl, LLP, Northeast Engineering, Inc., Wallace, Montgomery & Associates, LLP, Greenman-Pedersen, Inc. (formerly Nolan Associates, Inc.), and Century Engineering, Inc.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term to spend funds remaining on the contract as provided in Board Advisory 1995-1.

Fund Source:	Federal and Special Funds Budgeted to SHA		
Approp. Code:	J02B0101		
Resident Businesses:	Yes		
MD Tax Clearance:	Greenman-Pedersen, Inc. / Whitney, Bailey, Cox & Magnani, LLC		16-2296-0111
	AECOM Technical Services, Inc.		16-2270-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

*Contact: Cheryl R. B. Hill
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**2-AE. STATE HIGHWAY ADMINISTRATION
*Architectural/Engineering Services Contract***

Contract ID: BCS 2014-01 C, F and G (Structure Condition Inspections and Evaluations Services, Statewide)
ADPICS Nos.: SBCS1401C, SBCS1401F and SBCS1401G

Contract Description: These contracts are three of eleven open-ended, task order based contracts to provide Structure Condition Inspections and Evaluations Services, Statewide.

Awards:	Wallace, Montgomery & Associates, LLP Hunt Valley, MD	Contract C
	Greenman-Pedersen, Inc. / Whitney, Bailey, Cox & Magnani, LLC Annapolis Junction, MD	Contract F
	Prime AE Group, Inc. Owings Mills, MD	Contract G

Contract Term: 10/06/2016 – 10/05/2021

Amount: \$4,500,000 NTE each
(Grand Total \$13,500,000 NTE)

Procurement Method: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on September 8, 2016.

Proposals:

	Technical Proposal Rating (Max 636)	Technical Ranking	NTE Price
Whitman, Requardt & Associates, LLP Baltimore, MD	544.94	1	Contract A
AECOM Technical Services, Inc. Hunt Valley, MD	538.78	2	Contract B
Wallace, Montgomery & Associates, LLP Hunt Valley, MD	537.99	3	\$4,500,000 (Contract C)
KCI Technologies, Inc./ Century Engineering, Inc. (JV) Sparks, MD	536.55	4	Contract D



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

2-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals:

	Technical Proposal Rating (Max 636)	Technical Ranking	NTE Price
EBA Engineering, Inc./ Jacobs Engineering Group, Inc. (JV) Baltimore, MD	527.13	5	Contract E
Greenman-Pedersen, Inc./ Whitney, Bailey, Cox & Magnani, LLC Annapolis Junction, MD	524.17	6	\$4,500,000 (Contract F)
Prime AE Group, Inc. Owings Mills, MD	517.43	7	\$4,500,000 (Contract G)
Johnson, Mirmiran & Thompson, Inc./ Rummel, Klepper & Kahl, LLP (JV) Sparks, MD	513.13	8	Contract H
Pennoni Associates Inc. Ammann & Whitney Consulting Engineers, PC (JV) Baltimore, MD	511.08	9	Contract I
The Wilson T. Ballard Company, Inc. Owings Mills, MD	503.61	10	Contract J
Stantec Consulting Services Inc. Laurel, MD	502.50	11	Contract K
STV Incorporated/ Parsons Brinckerhoff, Inc. (JV) Baltimore, MD	488.47	12	N/A
Northeast Engineering, Inc./ Gannett Fleming, Inc. (JV) Baltimore, MD	487.19	13	N/A
Alpha Construction and Engineering Corp. Baltimore, MD	443.33	14	N/A
Collins Engineers, Inc. Fairfax, VA	373.70	15	N/A
HAKS Engineering, Inc. Baltimore, MD	366.70	16	N/A



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016

REVISED

2-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

DBE Participation: 24% (Contracts C and F)
26% (Contract G)

Requesting Agency Remarks: The solicitation was advertised in The Daily Record, eMaryland Marketplace notifying 735 firms of which 133 were certified DBEs and on SHA's web page on February 20, 2015. A total of 16 engineering consultant firms submitted technical proposals for this project.

The Consultant shall provide the following: perform detailed structures condition inspections of routine and complex structures including underwater inspections and evaluations, load ratings, analyses, nondestructive testing, and all engineering services necessary to prepare designs, plans and specifications for repairs for structures including structures with movable spans and spans over electrified railroads of assigned State, County and Local Jurisdiction structures; perform hands-on inspections of all structure components; perform field load testing and analysis to determine actual live load distributions, composite / non-composite action, etc., to be used in determining load ratings; investigate for factors that would affect the life and/or safety of the structures or components in question; provide recommendations for repairs or replacement of components to current engineering codes and standards and develop recommended repairs, perform site investigations, and take field measurements, Statewide.

Though the established DBE goal for these contracts is 24%, PRIME AE Group, Inc. has proposed to exceed the goal by 2% and committed to performing 26% participation on Contract G.

The current incumbents performing these services are: Wallace, Montgomery & Associates, LLP, Johnson, Mirmiran & Thompson, Inc./Rummel, Klepper & Kahl, LLP, The Wilson T. Ballard Company, Inc., Whitman, Requardt & Associates, LLP, URS Corporation, Northeast Engineering, Inc./Gannett Fleming, Inc., EBA Engineering, Inc./Stantec Consulting Services Inc., Greenman-Pedersen, Inc./Whitney, Bailey, Cox & Magnani, LLC.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term to spend funds remaining on the contract as provided in Board Advisory 1995-1.

Fund Source:	Federal and Special Funds Budgeted to SHA		
Approp. Code:	J02B0101	Resident Businesses:	Yes
MD Tax Clearance:	Wallace, Montgomery & Associates, LLP		16-2756-1111
	Greenman-Pedersen, Inc. /		16-2759-1111
	Whitney, Bailey, Cox & Magnani, LLC		
	PRIME AE Group, Inc.		16-2760-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Cheryl R. B. Hill
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**3-AE. STATE HIGHWAY ADMINISTRATION
*Architectural/Engineering Services Contract***

Contract ID: BCS 2014-03 A and B (Environmental Site Investigations and Geo-Hazards Evaluation Services, Statewide)
ADPICS Nos.: SBCS1403A and SBCS1403B

Contract Description: These contracts are two of five open-ended, task order based contracts to provide Structure Condition Inspections and Evaluations Services, Statewide.

Award: EA Engineering, Science and Technology, Inc. / Contract A
Schnabel Engineering Consultants, LLC (JV)
Hunt Valley, MD

Michael Baker International, Inc. Contract B
Linthicum, MD

Contract Term: 10/06/2016 – 10/05/2021

Amount: \$1,000,000 NTE each
(Grand Total \$2,000,000 NTE)

Procurement Method: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on September 8, 2016.

Proposals:

	Technical Proposal Rating (Max 722)	Technical Ranking	NTE Price
EA Engineering, Science and Technology, Inc./ Schnabel Engineering Consultants, LLC (JV) Hunt Valley, MD	547.40	1	\$1,000,000 (Contract A)
Michael Baker International, Inc. Linthicum, MD	525.40	2	\$1,000,000 (Contract B)
KCI Technologies, Inc. Sparks, MD	523.20	3	Contract C
Gannett Fleming, Inc. Baltimore, MD	469.60	4	Contract D



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

3-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals:

	Technical Proposal Rating (Max 722)	Technical Ranking	NTE Price
Skelly and Loy, Inc. Hunt Valley, MD	445.70	5	Contract E
AECOM Technical Services Beltsville, MD	358.40	6	N/A
Environmental Alliance, Inc. Millersville, MD	320.50	7	N/A
Langan Engineering and Environmental Surveying and Landscape Architecture, D.P.C. Arlington, VA	300.30	8	N/A

DBE Participation: 10%

Requesting Agency Remarks: The solicitation was advertised in The Daily Record, eMaryland Marketplace notifying 731 firms of which 126 were certified DBEs and on SHA's web page on February 13, 2015. A total of 8 engineering consultant firms submitted technical proposals for this project.

The Consultant shall provide, but not limited to, the following services: provide a range of environmental investigations including Phase I and Phase II Property Site Assessments, environmental mitigation, property, groundwater quality assessment, air quality assessment for hazardous materials, engineering geologic assessments, vibration assessment and monitoring, geologic investigations, geo-hazard investigation and provide technical support in all phases of project delivery and in support of the Maryland State Highway Administration (SHA) operations; perform occupational area studies for asbestos and other potential contaminants that impact worker safety or public health; prepare reports for each assignment which will include observations, test data, comprehensive interpretations, images, plans, contract specifications and cost estimates as appropriate, sample collections (surface and subsurface); geophysical surveys; environmental laboratory testing; preliminary design engineering; preparation of contract documents; and technical construction supervision and engineer estimates.

The current incumbents performing these services are: Michael Baker International, Inc., KCI Technologies, Inc., and AECOM Technical Services, Inc.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term to spend funds remaining on the contract as provided in Board Advisory 1995-1.



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

3-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

<i>Fund Source:</i>	Federal and Special Funds Budgeted to SHA	
<i>Approp. Code:</i>	J02B0101	
<i>Resident Businesses:</i>	Yes	
<i>MD Tax Clearance:</i>	EA Engineering, Science and Technology, Inc. /	16-1107-1111
	Schnabel Engineering Consultants, LLC (JV)	
	Michael Baker International, Inc.	16-1108-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

*Contact: Cheryl R. B. Hill
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**4-AE. STATE HIGHWAY ADMINISTRATION
*Architectural/Engineering Services Contract***

Contract ID: BCS 2014-07 A, B, C, D, E and F (Landscape Architectural Design Services, Statewide)
ADPICS Nos.: SBCS1407A, SBCS1407B, SBCS1407C, SBCS1407D, SBCS1407E, and SBCS1407F

Contract Description: These contracts are six of six open-ended, task order based contracts to provide Landscape Architectural Design Services, Statewide.

Awards:	Johnson, Mirmiran & Thompson, Inc. Sparks, MD	Contract A
	AECOM Technical Services, Inc. Hunt Valley, MD	Contract B
	A.Morton Thomas & Associates, Inc. Rockville, MD	Contract C
	Whitney, Bailey, Cox & Magnani, LLC/ Site Resources, Inc. Baltimore, MD	Contract D
	Mahan Rykiel Associates, Inc. Baltimore, MD	Contract E
	Parsons Brinckerhoff, Inc. Baltimore, MD	Contract F

Contract Term: 10/06/2016 – 10/05/2021

Amount: \$1,300,000 NTE each
(Grand Total \$7,800,000 NTE)

Procurement Method: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on September 8, 2016.



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

4-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals:

	Technical Proposal Rating (Max 780)	Technical Ranking	NTE Price
Johnson, Mirmiran & Thompson, Inc. Sparks, MD	559.0	1	\$1,300,000 (Contract A)
AECOM Technical Services, Inc. Hunt Valley, MD	543.5	2	\$1,300,000 (Contract B)
A.Morton Thomas & Associates, Inc. Rockville, MD	539.8	3	\$1,300,000 (Contract C)
Whitney, Bailey, Cox & Magnani, LLC/ Site Resources, Inc. Baltimore, MD	528.8	4	\$1,300,000 (Contract D)
Mahan Rykiel Associates, Inc. Baltimore, MD	523.4	5	\$1,300,000 (Contract E)
Parsons Brinckerhoff, Inc. Baltimore, MD	523.2	6	\$1,300,000 (Contract F)
G.E. Fielder and Associates, Chartered Laurel, MD	497.0	7	N/A
Human & Rhode, Inc. Towson, MD	494.6	8	N/A
Floura Teeter Landscape Architects, Inc. Baltimore, MD	493.4	9	N/A
McCormick Taylor, Inc./ Lardner Klein Landscape Architects, PC Baltimore, MD	490.1	10	N/A
Stantec Consulting Services Inc. Laurel, MD	489.4	11	N/A
Greenman-Pedersen, Inc. Annapolis Junction, MD	464.5	12	N/A



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

4-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals (cont'd):

	Technical Proposal Rating (Max 780)	Technical Ranking	NTE Price
Rhodeside & Harwell, Inc. Alexandria, VA	367.0	13	N/A
Land Planning & Design Associates, Inc./ Emfesis, LLC Sterling, VA	339.4	14	N/A
Charles P. Johnson & Associates, Inc. Silver Spring, MD	306.3	15	N/A

DBE Participation:

- 25% (Contract A, C and F)
- 30% (Contract B)
- 47.31% (Contract D)
- 35% (Contract E)

Requesting Agency Remarks: The solicitation was advertised in The Daily Record, eMaryland Marketplace notifying 741 firms of which 165 were certified DBEs and on SHA's web page on March 6, 2015. A total of 15 engineering consultant firms submitted technical proposals for this project.

Services to be provided may include, but are not be limited to the following Landscape Architectural Design Services: preparation of studies, concept plans and the development of complete contract documents including plans, specifications and estimates required for project advertisement and Phase V services during construction; landscape planting design; preparation of specifications and estimates for Design/Build projects for advertisement; landscape design for Streetscape and Neighborhood Conservation projects; development of Context sensitive solutions (CSS); site analysis, development and design work; project management and design support for landscape architecture, Scenic Byways, and Recreational Trails projects being performed by SHA staff and other consultants; consultant to provide landscape architects, landscape architectural designers, project managers and/or technicians for work at SHA facilities under the direct supervision of SHA personnel; quality assurance/quality control reviews and assessments; environmental site design and mitigation; preparation of vegetation assessment and mitigation site research, design, approvals and monitoring for Maryland roadside tree impacts, reforestation law compliance, forest conservation plans, critical area mitigation, Chesapeake Bay watershed improvement plan projects and invasive species control; arboricultural services; environmental site design; computer and technology support for design efforts, graphic studies and publications, and Microstation CADD, Global Positioning System (GPS), and Global Information System (GIS) support.

On December 22, 2015 a protest was received from the 7th ranked firm regarding the number of contracts being awarded. On July 21, 2016, SHA issued a response to the firm upholding its decision to proceed awarding six contracts.



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

4-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Remarks (cont'd):

Though the established DBE goal for these contracts is 25%, AECOM Technical Services Inc. has proposed to exceed the goal by 5% and committed to performing 30% participation on Contract B; Whitney, Bailey, Cox & Magnani, LLC/Site Resources, Inc. has proposed to exceed the goal by 22.31% and committed to performing 47.31% participation on Contract D; and Mahan Rykiel Associates, Inc. has proposed to exceed the goal by 10% and committed to performing 35% participation on Contract E.

The current incumbents performing these services are: Stantec Consulting Services Inc. (formerly Greenhorne & O'Mara, Inc.); Floura Teeter Landscape Architects, Inc./Whitney, Bailey, Cox & Magnani, LLC; Johnson, Mirmiran & Thompson, Inc.; Human & Rhode, Inc.; Grace E. Fielder & Associates, Chartered; and Mahan Rykiel Associates, Inc.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term to spend funds remaining on the contract as provided in Board Advisory 1995-1.

Fund Source: Federal and Special Funds Budgeted to SHA

Approp. Code: J02B0101

Resident Businesses: Yes

MD Tax Clearance:	Johnson, Mirmiran & Thompson, Inc.	16-2970-1111
	AECOM Technical Services, Inc.	16-2971-1111
	A.Morton Thomas & Associates, Inc.	16-2972-1111
	Whitney, Bailey, Cox & Magnani, LLC/ Site Resources, Inc.	16-2973-1111
	Mahan Rykiel Associates, Inc.	16-2974-1111
	Parsons Brinckerhoff, Inc.	16-2975-0111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION		



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Cheryl R. B. Hill
410-545-0402
chill@sha.state.md.us*

**5-AE. STATE HIGHWAY ADMINISTRATION
*Architectural/Engineering Services Contract***

Contract ID: BCS 2014-16 A, B, G and H (Supplemental Engineering Support Services - District 2, 5, 6 and 7)
ADPICS Nos.: SBCS1416A, SBCS1416B, SBCS1416G and SBCS1416H

Contract Description: These contracts are four of eight open-ended, task-order based contracts to provide Supplemental Engineering Support Services for Districts 2, 5, 6 and 7.

Awards:

Wallace, Montgomery & Associates, LLP Hunt Valley, MD	Contract A (District 5)
A.Morton Thomas & Associates, Inc. Baltimore, MD	Contract B (District 7)
Prime AE Group, Inc. / Gannett Fleming, Inc. (JV) Baltimore, MD	Contract G (District 2)
KCI Technologies, Inc. Sparks, MD	Contract H (District 6)

Contract Term: 10/06/2016 – 10/05/2021

Amount: \$6,000,000 NTE (Contract A – District 5)
\$4,000,000 NTE (Contract B – District 7)
\$3,000,000 NTE (Contract G – District 2)
\$2,000,000 NTE (Contract H – District 6)
(Grand total \$15,000,000 NTE)

Procurement Method: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on September 8, 2016.

Proposals:

	<i>Technical Proposal Rating (Max 560)</i>	<i>Technical Ranking</i>	<i>NTE Price</i>
Wallace, Montgomery & Associates, LLP Hunt Valley, MD – District 5	399.6	1	\$6,000,000 (Contract A)
A. Morton Thomas & Associates, Inc. Baltimore, MD – District 7	398.1	2	\$4,000,000 (Contract B)



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

5-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals (cont'd):

	<i>Technical Proposal Rating (Max 560)</i>	<i>Technical Ranking</i>	<i>NTE Price</i>
Greenman-Pedersen, Inc. Annapolis Junction, MD – District 3	397.2	3	Contract C Approved 09/07/2016
Whitney, Bailey, Cox & Magnani, LLC/ Urban Engineers, Inc. (JV) – District 4 Baltimore, MD	377.8	4	Contract D Approved 09/07/2016
Johnson, Mirmiran & Thompson, Inc./ Whitman, Requardt & Associates, LLP (JV) Sparks, MD – District 3	376.3	5	Contract E
AECOM Technical Services, Inc. Hunt Valley, MD – District 4	376.0	6	Contract F
Prime AE Group, Inc./ Gannett Fleming, Inc. (JV) – District 2 Baltimore, MD	374.4	7	\$3,000,000 (Contract G)
KCI Technologies, Inc. Sparks, MD – District 6	371.0	8	\$2,000,000 (Contract H)
Rummel, Klepper & Kahl, LLP Baltimore, MD	344.4	9	N/A
Brudis & Associates, Inc./ Development Facilitators, Inc. (JV) Columbia, MD	340.8	10	N/A
Jacobs Engineering, Inc. Baltimore, MD	332.1	11	N/A
Alpha Construction and Engineering Corporation/ Sabra Wang & Associates, Inc. (JV) Baltimore, MD	329.6	12	N/A



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

5-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals (cont'd):

	<i>Technical Proposal Rating (Max 560)</i>	<i>Technical Ranking</i>	<i>NTE Price</i>
O'Connell & Lawrence, Inc./ ATCS P.L.C. (JV) Olney, MD	321.0	13	N/A
STV Incorporated Baltimore, MD	315.2	14	N/A
Sheladia Associates, Inc. Rockville, MD	234.5	15	N/A

DBE Participation: 29% each

Agency Remarks: The solicitation was advertised in The Daily Record, eMaryland Marketplace notifying 748 firms of which 164 were certified DBE's and on SHA's web page on April 10, 2015. A total of 15 engineering consultant firms submitted technical proposals for this project.

The Consultant shall provide Supplemental Engineering Support Services in Anne Arundel, Calvert, Charles, and St. Mary's Counties (District 5), Carroll, Frederick, and Howard Counties (District 7), Caroline, Cecil, Kent, Queen Anne's, and Talbot Counties (District 2), and Allegany, Garrett, and Washington Counties (District 6). Services to be provided include, but not limited to: CADD/drafting services activities; change orders and claim work; utility related work relocation coordination; sketch book review; constructability review of proposed preliminary/design projects; claims review and analysis and assistance with case preparation; and project schedule reviews and analysis Critical Path Method (CPM) and Initial CPM.

The current incumbents providing these services are: Johnson, Mirmiran & Thompson, Inc., Rummel, Klepper & Kahl, LLP, Century Engineering, Inc. /Whitney, Bailey, Cox & Magnani, LLC, Whitman, Requardt & Associates, LLP/Johnson, Mirmiran & Thompson, Inc., A.Morton Thomas & Associates, Inc., and URS Corporation.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term to spend funds remaining on the contract as provided in Board Advisory 1995-1.

Fund Source: Federal and Special Funds Budgeted to SHA

Appropriation Code: J02B0101

Resident Business: Yes



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016

5-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

<i>MD Tax Clearance:</i>	Wallace, Montgomery & Associates, LLP	16-2520-1111
	A.Morton Thomas & Associates, Inc.	16-2521-1111
	Prime AE Group, Inc. /	16-2949-0111
	Gannett Fleming, Inc. (JV)	
	KCI Technologies, Inc.	16-2950-1110

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED **DISAPPROVED** **DEFERRED** **WITHDRAWN**
WITH DISCUSSION **WITHOUT DISCUSSION**



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: William P. Ward
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**6 -C. MOTOR VEHICLE ADMINISTRATION
*Construction Contract***

Contract ID: V-HQ-16041-C (MVA Office Renovation of Rooms 219 & 220)
ADPICS No.: VHQ16041-C

Contract Description: This contract is for a contractor to furnish all transportation, labor, material and supervision necessary for the renovation of rooms 219 and 220 at the MVA's Headquarters Building located in Glen Burnie, Maryland.

Award: Total Contracting, Inc.
Lanham, Maryland

Amount: \$464,899

Contract Term: 217 days from NTP

Procurement Method: Competitive Sealed Bidding
(Single Bid Received)

MBE Participation: 22%

Performance Security: Performance Bond in the amount of the bid.

Agency Remarks: This solicitation was advertised on eMaryland Marketplace on May 19, 2016, by the MVA. One hundred eighty-two potential vendors were notified eMaryland Marketplace. Twenty-seven firms were certified SBR firms, 16 firms were certified MBE firms, and three firms were both SBR/MBE certified firms. A Pre-Bid Conference and mandatory site visit was held on May 25, 2016 and additional site visits were conducted on June 14 and June 16. A total of 11 firms attended. Electronic bids were due on June 28, 2016, and the MVA received a single bid from Total Contracting, Inc., in the amount of \$464,899. The bid amount is 3% lower than the Engineer's Estimate of \$477,114.

MVA conducted a followed up survey with the firms that attended the Pre-Bid Conference and site visits. Of the 11 firms that attended, six firms responded indicating the following:

- (1) the distance was too far and the work needed to be done after their normal working hours;
- (1) provided a subcontractor bid to one of the prime contractors;
- (1) other commitments precluded them to bid at that time; and
- (1) missed the deadline for the bid.

The price provided by Total Contracting is fair and reasonable as it is less than the engineer's estimate for this type of construction service



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

6-C. MOTOR VEHICLE ADMINISTRATION (cont'd)

Remarks (cont'd):

The MBE goal established for this contract is 22%. Total Contracting is a Certified MBE Firm and will conduct 50% of the MBE required work.

Fund Source: 100% Special Funds (MVA Facilities and Capital Equipment)

Approp. Code: J04E0003

Resident Business: Yes

MD Tax Clearance: 16-2499-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Georgia A Peake
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GPeake1@mta.maryland.gov*

**7-M. MARYLAND TRANSIT ADMINISTRATION
*Maintenance Contract***

Contract ID: LR-16-010-MT (Light Rail Tree Trimming and Vegetation Services)
ADPICS No.: LR16010MT

Contract Description: This contract is to provide full time intensive tree trimming and vegetation program services for the Maryland Transit Administration's (MTA) Light Rail System. Work includes but is not limited to providing the necessary labor, materials, transportation, permits, and equipment to trim, remove, and dispose of trees and vegetation interfering with the MTA Light Rail operations.

Awards: Asplundh Tree Expert Company
Willow Grove, MD

Contract Term: 10/06/2016 – 10/07/2021

Amount: \$2,734,645 NTE

Procurement Method: Competitive Sealed Bidding

Bids/Proposals: Asplundh Tree Expert Company \$2,734,645
Willow Grove, MD

ARSCORP. \$2,811,664
St. Augustine, FL

Pittman Tree Landscaping \$2,891,552
Front Royal, VA

Living Wage Eligible: Yes

MBE Participation: 30%

Performance Security: Annually renewable Performance Bond for 20% of the award amount exists for this contract

Incumbent: Pittman Tree Landscaping

Agency Remarks: The Engineer's Estimate for this contract was \$2,862,400. The low bid received is \$127,756 or 4.46% under the Engineer's Estimate.



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016

7-M. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Agency Remarks: (continued)

The Solicitation was advertised in eMaryland Marketplace and MTA’s website on February 25, 2016 and had a bid date opening of March 25, 2016. Two hundred and thirty potential contractors were notified about this contract on eMaryland Marketplace; of which 18 were Minority Business Enterprises and 26 were Small Business Enterprises. Twenty one vendors were directly solicited.

This contract includes a five-man, full-time crew, 40 hours a week, 52 weeks a year to provide intensive tree trimming and vegetation program services, including trimming, removing and lawfully disposing of trees and vegetation. All trees and vegetation along the railroad right-of-way that encroaches on boundaries; interferes with overhead catenary lines, catenary poles, switches, cables, and signal wires; and interferes with the visibility of wayside signals and railroad crossings will be cut and/or sprayed, removed and lawfully disposed. In addition, the contractor shall be required to provide emergency tree trimming services in weather related emergencies such as severe thunderstorms, high winds, heavy rains, and snow and ice storms.

- Fund Source:* 100% Special Funds Budgeted to MTA (Rail Operations)
- Appropriation Code:* J05H0104
- Resident Business:* Yes
- MD Tax Clearance:* 16-1180-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Cheryl R. B. Hill
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**8-M. STATE HIGHWAY ADMINISTRATION
*Maintenance Contract***

Contract ID: 4272G51418 (Median and Roadside Mowing, Trimming and Litter Pick-Up at Various Locations in Northern Anne Arundel County)
ADPICS No.: 4272G51418

Contract Description: This contract consists of median and roadside mowing, trimming and litter pick-up at various locations in Northern Anne Arundel County.

Awards: A. Marquez Trucking, Inc.
Silver Spring, MD

Contract Term: 10/06/2016 – 12/31/2018

Amount: \$501,200 NTE

Procurement Method: Competitive Sealed Bids

Bids/Proposals:

A. Marquez Trucking, Inc. Silver Spring, MD	\$501,200
F & F Landscaping Brandywine, MD	\$544,000
Letke Security Contractors Baltimore, MD	\$852,000

Living Wage Eligible: Yes

MBE Participation: 100%

Performance Security: None

Incumbent: A. Marquez Trucking, Inc.
Silver Spring, MD

Agency Remarks: The Engineer's Estimate for this contract is \$434,000. The low bid received is 15.48% over the Engineer's Estimate. The difference in prices between the bid and the engineer's estimate is reflected in the item for mowing. The engineer's estimate for mowing was \$240,000, the bid came in at \$400,000, a difference of \$160,000. The second bidder also bid \$400,000 on the mowing item. The majority of the contract is comprised by this item. The engineer's estimate was based on previous contract history. The SHA feels the low bid is reasonable and has confirmed A. Marquez Trucking, Inc.'s bid price.



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016

8-M. STATE HIGHWAY ADMINISTRATION (cont'd)

Remarks (cont'd):

This contract was advertised on 3/15/2016 with bids opened on 4/14/2016. The Solicitation was advertised in eMaryland Marketplace. Five hundred two potential contractors were notified about this contract on eMaryland Marketplace; 47 of which were MDOT Certified MBE's.

This open ended on-call contract consists of median and roadside mowing, trimming and litter pick-up at various locations in Northern Anne Arundel County. The limits of this contract may extend to the other maintenance shops in this District, should extenuating circumstances dictate the need.

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

Fund Source: 100% Special Funds (SHA Operating Budget)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 16-1229-0111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED **DISAPPROVED** **DEFERRED** **WITHDRAWN**
WITH DISCUSSION **WITHOUT DISCUSSION**



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Cheryl R. B. Hill
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**9-M. STATE HIGHWAY ADMINISTRATION
*Maintenance Contract***

Contract ID: 4100161419SB (Mechanical Cleaning & Sweeping of Roadways and Shoulders at Various Locations in Allegany County)
ADPICS No.: 4100161419

Contract Description: This contract consists of the mechanical cleaning and sweeping controlled access highways, primary highways and shoulders at various locations in Allegany County.

Award: Quarry Ridge Asphalt
Cumberland, MD

Contract Term: 10/06/2016 – 06/30/2019

Amount: \$388,920 NTE

Procurement Method: Competitive Sealed Bidding
(Small Business Reserve)

Bids/Proposals: Quarry Ridge Asphalt \$388,920
Cumberland, MD

Outdoor Contractors, Inc. \$404,500
Williamsport, MD

Living Wage Eligible: Yes

MBE Participation: 0% (single element of work)

Performance Security: None

Incumbent: Quarry Ridge Asphalt
Cumberland, MD

Agency Remarks: The Revised Engineer's Estimate for this contract was \$380,700.00. The low bid received is 2.1% over the Engineer's Estimate. The SHA analyzed the bid items and the prices received by the low bidder. This analysis showed two items significantly higher than the Engineer's Estimate: Unit day of sweeping and Unit day of protection vehicle. The difference between the Engineer's Estimate and the bid price for these two items can be attributed to a spike in diesel fuel prices which occurred between the time of advertisement and bid opening. After taking into account this increase, the Engineer's Estimate was adjusted to \$380,700.00.



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

9-M. STATE HIGHWAY ADMINISTRATION (cont'd)

Remarks (cont'd):

This contract was advertised on 5/31/2016 with bids opened on 6/30/2016. The Solicitation was advertised in eMaryland Marketplace. Eighty seven potential contractors were notified about this contract on eMaryland Marketplace; 11 of which were MDOT Certified MBE's.

This open ended, on call contract consists of cleaning and sweeping controlled access highways, primary highways and shoulders at various locations in Allegany County.

Fund Source: 100% Special Funds (SHA Operating Budget)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 16-2589-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Cheryl R. B. Hill
410-545-0402
chill@sha.state.md.us*

**10-M. STATE HIGHWAY ADMINISTRATION
*Maintenance Contract***

Contract ID: 42961071419 (Brush and Tree Cutting & Stump Removal at Various Locations in Carroll & Frederick Counties)
ADPICS No.: 4296107119

Contract Description: This contract consists of brush and tree cutting and stump removal at various locations in Carroll & Frederick Counties.

Awards: Excel Tree Expert Co., Inc.
Jessup, MD

Contract Term: 10/06/2016 – 06/30/2019

Amount: \$546,060 NTE

Procurement Method: Competitive Sealed Bids

Bids/Proposals: Excel Tree Expert Co., Inc. \$546,060
Jessup, MD

Pittman's Tree & Landscaping, Inc. \$657,664
Front Royal, VA

Living Wage Eligible: Yes

MBE Participation: 0% (single element of work)

Performance Security: An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract.

Incumbent: Excel Tree Expert Co., Inc.
Jessup, MD

Agency Remarks: The Engineer's Estimate for this contract was \$512,375. The low bid received is 6.57% over the Engineer's Estimate. SHA has confirmed Excel Tree Expert Co., Inc.'s bid price.

This contract was advertised on 5/24/2016 with bids opened on 6/23/2016. The Solicitation was advertised in eMaryland Marketplace. Two hundred twenty potential contractors were notified about this contract on eMaryland Marketplace; 18 of which were MDOT Certified MBE's.



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
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10-M. STATE HIGHWAY ADMINISTRATION (cont'd)

Remarks (cont'd):

This open ended on-call contract consists of brush and tree cutting and stump removal at various locations in Carroll & Frederick Counties. The engineer will determine work locations and work may not be on a continual basis. The limits of this contract work may extend to the other maintenance shops in this District, should extenuating circumstances dictate the need.

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

Fund Source: 100% Special Funds (SHA Operating Budget)

Appropriation Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 16-2421-0111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED **DISAPPROVED** **DEFERRED** **WITHDRAWN**
WITH DISCUSSION **WITHOUT DISCUSSION**



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Cheryl R. B. Hill
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chill@sha.state.md.us*

**11-M. STATE HIGHWAY ADMINISTRATION
*Maintenance Contract***

Contract ID: AX0647614 (Miscellaneous Roadway Structure Repairs at Various Locations in Allegany, Garrett & Washington Counties - District 6)
ADPICS No.: AX0647614

Contract Description: This contract consists of providing the necessary labor, materials and equipment to perform the physical maintenance of miscellaneous roadway structures at various locations in District 6.

Award: Concrete General, Inc.
Gaithersburg

Contract Term: 10/06/2016 – 06/30/2019

Amount: \$1,112,523 NTE

Procurement Method: Competitive Sealed Bids

Bids/Proposals: Concrete General, Inc. \$1,112,523
Gaithersburg, MD

Harbel, Inc. \$1,190,320
Cumberland, MD

Living Wage Eligible: No – Prevailing Wage Rates

MBE Participation: 0% (Single Element of Work)

Performance Security: An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract.

Incumbent: Harbel, Inc.
Cumberland, MD

Agency Remarks: The Engineer's Estimate for this contract is \$1,153,500. The low bid received is 3.55% under the Engineer's Estimate. SHA has confirmed Concrete General's bid price.

The Solicitation was advertised in eMaryland Marketplace. Four hundred seventy potential contractors were notified about this contract on eMaryland Marketplace; 65 of which were MDOT Certified MBE's.



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
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11-M. STATE HIGHWAY ADMINISTRATION (cont'd)

Fund Source: 100% Special Funds Budgeted to SHA

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 16-2351-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Georgia A. Peake
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gpeake1@mta.maryland.gov*

**12-M. MARYLAND TRANSIT ADMINISTRATION
*RETROACTIVE: Maintenance Contract***

Contract ID: T-8000-0390A (Light Rail Station Cleaning & Pressure Washing)
ADPICS No.: T80000390A

Contract Description: **RETROACTIVE** This contract provides daily cleaning, pressure washing and trash pick-up services at numerous MTA Light Rail Stations and Park-n-Ride Lots. The original contract, T-8000-0390, expired March 6, 2016; however, the vendor has continued to provide these essential services.

Award: The Arc of Baltimore, Inc. (ARC)
Baltimore, MD

Amount: \$ 582,000 (6 months, Retroactive)
\$ 582,000 (6 months, Proactive)
\$1,164,000 (Total)

Contract Term: 03/07/2016 – 3/31/2017

Procurement Method: Sole Source (Preferred Provider)

DBE Participation: 0%

Performance Security: None

Agency Remarks: Retroactive approval is being requested pursuant to State Finance & Procurement Article §11-204(c). These contracts should be treated as voidable, rather than void, because: 1) all parties have acted in good faith; 2) ratification of the procurement contract would not undermine the purposes of the procurement law; and 3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the procurement law.

The ARC provides daily cleaning, pressure washing and trash pick-up services at 31 MTA Light Rail Stations and 15 Park-n-Ride Lots. Station cleaning includes, but is not limited to sweeping sidewalks and pressure washing platforms, shelters, bus loops, benches and sidewalks. Trash pick-up includes removing litter from platforms, sidewalks and parking lots and emptying on-site trash receptacles.



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

12-M. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Remarks (cont'd):

The original contract, T-8000-0390, approved by the BPW on February 20, 2013 as Item 11-S for \$3,509,163 expired on March 6, 2016. A replacement contract was not awarded, nor was a modification executed prior to the expiration date; however, the vendor has continued to provide these vital services. MTA is requesting retroactive approval for six months of services performed in March 2016 through August 2016, after the original contract had expired, equating to \$582,000 that has been paid to the vendor.

MTA is also requesting approval of additional funds in the amount of \$582,000 to continue these services which are essential to providing a clean, sanitary environment at MTA Light Rail facilities during the time needed to award the replacement contract, currently in the pre-advertisement stage, prior to April 2017.

Fund Source: 100% Special Funds

Approp. Code: J05H0104F

Resident Business: Yes

MD Tax Clearance: 16-2833-1110

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Georgia A. Peake
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**13-M-OPT. MARYLAND TRANSIT ADMINISTRATION
*Renewal Option – Maintenance Contract***

Contract ID: T-8000-0411 (MARC Rail Stations Snow & Ice Removal for Penn North Region)
Cecil, Harford and Baltimore Counties
ADPICS No.: CO337681

Contract Approved: DOT Agenda10/16/2013, Item 6-M

Contractor: JLN Construction Services, Inc.
Baltimore, MD

Contract Description: This contract provides snow and ice removal at multiple Maryland Transit Administration (MTA) MARC Rail Stations for the Penn North Region.

Option Description: One renewal option for a two-year period

Original Contract Term: 10/18/2013 – 10/17/2016

Option Term(s): 10/06/2016 – 10/17/2018

Original Contract Amount: \$1,728,000

Option Amount: \$1,200,000

Prior Mods/Options: None

Revised Contract Amount: \$2,928,000

Percentage +/- Change 69.4%

Overall Percent +/-: 69.4%

Procurement Method: Competitive Sealed Bidding

MBE Participation: 20%

MBE Compliance: 0%



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016

13-M-OPT. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Agency Remarks: This contract provides all necessary labor and equipment with operator to clear and remove snow and ice from all roadways, parking areas, vehicle entrances, sidewalks, handicap ramps, station areas, tunnels and station platforms at MARC Rail Stations for the Penn North Region including Perryville, Aberdeen, Edgewood and Martins.

It has been determined to be in the State’s best interest to exercise this two-year option as provided for in the original solicitation, as JLN has satisfactorily performed these services during the base term and the \$1,200,000 renewal price is consistent with the contract’s base price and comparable to other contracts for snow and ice removal services.

Fund Source: 100% Special Funds Budgeted to MTA (Rail Operations)

Appropriation Code: J05H0104

Resident Business: Yes

MD Tax Clearances: 16-2962-0110

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

13-M-OPT. MARYLAND TRANSIT ADMINISTRATION (cont'd)

	ATTACHMENT I		BPW/DCAR Date	Reason
	Amount	Term		
Original Contract	\$1,728,000	10/18/2013 – 10/17/2016	10/16/2013, Item 6-M	
Renewal Option No. 1	\$1,200,000	10/06/2016 – 10/17/2018	09/21/2016, 13-M-OPT	Exercise option to renew
Revised Amount	\$2,928,000			



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: John Thornton
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jthornton@marylandports.com*

**14-S. MARYLAND PORT ADMINISTRATION
*Service Contract***

Contract ID: 217006-S, Management and Environmental Consultant Services
ADPICS BPO No.: 217006S

Contract Description: This is a task-ordered based contract for management and environmental consultant services for MPA's Offices of Planning and Safety, Environmental, and Risk Management.

Award: EcoLogix Group, Inc.
Parkton, MD

Contract Term: 01/01/2017 – 12/31/2019

Amount: \$800,000 NTE

Procurement Method: Competitive Sealed Proposals
(Single Proposal Received)

MBE Participation: 13%

Performance Security: None

Incumbent: Same

Agency Remarks: This solicitation was advertised on eMaryland Marketplace (eMM). Two thousand forty-five vendors were notified of the solicitation via eMM. Notice of the solicitation was also sent to the Governor's Office of Minority Affairs, Choose Maryland, the MD Washington Minority Contractors Association, Inc. and the Maryland Minority Contractors Association.

One proposal was received from the incumbent contractor, EcoLogix Group, for \$451,068. The proposal price was based on an estimated number of hours per labor category and provided on the pricing sheet for evaluation purposes only. Thirteen companies in addition to EcoLogix Group expressed interest in the procurement by attending the preproposal meeting. MPA contacted those thirteen vendors and other vendors that received the solicitation to inquire why they did not submit proposals. Three vendors responded that they lacked the experience to be competitive. One vendor responded that it did not want to submit as a prime contractor. Another responded that it did not submit because it felt its lack of MBE certification (the certification is in process) would make it uncompetitive with MBE companies.

In March 2016, the MPA advertised the procurement as a Small Business Reserve under Contract No. 216008-S. In response to that first solicitation, MPA received only one proposal from EcoLogix Group. In an attempt to obtain more competition, MPA canceled that first solicitation, removed the SBR designation, and re-advertised under Contract No. 217006-S. Again a single proposal from EcoLogix Group was received, resulting in this proposed award.



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

14-S. MARYLAND PORT ADMINISTRATION (cont'd)

Remarks (cont'd):

MPA requested a Best and Final Offer and EcoLogix Group responded with an additional 2% reduction in the prices offered in its initial price proposal. The hourly rates proposed have been compared to prices under the last two contracts for these services, to labor rates for similar services listed on the U.S. Bureau of Labor Statistics website, and to rates under other MDOT contracts with similar labor categories. MPA believes the proposed rates are fair and reasonable. The \$800,000 not-to-exceed value of the contract is MPA’s budget for these services over the three-year term of the contract.

The contract work includes enhancing and supporting MPA’s Dredged Material Management program; coordinating MPA initiatives with local communities, local government and other interested parties; helping to develop and improve the Port of Baltimore’s environmental image and initiatives; supporting the MPA in working with regulatory agencies; and assisting MPA in evaluating air and water quality issues.

MPA is pleased with EcoLogix Group’s work under the current contract. EcoLogix Group understands the port industry, the State’s regulatory environment, and State processes and procedures. EcoLogix Group also has port experience in Virginia as well as Maryland. MPA recommends award to the single offeror.

Fund Source: 100% Special Funds Budgeted to MPA

Approp. Code: J03-D0002

Resident Business: Yes

MD Tax Clearance: 16-2654-0111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED **DISAPPROVED** **DEFERRED** **WITHDRAWN**
WITH DISCUSSION **WITHOUT DISCUSSION**



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: George E. Fabula, Jr.
410-767-3908
gfabula@mta.maryland.gov*

**15-RP. MARYLAND TRANSIT ADMINISTRATION
*Real Property – Acquisition***

Recommendation: That the Board of Public Works approve MTA acquiring real property.

Authority: Transportation Article, Section 7-204 (d) (1)
Annotated Code of Maryland

Property: MTA # 01453
2200 Michigan Avenue (± 942 Sq. Ft.), Silver Spring, MD

Grantor: Jose I. Juarez and Maria De La Cruz Juarez

Grantee: State of Maryland, Maryland Transit Administration

Consideration: \$42,850

Appraised Value: \$42,850 – Kathleen Kohler, (Selected)
\$29,510 – Patrick Bowers, (Approved)
Brendy Hantzes, Review Appraiser

Special Conditions: None

Fund Source: 80% Federal, 20% Special Funds Budgeted to MTA

Agency Remarks: The subject property is required for the construction of MTA’s Purple Line Project located in Montgomery County, Maryland. The property is zoned R-60 and the acquisition area consists of 942 sq. ft. fee simple area, 1,192 sq. ft. of temporary construction easement area, and on-site improvements. The property owner has agreed to accept the offer of \$42,850 and has executed the Option Contract.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION		



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: George E. Fabula, Jr.
410-767-3908
gfabula@mta.maryland.gov*

**16-RP. MARYLAND TRANSIT ADMINISTRATION
*Real Property – Acquisition***

Recommendation: That the Board of Public Works approve MTA acquiring real property.

Authority: Transportation Article, Section 7-204 (d) (1)
Annotated Code of Maryland

Property: MTA Item # 02277
7114 Edgevale Street (± 9, 395 sq. ft.), Chevy Chase, MD

Grantor: William H. Clampitt, Jr.

Grantee: State of Maryland, Maryland Transit Administration

Consideration: \$5,100

Appraised Value: \$5,100 – Georgia Nichols, (Selected)
\$8,280 – Mark Chaney, (Approved)
Brendy Hantzes, Review Appraiser

Special Conditions: None

Fund Source: 80% Federal, 20% Special Funds Budgeted to MTA

Agency Remarks: The subject property is required for the construction of MTA’s Purple Line Project located in Montgomery County, Maryland. The property is zoned R-60 and the acquisition area consists of 99 sq. ft. of perpetual easement and on-site improvements. The property owner has agreed to accept the offer of \$5,100 and has executed the Option Contract.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: George E. Fabula, Jr.
410-767-3908
gfabula@mta.maryland.gov*

**17-RP. MARYLAND TRANSIT ADMINISTRATION
*Real Property – Acquisition***

Recommendation: That the Board of Public Works approve MTA acquiring real property.

Authority: Transportation Article, Section 7-204 (d) (1)
Annotated Code of Maryland

Property: MTA # 01470
8900 Talbot Avenue (± 3 Sq. Ft.), Silver Spring, MD

Grantor: Ivor L. Hodgson and Judith E. Hodgson, Trustees of the Ivor L. Hodgson
and Judith E. Hodgson Revocable Living Trust

Grantee: State of Maryland, Maryland Transit Administration

Consideration: \$6,100

Appraised Value: \$6,100 – Kathleen Kohler, (Selected)
\$5,650 – Patrick Bowers, (Approved)
Brendy Hantzes, Review Appraiser

Special Conditions: None

Fund Source: 80% Federal, 20% Special Funds Budgeted to MTA

Agency Remarks: The subject property is required for the construction of MTA’s Purple Line Project located in Montgomery County, Maryland. The property is zoned R-60 and the acquisition area consists of 3 sq. ft. fee simple area, 665 sq. ft. of temporary construction easement area, and on-site improvements. The property owner has agreed to accept the offer of \$6,100 and has signed an agreed inquisition.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Georgia A. Peake
410-767-3763
gpeake1@mta.maryland.gov*

**18-GM. MARYLAND TRANSIT ADMINISTRATION
*General Miscellaneous Contract***

Contract ID: MTA-1408 (Light Rail Ancillary for Rolling Stock & Associated Maintenance, Facility Equipment Repairs & Minor Construction)
ADPICS No.: MTA1408

Contract Description: This is a task order based contract for repairs, rehabilitation, maintenance and minor construction work to be performed for Rolling Stock, Equipment and at various Maryland Transit Administration (MTA) Light Rail facilities throughout Anne Arundel County, Baltimore County and Baltimore City.

Awards: Brawner Builders, Inc.
Hunt Valley, MD

Hawkeye Construction, LLC
Baltimore, MD

Denver-Elek, Inc.
Baltimore, MD

Amount: \$9,000,000 Total NTE

Contract Term: 10/06/2016 – 10/05/2021

Procurement Method: Competitive Sealed Bidding

Bids: Bids for Representative Initial Task

Brawner Builders, Inc. \$109,000
Hunt Valley, MD

Hawkeye Construction, LLC. \$143,980
Baltimore, MD

Denver-Elek, Inc. \$150,000
Baltimore, MD

Mona Electric Group, Inc. \$190,042
Clinton, MD

MBE Participation: 30% each



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

18-GM. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Incumbents: CFI Construction, Inc.
Denver-Elek, Inc.
Southern Improvement Company, Inc.

Performance Security: Performance and Payment Bonds for 100% of the Task Order Amount

Agency Remarks: The Representative Initial Task low bid of \$109,000 is 0.59% over the Engineer's Estimate of \$108,361.

The Solicitation was advertised on MTA's Web Page and on eMaryland Marketplace on 04/15/2016, soliciting 814 vendors. Of the 814 vendors receiving the solicitation, 123 are MDOT Certified Minority Businesses.

This is a task order based contact to be awarded to a maximum of three vendors as specified in the solicitation. Task orders are awarded to the low bidder of a secondary level of competition among the awarded three vendors. The work to be performed under this contract includes, but is not limited to minor structural, civil, mechanical and electrical construction; painting; installation and repairs of plumbing, HVAC roof top units, and duct work at Light Rail Stations; repairs, maintenance and rehabilitation of rolling stock and equipment; and installation, maintenance and repairs of railroads and pedestrian grade crossings at various locations.

The Representative Initial Task for supply and installation of a new 240 volt/120 volt, 50 kilowatt propane fueled Emergency Power Generator (EPG) secured in a weatherproof enclosure including all associated wiring and controls. In addition, the contractor will furnish and install a 1,000 gallon propane tank on a concrete pad with fencing and gas piping connecting it to the generator. On-site testing and demonstrations will be conducted to ensure proper generator operation and any parts that fail will be repaired or replaced. The contractor will provide training on the maintenance and daily operation of the EPG system to MTA employees, prior final acceptance.

All contractors have committed to meeting or exceeding the 27% MBE and 3% VSBE goals established for this contract.

Fund Source: 100% Special Funds Budgeted to MTA (Capital Facilities & Equipment)

Approp. Code: J05H0105

Resident Business: Yes



DEPARTMENT OF TRANSPORTATION
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18-GM. MARYLAND TRANSIT ADMINISTRATION (cont'd)

<i>MD Tax Clearance:</i>	Brawner Builders, Inc.	16-2256-1111
	Hawkeye Construction, LLC.	16-2255-1111
	Denver-Elek, Inc.	16-2257-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

 DISAPPROVED

 DEFERRED

 WITHDRAWN

 WITH DISCUSSION

 WITHOUT DISCUSSION



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Georgia A. Peake
410-767-3763
gpeake1@mta.maryland.gov*

**19-GM. MARYLAND TRANSIT ADMINISTRATION
*General Miscellaneous Contract***

Contract ID: MRC-15-072-AN (MARC Ancillary - Rolling Stock & Associated Maintenance, Facility Equipment Repairs & Minor Construction)
ADPICS No.: MRC15072AN

Contract Description: This is a task order based contract for repairs, rehabilitation, maintenance and minor construction work to be performed on Rolling Stock, Equipment, and at various MARC train facilities throughout Maryland and West Virginia.

Awards: Southern Improvement Company, Inc.
Hunt Valley, MD

Denver-Elek, Inc.
Baltimore, MD

Bombardier Transportation Services USA Corporation
Baltimore, MD

Amount: \$12,500,000 Total NTE

Contract Term: 10/06/2016 – 10/05/2021

Procurement Method: Competitive Sealed Bidding

Bids: *Bids for Representative Initial Task*

Southern Improvement Company, Inc. Hunt Valley, MD	\$ 9,801
Denver-Elek, Inc. Baltimore, MD	\$10,000
Bombardier Transportation Services USA Corporation Baltimore, MD	\$13,600
RailPlan International, Inc. Baltimore, MD	\$14,608
Intellect Corporation Baltimore, MD	\$96,955



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

19-GM. MARYLAND TRANSIT ADMINISTRATION (cont'd)

DBE Participation: 30% (Southern Improvement Company, Inc.)
10% (Denver-Elek, Inc.)
10% (Bombardier Transportation Services USA Corporation)

Performance Security: 100% Performance Bond will be provided on tasks awarded for \$100,000 or greater

Agency Remarks: The Representative Initial Task low bid of \$9,801 is 55% under the revised Engineer's Estimate of \$21,720.00. The low bidder, Southern Improvement Company, Inc., (Southern Improvement) specializes in general construction, repair and refurbishment; therefore, the company is able to provide lower prices due to already having the required materials, maintaining a cost-effective relationship with suppliers, and performing the work themselves. Southern Improvement confirmed, to MTA's Procurement Officer, their understanding of the required scope and the ability to complete the work for the bid price submitted.

The Solicitation was advertised on MTA's Web Page and on eMaryland Marketplace on 03/17/2016, soliciting 814 vendors. Of the 814 vendors receiving the solicitation, 123 are MDOT Certified Minority Businesses.

This is a task order based contact to be awarded to a maximum of three vendors as specified in the solicitation. Task orders are awarded to the low bidder of a secondary level of competition among the awarded three vendors. The work to be performed under this contract includes, but is not limited to various repairs, maintenance, and safety upgrades of rolling stock in accordance with Original Equipment Manufacturer (OEM) requirements; maintenance of facility equipment such as HVAC systems; site improvements; and minor structural, civil, mechanical and electrical rehabilitation and construction work.

The Representative Initial Task for railcar restroom room repair and refurbishment includes, but is not limited to, overhaul of the sink basin including all new hardware; thorough cleaning, sanitizing and maintenance of the waste receptacle and transfer seat; clean sidewalls and ensure receptacle and transfer seat are securely re-attached to the sidewalls to safeguard operational integrity; clean light fixtures and test lighting system's functionality, repairing and replacing parts as necessary; and clean and overhaul exhaust vents, including replacement of motors and fans; overhaul toilet assembly to OEM specifications ensuring toilet operates in accordance with the current specifications; filter regulator-lubricator assembly to OEM standards; and restroom wall access panels and support channels.

All contractors have committed to meeting or exceeding the 10% DBE goal established for this contract.

Fund Source: 80% Federal Funds,
20% Special Funds Budgeted to MTA (Capital Facilities & Equipment)

Appropriation Code: J05H0105



DEPARTMENT OF TRANSPORTATION
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19-GM. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Resident Business: Yes

<i>MD Tax Clearance:</i>	Southern Improvement Company, Inc.	16-1923-0001
	Denver-Elek, Inc.	16-1924-1111
	Bombardier Transportation Services	16-1925-0111
	USA Corporation	

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

*Contact: Cheryl R. B. Hill
410-545-0402
chill@sha.state.md.us*

**20-GM. STATE HIGHWAY ADMINISTRATION
*General/Miscellaneous Contract - Electronic Bidding Fee Approval***

Recommendation: That the Board of Public Works approve a request by the Department of Transportation (DOT), made by the Secretary of Transportation, to allow the vendor, Info Tech, Inc. who will be hosting MDOT's on-line bidding for construction maintenance contracts on the platform known as Bid Express, to charge fees to potential bidders. . . . The MDOT State Highway Administration will be the first TBU to use this platform, starting January 2017. At present, SHA and MDTA are **the only potential users of the system.** The MDOT will not pay any fees to Infotech for the use of the Bid Express website for bid letting. The COMAR [21.03.05.04](#) requires any agency charging fees for electronic procurement transactions or a private contractor working for the State charging fees for electronic procurement transactions seek BPW approval to charge fees.

Amount:

Basic Service (monthly) \$35	Basic service is required for all services available at www.bidx.com . Allows unlimited viewing and downloading of bidding information for all agencies posting solicitations to the Bid Express Service at www.bidx.com .
E-mail Notification Service (included) FREE	Subscribers select agencies from which to receive email updates of status changes, agency project advertisings, updates/addenda, and more.
Internet Bidding Service (optional/monthly) \$15	Required for electronic bidding. The monthly fee is charged for each Info Tech Digital ID associated with the account.
Online Plan Sheets Service (optional/monthly) \$95	Unlimited viewing and downloading of construction design plan sets for all state and local agencies participating in the Online Plan Sheets Service.
Bid Express Analysis Suite (optional/monthly) \$45	Unlimited viewing of historical data submitted to the Bid Express Service by participating agencies. Includes Bid Tab Analysis service and the Bid Express Advantage service.
Info Tech® Digital ID™ (optional, but required to bid electronically) \$100 (one time)	One-time processing fee for each Info Tech Digital ID required.



**DEPARTMENT OF TRANSPORTATION
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September 21, 2016**

REVISED

20-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Contract Term: Not to exceed five years

Method of Sale: Transaction fee

Use of Proceeds: **No proceeds**

Agency Remarks: Through the Maryland Open for Business campaign, the MDOT electronic bidding initiative will utilize the services of Info Tech, Inc. (Bid Express product). This service requires a fee for potential bidders only. Subcontractors (MBE,DBE,SBE), suppliers and vendors who do not plan on bidding on contracts will not be required to pay any fees and can have limited access to Bid Express in order to search contract lettings, contract numbers and descriptions. Of course Invitation for Bids', Plans and contract documents will still be posted on eMaryland Marketplace (eMM). The fee will be optional for these types of users to have full access and experience the full value and benefits. The fee schedule is listed below along with the list of benefits and optional programs for funding assistance.

As of today Maryland has approximately 275 bidders for the past three year average. Of the 275, approximately **150** of bidders are already subscribers of Bid Express which will only require them to pay the one-time \$100.00 set up fee and \$15 per month to obtain their bidding access.

The Online Plan Sheet service will not be needed by any Maryland vendor as plans are available for free on the eMaryland Marketplace web site. Additionally, the Bid Express Analysis Suite will not be needed by any Maryland vendor as Bid Tabs and historic bid item prices are posted to the SHA web site.

For Maryland vendors already using the Bid Express service in other states, if they are not a prime (do not bid) contractor, then there is no additional cost. If they are a prime contractors, then they will pay \$280 the first year and \$180 in subsequent years.

Electronic Bidding – Benefits to Maryland Vendors

The anticipated net present value savings is difficult to capture –

- The ease of bidding will allow firms to bid on more projects at the same time.
- Cost saving to contractors as they will not have to pay for delivery of bids.
- Contractors will not miss bid submittal deadlines based upon traffic incidents (recently occurred to a bidder on the MD 404 projects).
- A site is set aside for Small Business Enterprises to interact online with Primes providing a greater opportunity for them to be included in bids, developing more resources for our contracts, increasing competition.
- Bid Express is currently used in 37 other DOTs including Virginia, Delaware (test site), West Virginia, Washington D.C. (test site), New Jersey and New York in the mid-atlantic region. This will encourage more firms to do business in Maryland, again increasing competition.
- Plans will still be available on eMaryland Marketplace (eMM) for free for any firm not desiring to bid, but who may want to contact a prime regarding subcontracting opportunities OR should they want to register with Bid Express to bid on a project currently out for bid letting.



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

20-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Remarks (cont'd):

- Electronic bidding will validate packages for affirmations and will identify the missing affirmations. It notifies the bidder prior to submitting the bid about errors or incomplete elements. This will reduce effort to manually check for missing affirmations and missing addenda, decreasing the post bid-opening processing time.
- The eMM cannot support the procurement targeted for letting on this website, such as roadway construction and maintenance contracts, and the updated version currently underway will not be able to support this as well. Should eMM be modified to accommodate the requirements of all transportation bid letting, we will be able to give 90 day notice of our intent to no longer use this service without penalty to MDOT or the state of Maryland. The request term for this service agreement will be no longer than five years.
- The Federal Highway Administration has a program that allows Disadvantaged Business Enterprises to submit for full reimbursements for the fees they may incur in using on-line bidding resources. Below is additional information.
- We have completed outreach to industry organizations including MTBMA and Maryland Washington Minority Contractors Association Inc. They both support this move. Attached are supporting documents.
- Training for up to 200 contractors has been scheduled for early November, with the pilot project anticipated for bid letting in November, 2016. All projects in the SHA will be let through Bid Express by the end of January 2017

Electronic Bidding – Benefits to Maryland Citizens

The implementation of electronic bidding will bring the following benefits to the public:

- The near universal access to the bidding website means that more bidders would be able to submit bids. More bids would translate into lower bid prices.
- It is projected that the electronic bidding will lower the overhead costs due to elimination of travel costs and travel time. The reduction in overhead will translate into lower bid prices.
- Bidders will be able to submit bids from their offices up to the last minute. This will allow them to obtain up to date pricing from suppliers and pass through any last minute cost changes into their bids. This will result in elimination of contingencies to cover last minute price fluctuations. This is most beneficial in distant areas of the state (eastern shore and western mountains) where bidders would have to travel 2-3 hours to reach Hanover, Maryland, where bids are accepted.
- Electronic bidding will result in elimination of arithmetic errors. This will result in reduced effort for manual checking of arithmetic.
- Fewer errors will also translate into fewer bid rejections. In particular it will reduce instances, when the lowest bid has errors causing it to be rejected, which results in the automatic selection of the next higher bidder adding costs to the project.
- Costs for manual data entry bid items and their validation will be eliminated. The costs are about \$19,000 per year.
- Bid Express is compatible with AASHTOW are software such as AASHTOW are Project used by SHA. Major restructuring or major software implementation is not needed.



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

REVISED

20-GM.

STATE HIGHWAY ADMINISTRATION (cont'd)

Remarks (cont'd):

- In all other states using Bid Express, the contractors pay the fees. Should Maryland decide to pay the fees, there would be no way to restrict any of the 9,000 users across the country to then sign up through the Maryland portal. The potential cost to taxpayers could be as high as \$3.8 million per year.

For Maryland vendors new to the Bid Express Service, if they are not a prime (do not bid) they will pay \$420 per year. If they are a prime they will pay \$700 the first year and \$600 in subsequent years

DBE VALUED BENEFITS

Outlined below are the main topics regarding how the new Bid Express[®] electronic bidding community can add measurable value to Disadvantaged Business Enterprises (DBE). DBEs using the Bid Express[®] service with Bid Tabs Analysis will now have the following benefits:

- **Search** – Instead of going line by line looking for possible opportunities in a letting, DBEs can use the search functionality now in Bid Express to find all opportunities in seconds just by typing in a key word and hitting the search button. What took hours going over 1000's of line items with a highlighter now takes seconds with the use of Bid Express. Opportunities once overlooked now become real possibilities.
- **Create a Sub Quote** – Once an opportunity is identified, a sub quote can be easily created to list just the items on which the sub wants to send a quote. The item quantity can be changed to the desired level. Once the quantity is set, the next step is to price the item(s) and e-mail or fax the quote to the prime contractors. The sub quote functionality of Bid Express simplifies the ability for sub-contractors and prime contractors to communicate and partner on projects.
- **Bid Tabs Analysis**- In pricing the sub quote, the user can go to Bid Tabs Analysis to get actual historical pricing on the items on which they are bidding. By typing in an item and selecting a date range, the sub can see all the bids for that item within the specified date range. Bid Tab Analysis empowers the DBE to search historical bid tab data by proposal, item, quantity or specific contractors, in addition to flagging eligible bidders and plan holders for a particular letting. The enhanced search feature makes it easy to sort through mountains of data quickly and easily so that the DBE can produce a more competitive bid.

Bid Tab Analysis produces detailed results and automatically calculates low, high and average prices for items. Even better, you can obtain information about a single line item in any current or past proposal without spending days sorting through thousands of rows of data. Search all proposals to see a long-range historical trend or specify a date range to analyze most recent prices and detect market price fluctuations.

This feature empowers the user to see actual pricing of items and can also be used to look up what companies have bid on the items. Not only can Bid Tabs be used to price current quotes, but small businesses now have the ability to see what the prime contractor bid on the item and become proactive in asking questions regarding the bids they submitted.



REVISED

20-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Remarks (cont'd):

- **Plan holder information** – Once the contractor has identified an opportunity, established pricing using Bid Tabs, and created a sub quote, the sub-contractor can now go to the plan holders list and fax or e-mail his/her quote to the primes that are bidding on that project. This feature expands the ability for the small business owners to network throughout the transportation construction industry and allows them to become part of the Bid Express electronic bidding community.
- **AASHTO** - is a nonprofit, nonpartisan association representing highway and transportation departments in the 50 states, the District of Columbia, and Puerto Rico. It represents all five transportation modes: air, highways, public transportation, rail, and water. Its primary goal is to foster the development, operation, and maintenance of an integrated national transportation system.

AASHTO works to educate the public and key decision makers about the critical role that transportation plays in securing a good quality of life and sound economy for our nation. AASHTO serves as a liaison between state departments of transportation and the Federal government. AASHTO is an international leader in setting technical standards for all phases of highway system development. Standards are issued for design, construction of highways and bridges, materials, and many other technical areas.

The OEO program consists of a basic Bid Express account with Bid Tab Analysis. When an agency participates in the OEO program, we are going to supply them with their own page on the Bid Express site to have a one stop area for both the agency and contractors.

Potential Funding Aid to eligible DBE contractors

- **Federal Reimbursement.** There is a Federal Aid Program that may be available to certified DBEs through the Federal Highway Administration's (FHWA) DBE supportive services.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Georgia A. Peake
410- 767-3763
Gpeake1@mta.maryland.gov*

**21-GM. MARYLAND TRANSIT ADMINISTRATION
*RETROACTIVE – General/Miscellaneous Contract***

Contract ID: T-1300A (Replacement for T-1300 Ancillary Miscellaneous Paving & Parking Area Construction)
ADPICS No.: T1300A

Contract Description: **RETROACTIVE** This sole source contract is for paving and parking improvements performed between July 12, 2015 and July 11, 2016 under various tasks originally intended to be included in the ancillary contract, T-1300; however, that contract expired July 11, 2015.

Original Contract Approved: DOT Agenda 07/11/12; Item 1-C

Awards: Image Asphalt Maintenance, Inc.
Pasadena, MD

P. Flanigan & Sons, Inc.
Baltimore, MD

Southern Improvement Co. Inc.
Hunt Valley, MD

Contract Term: 07/12/2015 – 11/01/2016

Amount: \$1,497,633.58

Procurement Method: Sole Source

DBE Participation: 0%

Performance Security: 0%

Agency Remarks: Retroactive approval is being requested pursuant to State Finance & Procurement Article §11-204(c). These contracts should be treated as voidable, rather than void, because: 1) all parties have acted in good faith; 2) ratification of the procurement contract would not undermine the purposes of the procurement law; and 3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the procurement law.

This contract, for paving and parking improvements at MTA facilities, is needed in order to compensate three contractors for work satisfactorily performed and completed between July 12, 2015 and July 11, 2016 under various tasks originally included in an ancillary contract that had expired on July 11, 2015. The original ancillary contract, T-1300, was not modified or replaced prior to the expiration; therefore, MTA is requesting retroactive approval of this sole source contract to provide a mechanism to compensate the three contractors for all work performed during the period after the original contract's expiration date.



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016

21-GM. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Remarks (cont'd):

Outstanding payments for the work completed between May 2016, when this mistake was discovered, through July 11, 2016 are currently in the payment process. No additional time or money is required as MTA has awarded a replacement contract.

These contracts should be treated as voidable, rather than void, because: 1) all parties have acted in good faith; 2) ratification of the procurement contract would not undermine the purposes of the procurement law; and 3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the procurement law.

The three contractors and retroactive amounts are as follows:

Image Asphalt Maintenance, Inc.	\$ 25,003.47
P. Flanigan and Sons, Inc.	\$687,568.08
Southern Improvement Co., Inc.	<u>\$785,062.03</u>
	\$1,497,633.58 Total

Fund Source: 80% Federal, 20% Special Funds

Approp. Code: J05H01040

Resident Business: Yes

<i>MD Tax Clearance:</i>	Image Asphalt Maintenance, Inc.	16-2836-0111
	P. Flanigan and Sons, Inc.	16-2869-1111
	Southern Improvement Co., Inc.	16-2837-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016

DOT 53

REVISED

Contact: Linda Dangerfield
410-859-7097
LDangerfield@bwairport.com

22-GM-MOD. MARYLAND AVIATION ADMINISTRATION

Modification: General/Miscellaneous

Contract ID: MAA-LC-04-001 (Lease and Concession Contract at the
Baltimore/Washington International Thurgood Marshall Airport)

Contract Approved: DOT Agenda 03/10/2004; Item 10-GM

Contractor: AIRMALL Maryland, Inc.
Linthicum, MD

Contract Description: A Lease and Concession Contract at the Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall Airport) to provide high-quality retail, news & gifts, food & beverage and service concessions meeting passenger demands and expectations.

Modification Description: Approval for the Maryland Aviation Administration (MAA) to allow AIRMALL Maryland, Inc., under the Lease and Concession Contract, to enter into seven new subleases that extend beyond the Contract termination date of 03/31/2022, but do not go beyond 12/31/2024 (2 years and 9 months beyond the Original Contract Term). (See Attachment I).

Original Contract Term: As approved on 03/10/2004, the term of the Contract was approximated to be twelve (12) years and two (2) months which included a two (2) month Pre-Occupancy Phase, a two (2) year Interim Phase and a ten (10) year Operational Phase.

Modification Term(s):

- DOT Agenda 02/01/2006, Item 10-GM had no modification of term.
- DOT Agenda 12/06/2006, Item 16-GM provided for a Commencement Date for the Operational Phase of the Contract to be on April 1, 2007 and also extended the Term of the Operational Phase of the Contract from 10 years to 15 years, subject to the Administration's right to terminate as provided for in the Contract.
- DOT Agenda 03/07/2012, Item 18-GM-MOD had no modification of term.
- DOT Agenda 11/18/2015, Item 5-GM allowed AIRMALL, under the Lease and Concession Contract, to enter into nine new subleases and extend two existing subleases with term that extended beyond the Contract termination date of March 31, 2022, but not to go beyond 12/31/2025 (3 years and 9 months beyond March 31, 2022).
- DOT Agenda 09/21/2016, Item 22-GM-MOD to allow AIRMALL, under the Lease and Concession Contract, to enter into seven new subleases with term that extends beyond the Contract termination date of March 31, 2022, but not to go beyond 12/31/2024 (2 years and 9 months beyond March 31, 2022). (See Attachment I).



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016

REVISED

22-GM-MOD. MARYLAND AVIATION ADMINISTRATION (cont'd)

Agency Remarks: MAA’s Lease and Concession Contract with AIRMALL expires March 31, 2022. The contract provides that any sublease that AIRMALL enters into may not extend beyond the term of AIRMALL’s contract without prior written approval. MAA requests the Board to approve sublease terms that would go beyond March 31, 2022, the end date of AIRMALL’s current lease with MAA, and not to exceed December 31, 2024.

It is self-evident that MAA seeks to continue to meet passenger demands by providing and maintaining a high-quality concession program at BWI Marshall. Reaching this goal requires subtenants who will refurbish or replace several stores, primarily food and beverage stores; however, subtenants who make the commitment necessary to refurbish/replace through store build-outs need sublease terms long enough to enable them to: (1) amortize their capital investment; and (2) obtain commercial financing.

With fewer than six years remaining under the Lease and Concession Contract, AIRMALL currently cannot enter into subleases long enough to accommodate these subtenants.

- Board of Public Works approval of this request will allow the identified subleases to extend beyond the expiration of AIRMALL’s contract.
- MAA will execute a Direct Recognition Agreement with each subtenant so that when if the Lease and Concession Contract terminates, the sublease will continue as a direct lease with MAA, or a lease with succeeding contractor (which ever applies).

This Item ensures that there will not be an interruption in the concession operations at BWI Marshall Airport.

MAA receives 70% of the subtenant rents collected by AIRMALL. Statistics reflect that new concepts, rebranding, and the opening of additional stores at BWI Marshall have increased rent revenues paid to MAA since the Lease and Concession Contract began in 2004. The percentage increase in Sales per Enplaned Passenger since 2004 is 78.3%; from \$5.79 in 2004 to \$10.32 in 2015.

Resident Business: Yes

MD Tax Clearance: 16-1348-0001

Previously Withdrawn or Deferred Item: The Board of Public Works deferred this Item as Item 7-GM from the 06/08/2016 DOT Agenda.

This Item was also withdrawn as Item 25-GM from the 6/22/2016 DOT Agenda.

BOARD OF PUBLIC WORKS ACTION– THIS ITEM WAS:

APPROVED*	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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



DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
 September 21, 2016

REVISED

22-GM-MOD. MARYLAND AVIATION ADMINISTRATION (cont'd)

ATTACHMENT I

SUBLEASES/TERMS:

Subtenant	Store Name	Concourse/ Connector	Sq. Ft.	Term Expiration Date
CRC Restaurants, Inc.*	R & R Raw Bar	D/E	1,000	12/31/2024 (84 mos)
Creative Food Group BWI, LLC	Phillip's Seafood Express	Main Terminal (DE)	1,000	12/31/2024 (84 mos)
Coffee House BWI, LLC	Green Beans Coffee	Main Terminal (LL E)	450	12/31/2023 (72 mos)
Host International, Inc.	Starbucks Coffee	Main Terminal (LL A)	435	12/31/2023 (72 mos)
Metalsmiths Sterling™	Metalsmiths	D	700	12/31/2022 (60 mos)
Smoothie 4 Life, LLC*	Smoothie King	D	482	12/31/2024 (84 mos)
Coney Island of America, Inc.	Tony & Benny's	A	830	12/31/2024 (84 mos)

* Indicates that subtenant is currently a certified as an Airport Concession Disadvantaged Business Enterprise (ACDBE).



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

*Contact: Cheryl R. B. Hill
410-545-0402
chill@sha.state.md.us*

**23-M. STATE HIGHWAY ADMINISTRATION
*Maintenance Contract***

Contract ID: AX0977114R (Miscellaneous Roadway Structure Repairs at Various Locations in Dorchester, Somerset, Wicomico & Worcester Counties - District 1)
ADPICS No.: AX0977114R

Contract Description: This contract consists of providing the necessary labor, materials and equipment to perform the physical maintenance of miscellaneous roadway structures at various locations in District 1.

Award: PDI-Sheetz Construction Corp.
Linthicum, MD

Contract Term: 10/06/2016 – 12/31/2018

Amount: \$915,627 NTE

Procurement Method: Competitive Sealed Bids

Bids/Proposals:	PDI-Sheetz Construction Corp. Linthicum, MD	\$915,627
	ANA General Contractors, LLC Laurel, MD	\$980,739
	JJID, Inc. Bear, DE	\$1,379,747
	Brawner Builders, Inc. Hunt Valley, MD	\$1,715,950

Living Wage Eligible: Yes

MBE Participation: 0% (Single Element of Work)

Performance Security: An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract.

Incumbent: PDI-Sheetz Construction Corporation
Linthicum, MD



**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
September 21, 2016**

23-M. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks: The Revised Engineer's Estimate for this contract was \$838,172.30. The low bid received is 8.46% over the Engineer's Estimate. SHA has confirmed PDI-Sheetz Construction Corporation's bid price.

The Solicitation was advertised in eMaryland Marketplace. Six hundred ten potential contractors were notified about this contract on eMaryland Marketplace; 78 of which were MDOT Certified MBE's.

Fund Source: 100% Special Funds (SHA Operating Budget)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 16-2594-1110

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES

Items to be presented to the Board of Public Works

September 21, 2016

	Pages
Construction	1 thru 4
Architecture and Engineering Services	5 thru 7
Maintenance	8 and 9
Maintenance Modification	10 and 11
General Miscellaneous	12 thru 17
Leases	18 thru 23
Capital Grants and Loans	24 thru 40

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



2nd Revision

CONSTRUCTION CONTRACT

ITEM 1-C

Agency Contact: Lauren Buckler
410.767.3174
lauren.buckler@maryland.gov

DEPARTMENT OF MILITARY

Easton, Maryland

CONTRACT NO. AND TITLE

Project No. M-722-160-004
Design/Build Easton Readiness Center
ADPICS No. 001B7400124

DESCRIPTION

Approval is requested for a contract for the construction of a design-build project to construct a two story Readiness Center at 7111 Ocean Gateway, Easton. The overall 41,543 gross square foot building will also include a detached maintenance training bay and a controlled waste handling facility.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

Harkins Builders, Inc., Marriottsville, MD
Bancroft Construction, Wilmington, DE
Coakley Williams Construction Bethesda, MD

AMOUNT

\$17,688,072.00
\$19,084,624.00
\$22,651,252.00

AWARD

Harkins Builders, Inc.

AMOUNT

\$17,688,072.00

TERM

730 Calendar Days

MBE PARTICIPATION

35%
Full Split (7% African-American & 4% Asian-American)

VSBE PARTICIPATION

5%

PERFORMANCE BOND

100% of Full Contract Amount

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site and *eMaryland Marketplace.com* on May 17, 2016. Bids were opened July 18, 2016 and three bids were received. The recommended contractor Harkins Builders, Inc. has been found responsible, its bid responsive and has confirmed its bid. The engineer's estimate for this project is \$17,029,723.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



2nd Revision

CONSTRUCTION CONTRACT

ITEM 1-C (Cont.)

REMARKS (Cont.)

Approval is requested for the total contract amount; however, current funding availability is limited to \$14,056,072.00. DGS will return to the BPW for approval of the use of the additional funding once it is appropriated. These funds were pre-authorized in SB 191, Chapter 027, MCCBL 2016.

FUND SOURCE

003/CA2016 \$13,759,308.00
Capital – Federal Appropriation

109/MCCBL2016 \$296,764.00
“Provide funds to begin design and construction of a new readiness center in Easton, provided that notwithstanding Section 6 of this Act, work may continue on this project prior to the appropriation of all funds necessary to complete the project.”

FY 2018 Pre-authorization in SB 191, Chapter 027, MCCBL 2016 - \$3,632,000
“Provide funds to complete construction of a new Maryland Army National Guard Readiness Center in Easton.”

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

16-2716-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



REVISED

CONSTRUCTION CONTRACT

ITEM 2-C

Agency Contact: Lauren Buckler
410.767.3174
lauren.buckler@maryland.gov

DEPARTMENT OF MILITARY

La Plata Readiness Center
La Plata, MD

CONTRACT NO. AND TITLE

Project No. M-493-120-204
Exterior Work
ADPICS No.: 001B74000113

DESCRIPTION

Approval is requested for a contract for the construction of parking lot for Military vehicles at the La Plata RC. Work also includes sidewalks and tree plantings.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

S.E. Davis Construction, LLC, LaPlata, MD

AMOUNT

\$448,962.00

AWARD

S.E. Davis Construction, LLC

AMOUNT

\$448,962.00

TERM

60 Calendar Days

MBE PARTICIPATION

40%

PERFORMANCE BOND

100% of Full Contract Amount

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com* on April 18, 2016. Bids were opened June 16, 2016 and two bids were received. One bidder was deemed non-responsive because they failed to submit all unit prices. Federal funding available at this time will be lost if an award is not made by the September 2016 deadline. The MBE goal of 5% was exceeded, obtaining 40% and affirmed by an MBE Office memo on August 18, 2016. The recommended contractor S.E. Davis Construction, LLC has been found responsible, its bid responsive and has confirmed its bid. The engineer's estimate for this project is \$450,000.00.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



CONSTRUCTION CONTRACT

REVISED

ITEM 2-C (Cont.)

Remarks (Cont.) The contractor whose bid was deemed non-responsive submitted their bid 2 days prior to the closing date, between the time of their submission and the extended closing date an amendment was issued increasing the units of a line item and extending the bid due date. The contractor did not amend their bid and was therefore considered non-responsive. There have been several conversations with the contractor and there has been no formal protest.

FUND SOURCE CA2012 Item 001

RESIDENT BUSINESS Yes

TAX COMPLIANCE NO. 16-2459-0110

This Item was withdrawn as Item 1-C from the 9/7/16 DGS Agenda.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Larry Hogan
Governor

Boyd K. Rutherford
Lt. Governor



Ellington E. Churchill, Jr.
Secretary

MARYLAND DEPARTMENT OF GENERAL SERVICES
OFFICE OF THE SECRETARY

November 10, 2016

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

SUBJECT: Changes to the September 21, 2016 Board of Public Works Action Agenda

Dear Ms. McDonald:

This is to advise you of the following change to the Board of Public Works Action Agenda Item previously approved by the Board of Public Works.

BPW September 21, 2016

Item 4-M

Pages 8-9

Department Of Human Resources
Baltimore County Department of
Human Resources

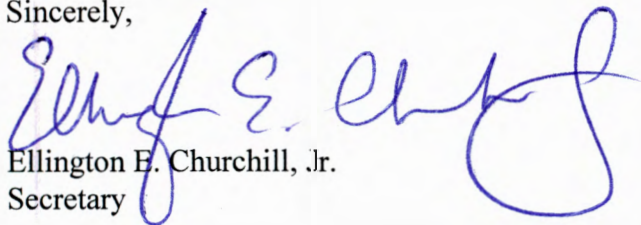
FROM: TERM 10/1/16 – 9/30/~~16~~¹⁹ (3 years)

TO: TERM 11/1/16 – 10/31/19 (3 years)

Reason: To correct term of contract.

Thank you for your attention to this matter. If you need further information, please call me at (410) 767-4960 or have a member of your staff contact Rio Woodard, Administrator, Capital Projects Accounting, at (410) 767-4236.

Sincerely,



Ellington E. Churchill, Jr.
Secretary

c: The Honorable Larry Hogan
The Honorable Peter Franchot
The Honorable Nancy K. Kopp



DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



CONSTRUCTION CONTRACT MODIFICATION

ITEM 5-M-MOD

ORIGINAL MBE PARTICIPATION 45% (no split goal)

MBE COMPLIANCE 45%

REMARKS Contract time will remain unchanged. This work is necessary to provide adequate gas pressure for the generator to operate.

FUND SOURCE MCCBL 2014/Item 012

RESIDENT BUSINESS Yes

TAX COMPLIANCE NO. 15-1790-1000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



GENERAL MISCELLANEOUS

ITEM 6-GM (Cont.)

REMARKS

An approved list of consultants was developed for DGS to provide Mechanical, Electrical services for construction projects through the State's Small Business Reserve Program. Under this process, individual contract awards may not exceed \$25,000. Selected firms may be awarded more than one contract in rotation basis.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



REVISED

GENERAL MISCELLANEOUS

ITEM 7-GM

Agency Contact: Lauren Buckler
410.767.3174
lauren.buckler@maryland.gov

MARYLAND DEPARTMENT OF PLANNING

(Maryland Historical Trust)

Jefferson Patterson Park and Museum
Calvert County

CONTRACT NO. AND TITLE

Project: HT-000-160-001
St. Leonard's Creek Shore Erosion Control
Project

DESCRIPTION

Approval is requested for an encumbrance of funds to engage the Calvert Soil Conservation District (CSCD), to provide survey, engineering, design, permitting, contracting, construction management and post-construction services for the St. Leonard's Creek Shore Erosion Control Project.

AMOUNT

\$132,880.00

FUND SOURCE

MCCBL 2015/Item 107
"Provide funds to begin design of shoreline erosion control measures and other improvements at Jefferson Patterson Park"

REMARKS

A Memorandum of **Agreement (MOA)** is being issued in conjunction with this recommended action. The Department of General Services (DGS) and the Maryland Historical Trust (MHT) will monitor and review all stages of the CSCD agreement.

The CSCD is being engaged to provide the survey, design, engineering, permitting, contracting, construction management, inspection and post-construction services, for approximately 2,000 linear feet of shoreline protection at the Jefferson Patterson Park and Museum (JPPM).

In the past, CSCD has accomplished similar services at JPPM on a number of projects of this type. The CSCD is historically familiar with the archeologically sensitive site and geographical terrain of JPPM. They are a recognized State political subdivision; therefore it is appropriate to engage them for this project, consistent with COMAR 21.05.09.04 for participating in an intergovernmental cooperative purchasing agreement. When CSCD completes the competitive bidding process, the construction contract will be brought to the Board of Public Works (BPW) by DGS, for review and approval of that segment of the project.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



GENERAL MISCELLANEOUS

REVISED

ITEM 7-GM (Cont.)

The St. Leonard's Creek Shore Erosion Control Project will protect and enhance approximately 2,000 linear feet of shoreline, through the implementation of selective conservation practices and erosion control measures.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



TENANT LEASE

ITEM 10-LT (Cont.)

Remarks

1. The mission of the Division of Rehabilitative Services is to provide leadership and support in promoting the employment, economic self-sufficiency and independence of individuals with disabilities. Services include interviewing, testing, counseling and coordination of activities to facilitate their return to gainful employment. The Agency has leased space at this location since 1995.
2. The lease contains a termination for convenience clause, and the standard 6 month hold-over period.
3. The lease provides five (5) use-in-common parking spaces at no cost to the State.
4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.05.05.02D. 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
September 21, 2016



TENANT LEASE

ITEM 11-LT

3. This space has been used since March 12, 2001 as the Grantsville satellite office for the Garret County Department of Social Services offering Family Investment Administration (FIA) programs to clients in Garrett County. FIA administers food stamps, Medicaid, cash and emergency assistance programs.
4. The lease contains a termination for convenience clause.
5. Through negotiations the Department of General Services secured a rental cost savings of \$57,392.40 over the term of the lease by reducing the Landlord's effective rental rate by \$3.12 per net usable square foot.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



TENANT LEASE

ITEM 12-LT (Cont.)

Remarks

1. The DJS, DHMH, DPSCS and DLLR have leased parking spaces at this location for the past 8 years. During the current term, DLLR reduced its parking by 24 spaces and DHMH reduced its parking by 18 spaces.
2. This is a fenced in surface lot. The lot is well lighted and ingress and egress is controlled by an electronic gates.
3. The lease contains a termination for convenience clause, and the standard 6 month hold-over period.
4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.05.05.02D. 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
September 21, 2016



CAPITAL GRANTS AND LOANS

ITEM 13-CGL (Cont.)

3. The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



CAPITAL GRANTS AND LOANS

ITEM 15-CGL

3. The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



CAPITAL GRANTS AND LOANS

ITEM 16-CGL (Cont.)

3. The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



CAPITAL GRANTS AND LOANS

ITEM 19-CGL (Cont.)

4. The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



CAPITAL GRANTS AND LOANS

ITEM 20-CGL (Cont.)

3. The Office of the Comptroller may not disburse State funds until after the Department of General Services verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



CAPITAL GRANTS AND LOANS

<u>ITEM</u>	22-CGL (Cont.)	
	\$705,495.00	Total Project Cost
	\$705,495.00	Eligible Project Cost
	\$458,572.00 (65%)	MCCBL 2014 (CHFF) DHMH #09810-05
	\$246,923.00 (35%)	Weinberg Foundation and Way Station, Inc., Cash reserves

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA
September 21, 2016



CAPITAL GRANTS AND LOANS

ITEM 23-CGL

Agency Contact: Cathy Ensor
410.767.4107
cathy.ensor@maryland.gov

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Trustees of Notre Dame of Maryland University

Notre Dame of Maryland University – Gibbons Hall (Baltimore City)

“For the design, construction, and equipping of renovations to Gibbons Hall.”

\$3,200,000.00

*Maryland Consolidated Capital Bond Loan of 2015 (MICUA–Chapter 495, Acts of 2015),
DGS Item G007; (SL-011-160-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2017 and the Board of Public Works to certify a matching fund. The Board of Trustees of Notre Dame of Maryland University has submitted evidence in the form of canceled checks and invoices that it has \$903,717.07 in eligible expenditures and \$33,683,869.02 in a financial institution for a total of \$34,587,586.09 to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$6,500,000.00
16-G076 (This Action)	\$3,200,000.00
Local Cost	\$3,300,000.00

REMARKS

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION