

BOARD OF PUBLIC WORKS
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OCTOBER 4, 2017

*MEETING LOCATION: STATE HOUSE, 100 STATE CIRCLE
 GOVERNOR'S RECEPTION ROOM, ANNAPOLIS, MD 21401*

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
October 4, 2017**



*Contact: Norman Astle (410)841-5864
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**1. DEPARTMENT OF AGRICULTURE
*Maryland Agricultural Cost-Share Program***

Recommendation: That the Board of Public Works approve funding 40 individual grants under the Maryland Agricultural Cost-Share Program.

Fund Source: MCCBL of 2017/Item 17206: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

Amount: \$896,567

Agreement #	Recipient	County	Amount
MP-2018-2598	Bradley S. Lambert	Frederick	3,900
MP-2018-2557	Charles F. Kolb	Frederick	33,100
MP-2018-2558	Charles F. Kolb	Frederick	44,500
PA-2018-2627	Clarkland Farm, LLC.	Howard	9,300
PA-2018-2628	Clarkland Farm, LLC.	Howard	7,200
MP-2018-2622	Dale K. Kennedy	Frederick	14,700
RS-2018-2529	Dell Brothers, Inc.	Carroll	6,000
RS-2018-2530	Dell Brothers, Inc.	Carroll	7,200
RS-2018-2531	Dell Brothers, Inc.	Carroll	18,500
RS-2018-2553	Dell Brothers, Inc.	Carroll	32,000
RS-2018-2554-C	Dell Brothers, Inc.	Carroll	30,400
CR-2018-2589	Della A. Andrew	Talbot	26,400
PA-2018-2621	Donald P. Bowen	Calvert	36,700
CR-2018-2510	Ernest H. Burns	Talbot	3,900
PB-2018-2625	Frank E. Rhodes	Howard	26,500
PB-2018-2626	Frank E. Rhodes	Howard	15,500
RS-2018-2504	Gary V. Ruby	Carroll	11,206
CR-2018-2590	Hutchison Brothers	Talbot	7,400
MP-2018-2547	J. Trevor Hoff	Carroll	54,816
MP-2018-2548	J. Trevor Hoff	Carroll	112,200
MP-2018-2549	J. Trevor Hoff	Carroll	8,900
PR-2018-2562-B	Jacob M. Gibbons	Worcester	43,750
PR-2018-2563	Jacob M. Gibbons	Worcester	86,400

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

Agreement #	Recipient	County	Amount
AT-2018-2511	Kevin L. Blamble	Garrett	9,000
AT-2017-3111	Lawrence E. Crossland	Allegany	2,000
RS-2018-2550	Lippy Brothers Farms, St	Baltimore	7,200
RS-2018-2551	Lippy Brothers Farms, St	Baltimore	28,698
MP-2018-2552	Matthew M. Hoff	Carroll	70,712
AT-2018-2617	Michael J. Johnson	Carroll	500
AT-2018-2620	Michael J. Johnson	Carroll	8,600
MP-2018-2605	New Design Acres, LLC	Frederick	3,300
MP-2018-2606	New Design Acres, LLC	Frederick	3,900
CH-2018-2503-G	Queen Anne's County Commissioners	Queen Anne's	7,400
RS-2017-3085	The Moore Farm, LLC	Howard	18,900
CR-2018-2564-B	Tuckahoe River Farm Poultry, LLC	Caroline	20,585
RS-2018-2567	Warren D. Kibler	Carroll	9,500
CR-2018-2555	William L. Robinson, III	Queen Anne's	31,800
CR-2018-2556	William L. Robinson, III	Queen Anne's	28,000
MP-2018-2515	Worthy View Farm, LLC	Frederick	5,000
MP-2018-2516	Worthy View Farm, LLC	Frederick	1,000

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

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

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
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ACTION AGENDA
October 4, 2017**



*Contact: Norman Astle (410)841-5864
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**2. DEPARTMENT OF AGRICULTURE
*Maryland Agricultural Cost-Share Program***

Recommendation: That the Board of Public Works approve granting additional general obligation bond proceeds to six recipients under the Maryland Agricultural Cost-Share Program.

Amount: \$10,321

Agreement #	Recipient	County	Amount
AT-2016-3278	Catherine L Clement	Washington	\$6,545.69
CR-2016-3321	Kyffhauser Farm LLC	Queen Anne's	\$541.16
CR-2017-2574	Kyffhauser Farm LLC	Queen Anne's	\$566.39
MP-2017-2491	Ronald L. Keller	Frederick	\$935.84
MP-2017-2752	Christopher Stambaugh	Frederick	\$1,014.00
PA-2016-2868	E. Joan Tice	Anne Arundel	\$717.86

Fund Source: MCCBL of 2014/Item 14107: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

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

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

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

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October 4, 2017



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:

Public Safety & Correctional Services

Aug 2017

Authority: COMAR 21.02.01.05

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October 4, 2017



Contact: Bill Morgante 410-260-7791
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4. **BOARD OF PUBLIC WORKS**
Wetlands Licenses
Concurrence Cases

Recommendation: The Board of Public Works Wetlands Administrator recommends that the Board grant licenses for projects involving dredging or filling or both in the navigable waters of Maryland.

MDE: 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

17-0139 ANNE ARUNDEL CO. DEPT. OF PUBLIC WORKS – To improve navigable access by maintenance dredging two channels and providing for a 6-year dredging period.

Deale, Parker Creek

Special conditions: Time-of-year restriction. Maintenance dredging and disposal, grading authorization, hydraulic dredging, turbidity monitoring and sampling, and dredge area staking requirements.

17-0110 ANNE ARUNDEL CO. DEPT. OF PUBLIC WORKS – To maintain navigable access by mechanically maintenance dredging four channels and providing for a 6-year dredging period.

Pasadena, Cockey Creek

Special conditions: Time-of-year restriction. Maintenance dredging and disposal, dredge area staking, and post dredging bathymetric survey requirements.

CECIL COUNTY

16-0635 GLENN DAVIS – To limit shoreline erosion and improve access by constructing a pier, a revetment, and a groin.

Perryville, Northeast River

Special conditions: Platform size, accessory platforms and boatlifts, and stone revetment design and construction requirements.

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

CECIL COUNTY (cont'd)

17-0170 U.S. DEPT. OF VETERANS AFFAIRS/MD HEALTHCARE SYSTEM – To provide stormwater management by constructing a storm drain outfall for Perry Point Medical Center.

Perry Point, Chesapeake Bay

Special conditions: Removal of sediment deposits discharged into State waters by the system.

HARFORD COUNTY

17-0080 *HARFORD COUNTY DEPT. OF PARKS & RECREATION* – To improve navigable access by mechanically or hydraulically maintenance dredging a channel and providing for a 6-year dredging period.

Joppatown, Taylor Creek

Special conditions: Time-of-year restriction. Maintenance dredging, dredge material transport and monitoring requirements.

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October 4, 2017



Contact: Bill Morgante 410-260-7791
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5. **BOARD OF PUBLIC WORKS**
Wetlands License/Compensation
Delmarva Power & Light
Talbot County

Recommendation: The Board of Public Works Wetlands Administrator recommends that the Board grant a six-year wetlands license for a project involving dredging and filling in navigable waters of Maryland and that the Board require compensation from the licensee.

MDE: The Department of the Environment concurs with this recommendation.

Classification: This case is classified as extraordinary because compensation is recommended.

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.

TALBOT COUNTY

16-0720 **DELMARVA POWER AND LIGHT COMPANY** – To connect two existing electrical distribution circuits by installing three lines of approximately 6,155 feet of 25 kV utility line cable by horizontal directional drilling and shear plowing under and through Harris Creek.

Sherwood to Neavitt, Harris Creek

Special conditions: time-of-year restriction; pre-construction meeting; Coast Guard coordination; Independent Monitor; DNR oyster mitigation plan; Harris Creek bottom survey; runoff requirements; and, if necessary, submerged aquatic vegetation replenishment.

Horizontal directional drilling: turbidity curtain, contingency plan.

Shear plowing: turbidity monitoring during plowing, plowing work window, coordination if change in plowing route.

- Application July 29, 2016
- MDE Report and Recommendation September 7, 2017

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5. **BOARD OF PUBLIC WORKS** (cont'd)
Wetlands License/Compensation
Delmarva Power & Light
Talbot County

TALBOT COUNTY (cont'd)

Background: Frequent power outages affect 2,000 Talbot County residents. Delmarva Power & Light Company (DPL) seeks to remedy the situation by connecting two electric service distribution lines. DPL identified route options for connecting the electric lines and met with Maryland environmental agencies and with the public to review the routes. The selected route crosses Harris Creek, a Choptank tributary, east of Tilghman Island.

DPL held an informational meeting on July 26, 2017 which nine people attended. When MDE held its public informational hearing a week later (August 3rd), no one attended.

The proposed license will ensure the best methodology for crossing the creek, skirting oyster resources and minimizing impacts to SAV. Horizontal directional drilling (HDD) will be used for ingress and egress; shear plowing (the primary installation method) is GPS-driven technology customized for this activity. An independent environmental monitor will observe all construction activity in the tidal wetlands. Concerns submitted to MDE from resource agencies and from two environmental organizations have been fully addressed with the recommended special conditions.

Compensation: \$1,000 non-recurring fee and \$46,162.50 annual fee

- Each line is 6,155 linear feet
- x \$ 2.50 per linear foot = \$15,387.50 per line
- x 3 lines
- \$46,162.50 annually

Section 16-205, Environment Article, Annotated Code of Maryland; COMAR 23.02.04.15

Six-Year Term: The standard term for a State tidal wetlands license is three years. The “Board may determine a longer term for an individual license to be appropriate.” COMAR 23.02.04.16.A(3). The Administrator recommends a six-year license term to ensure monitoring of the submerged aquatic vegetation beyond the construction period.

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6. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve new loan funding up to \$3,843,932 to Maryland-American Water Company for the **Winters Run Water Treatment Plant Intake Improvements** project in Harford County. Funding may involve multiple sources, including general obligation bond proceeds as the required 20% match to federal funds and other funds. Borrower will repay this loan over a period not to exceed 30 years following project completion, at an interest rate of 25% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.80% interest rate. The Borrower will deliver a bond/note to the Maryland Water Quality Financing Administration (MWQFA), which will be secured by the water system user fee revenue. Additional security will be provided via surety bonds or a letter of credit. (Legislative District 34B)

Project Description: The project consists of replacement of the existing source water intake structures, pumping station, associated piping, and Supervisory Control And Data Acquisition (SCADA) system improvements at the Winters Run Water Treatment Plant, serving the Town of Bel Air. Currently the plant's intake structure is deteriorated and relies on manual operation. The project also includes installation of a two-way transfer pipe to the new impoundment. These improvements will ensure the consistent operation of the Winters Run Water Treatment Plant and address the water capacity issues as required by a Maryland Department of the Environment consent order, dated September 15, 2015.

Project Funding Sources:

Drinking Water State Revolving Loan Fund	\$ 3,843,932
TOTAL ESTIMATED PROJECT COST:	\$ 3,843,932

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

MDE has determined that its recommendation is consistent with State Clearinghouse comments and recommendations.

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7. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve new grant funding up to \$209,496 to Town of Pittsville for the **Pittsville Water System Pressure Reduction** project in Wicomico County. The funding is special funds from the Strategic Energy Investment Fund. (Legislative District 38C)

Project Description: The project entails installation of a pressure-reducing valve on the primary water main and ancillary improvements for the Pittsville water distribution system. The Town aims to conserve water and save energy for pumping and treatment by lowering the operating pressure of the system.

Project Funding Sources:

Energy Water Infrastructure Program Grant - EWIP 03.23	\$ 209,496
Local Funds	\$ <u>6,499</u>
TOTAL ESTIMATED PROJECT COST	\$ 215,995

Authority: Sections 9-20B-01 through 9-20B-12 of the State Government Article, Annotated Code of Maryland, FY 2017 Capital Budget Appropriation - Energy Water Infrastructure Program (U00A01.14)

Pursuant to a written agreement between the Maryland Energy Administration and the Maryland Department of the Environment, funding will be provided from the Strategic Energy Investment Fund for this project.

MDE has determined that its recommendation is consistent with State Clearinghouse comments and recommendations.

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Contact: Terri Wilson (410) 537-4155
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8. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve new grant funding up to \$379,568 to Town of Sharptown for the **Sharptown Water Treatment Plant Solar Modifications** project in Wicomico County. The funding is special funds from the Strategic Energy Investment Fund. (Legislative District 37B)

Project Description: The project entails the construction of a solar panel system and associated appurtenances to generate renewable energy for the operation of the Sharptown Water Treatment Plant. The system will be interconnected with the electrical grid and net metered against the plant's electricity consumption in order to ensure reliable and consistent energy supply to the facility.

Project Funding Sources:

Energy Water Infrastructure Program Grant, EWIP 01.23	\$ 379,568
Local Funds	<u>\$ 26,833</u>
TOTAL ESTIMATED PROJECT COST	\$ 406,401

Authority: Sections 9-20B-01 through 9-20B-12 of the State Government Article, Annotated Code of Maryland, FY 2017 Capital Budget Appropriation - Energy Water Infrastructure Program (U00A01.14)

Pursuant to a written agreement between the Maryland Energy Administration and the Maryland Department of the Environment, funding will be provided from the Strategic Energy Investment Fund for this project.

MDE has determined that its recommendation is consistent with State Clearinghouse comments and recommendations.

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BOARD OF PUBLIC WORKS
SECRETARY'S
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October 4, 2017



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9. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve new grant funding up to \$18,870 to Town of Galena for the **Galena Water System Generator** project in Kent County. Funding may involve multiple sources of funding, including general obligation bond proceeds, which may be provided over several years based on project schedule. This request may include previously incurred costs. (Legislative District 36)

Project Description: The proposed project entails the replacement of a failed emergency generator serving the water system of the Town of Galena. Having a new generator will ensure that the water treatment plant can continue to function and that the Town's water tanks can be filled during a power outage. Presently, the Town has no backup power, so the residents of the Town are vulnerable to loss of water service during a power outage. The generator has already been delivered on site and the installation work is currently underway.

Project Funding Sources:

Water Supply Financial Assistance, WSG 07.15, MCCBL 2016-16176	\$ 18,870
Local Share	\$ 18,870
TOTAL ESTIMATED PROJECT COST:	\$ 37,740

MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

Authority: Sections 9-420 through 9-426 of the Environment Article, Maryland Code, Water Supply Facilities – Financial Assistance.

MDE has determined that its recommendation is consistent with State Clearinghouse comments and recommendations.

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October 4, 2017



Contact: Terri Wilson (410) 537-4155
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10. **MARYLAND DEPARTMENT OF THE ENVIRONMENT**

Recommendation: That the Board of Public Works approve new loan/loan forgiveness funding up to \$48,000,000 to Prince George’s County for the **Urban Stormwater Retrofit Public-Private Partnership** project. Funding may involve multiple sources, including general obligation bond proceeds as the required 20% match to federal funds and other funds. (Legislative Districts 21, 22, 23A, 23B, 24, 25, 26, 27A, 27B, 47A, and 47B)

- A. **New Loan of \$46,500,000** (estimated) – **Water Quality State Revolving Loan Fund.** Borrower will repay this loan over a period not to exceed 30 years following project completion, at an interest rate of 25% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.70% interest rate. To secure this debt, Borrower will deliver its bond to the Maryland Water Quality Financing Administration pledging the revenue from the Watershed Protection and Restoration Fund for the payment of debt service.
- B. **New Loan Forgiveness** (up to) **\$1,500,000** – **Water Quality State Revolving Loan Fund.** This funding is provided under the Water Quality State Revolving Loan Fund Program disadvantaged-community criteria. The principal forgiveness loan terms/grant conditions are enforceable should grantee default.

Project Description: This project entails the planning, design, and construction of multiple projects that utilize a wide array of structural treatment options ranging from small rain gardens to large urban retrofit solutions involving suburban drain inlet modifications, pond retrofits, County right-of-way Best Management Practices (BMPs) as well as green streets and high-flow media treatment options. These efforts are intended to achieve compliance with the County’s Municipal Separate Storm Sewer System Discharge Permit and the Chesapeake Bay Watershed Implementation Plan. The goal is to retrofit or install BMPs to store or treat stormwater runoff to reduce pollutant loads (e.g., nitrogen, phosphorus, sediments) and mitigate flooding to improve water quality in local watersheds and the Chesapeake Bay.

Project Funding Sources:

Water Quality State Revolving Loan Fund	\$ 46,500,000
Water Quality State Revolving Loan Fund Forgiveness	<u>\$ 1,500,000</u>
TOTAL ESTIMATED COST:	\$ 48,000,000

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

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

MDE has determined that its recommendation is consistent with State Clearinghouse comments and recommendations.

BOARD OF PUBLIC WORKS

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SECRETARY'S
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Contact: Terri Wilson (410) 537-4155
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11. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve funding up to \$2,000,000 to the Town of Boonsboro for the **Boonsboro Wastewater Treatment Plant Enhanced Nutrient Removal Upgrade - Bay Restoration Fund Reimbursement** in Washington County. (Legislative District 2A)

Project Description: Senate Bill 1190 (Chapter 397) passed by the 2017 Maryland General Assembly allows the Maryland Department of the Environment to award a grant to a municipality that upgraded a wastewater facility of enhanced nutrient removal before July 1, 2013, if the municipality did not receive a grant for the upgrade. The proposed action is to award a grant to Town of Boonsboro to be used towards the repayment of the existing debt for the Boonsboro Wastewater Treatment Plant Enhanced Nutrient Removal Upgrade project. The project was completed in October 2009 and consisted of upgrading the existing Boonsboro Wastewater Treatment Plant with enhanced nutrient removal technology to achieve an annual average Total Nitrogen goal of 3.0 mg/L and Total Phosphorus goal of 0.3 mg/L.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 09.22	<u>\$2,000,000</u>
TOTAL ESTIMATED PROJECT COST	\$2,000,000

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

MDE has determined that its recommendation is consistent with State Clearinghouse comments and recommendations.

BOARD OF PUBLIC WORKS

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BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
October 4, 2017



Contact: Charlotte Lake 410.697.9559
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12. **DEPARTMENT OF PLANNING**
Maryland Historical Trust
African American Heritage Preservation Program

Recommendation: That the Board of Public Works approve a grant of general obligation bond proceeds.

Amount: \$100,000

Grantee: National Trust for Historic Preservation in the United States

Project: Carnegie Hall, University Memorial Chapel, and Holmes Hall
at Morgan State University
1700 East Cold Spring Lane, Baltimore City

Description: Architectural, engineering, and consulting services
[Total project costs \$100,000 estimated]

Fund Source: MCCBL of 2016: *Maryland Historical Trust Appropriation #92264*

Remarks: Founded in 1867, Morgan State University is one of 105 Historically Black Colleges and Universities in the nation and one of four in the State. The University's Carnegie Hall, University Memorial Chapel, and Holmes Hall are to be assessed to prepare for construction.

- Carnegie Hall (B-1407, constructed 1919), the oldest building on campus, is named for industrialist and philanthropist Andrew Carnegie who in 1917 funded the campus relocation to northeast Baltimore. Carnegie Hall was designed by Carnegie's New York architect Edward Tilden.
- University Memorial Chapel (B-5250, constructed 1941) is the only National Register-listed building on campus and honors the University's founding as the Biblical Centenary Institute. The chapel was designed by African American architect Albert I. Cassell.
- Holmes Hall (B-5285, constructed 1949) holds the University's signature clock tower, a classic symbol modeled after Philadelphia's Independence Hall. Designed by the Baltimore architectural firm Taylor & Fisher, the building was named in honor of the University's first African American President Dwight O. W. Holmes.

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SECRETARY'S
ACTION AGENDA
October 4, 2017



Contact: Robert Gorrell 410-767-0610
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13. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM**
Carroll County

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve Carroll County Government's request to dispose of a former school building by demolishing the building and subsequently constructing a community center at the site:

Charles Carroll Elementary School
13.79 acres and building thereon
3719 Littlestown Park, Westminster 21157

Prior Board Approval: Reference is made to Secretary Agenda Item 12 (Oct. 5, 2016) in which the Board of Public Works approved the transfer by the Carroll County Board of Education to the Carroll County Government of Charles Carroll Elementary School on the conditions that the County Government: (1) assume the State outstanding debt service; and (2) obtain approval of the Board of Public Works before transferring the site further.

Background: Given the state of disrepair of the former school building, the County plans to demolish and construct a community center on the site. The outstanding debt of \$79,478 has been paid in full.

Authority: The Board of Public Works may approve, disapprove, or conditionally approve the local government's request to dispose of former school property. COMAR 23.03.02.24 D

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
October 4, 2017



Contact: Robert Gorrell 410-767-0610
Robert.gorrell@maryland.gov

14. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM**
Carroll County

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve Carroll County Government's request to dispose of a former school building to relocate the Carroll County Board of Education headquarters and the County Sheriff to the site:

North Carroll High School
52.0 acres and building thereon
1400 Panther Drive, Hampstead 21074

Prior Board Approval: Reference is made to Secretary Agenda Item 11 (Oct. 5, 2016) in which the Board of Public Works approved the transfer by the Carroll County Board of Education to the Carroll County Government of North Carroll High School on the conditions that the County Government: (1) assume the State outstanding debt service; and (2) obtain approval of the Board of Public Works before transferring the site further.

Background: The County government intends to renovate the former North Carroll High School building to accommodate the relocation of the Carroll County Board of Education headquarters and the Carroll County Sherriff's Office. The county will not charge rent for these two agencies. The outstanding State bond debt has been paid in full.

Authority: The Board of Public Works may approve, disapprove, or conditionally approve the local government's request to dispose of former school property. COMAR 23.03.02.24 D

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
October 4, 2017



REVISED

Contact: Robert Gorrell 410-767-0610
Robert.gorrell@maryland.gov

15. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM
Washington County

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the Washington County Commissioners sale of the former school building site:

Conococheague Elementary School
13.0 acres and building thereon
12408 Learning Lane, Hagerstown 21740

Prior Board Approval: Reference is made to Secretary Agenda Item 11 (Sept. 21, 2016) in which the Board of Public Works approved the transfer by the Washington County Board of Education to the Washington County Board of County Commissioners of Conococheague Elementary School on the condition that the County Government obtain approval of the Board of Public Works before transferring the site further.

Background: The County has received an offer from a private buyer to purchase the former school property. If the offer is agreed upon, the buyer intends to renovate the building for use as a geriatric physical therapy and medical facility. ...

Authority: The Board of Public Works may approve, disapprove, or conditionally approve the local government's request to dispose of former school property. COMAR 23.03.02.24 D

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
October 4, 2017



APP 1

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

A1. DEPARTMENT OF GENERAL SERVICES
Annapolis Building and Grounds

Contract ID: Emergency Chilled Water Line Repairs
ADPICS NO.: 001B8400091
Project No.: BA-681-173-003

Contract Type: Maintenance

Description: Repair chilled water supply line, Bladen Street, Annapolis.

Procurement Method : Emergency

Emergency Declared: June 15, 2017

Award: Ferguson Trenching

Award Date: June 8, 2017

Contract Amount: \$43,004

Term: 30 Days

MBE Participation: None

Fund Source: H00 18 77051 01 1498

Remarks:

Nature of Emergency. In the Annapolis State Office Complex, a 12” supply-side chilled-water line was leaking 1,500 gallons of chilled water an hour into a storm drain under the Bladen Street road bed. The Central Services plant could not keep up with cooling required for all buildings in the complex. The leak had to be repaired immediately to prevent catastrophic failure to Bladen Street and the chilled water plant systems.

Basis for Selection: Ferguson Trenching was the only company with the appropriate equipment and necessary experience available to start work the next day to excavate the road bed and locate and repair the leak in a timely fashion.

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
October 4, 2017



APP 2

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

Tax Compliance No.: 17-2208-1110

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION:

ACCEPTED

WITH DISCUSSION

THIS REPORT WAS:

REMANDED

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
October 4, 2017



APP 3

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

A2. DEPARTMENT OF GENERAL SERVICES
Department of Health

Contract ID: Installation of Rooftop HVAC Units
ADPICS No.: 001B8400093
Project No.: DH-900-170-003

Contract Type: Maintenance

Description: Furnish engineering design, labor, materials, supervision, equipment, insurance, services, permits, necessary to install four roof top units to the building.

Procurement Method: Emergency

Date Emergency Declared: March 28, 2017

Bids:	Emjay Engineering & Commercial Contractors Baltimore, MD	\$788,896
	Adrian L. Merton, Inc. Capitol Heights, MD	\$799,305
	Ariosa & Company Hunt Valley, MD	\$1,069,900

Award: Emjay Engineering & Commercial Contractors

Award Date: July 28, 2017

Contract Amount: \$788,896

Term: 183 Calendar Days

MBE Participation: None

Fund Source: DHMH Agency Funding

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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APP 4

A2. DEPARTMENT OF GENERAL SERVICES (cont'd)
Department of Health

Remarks:

Nature of Emergency: Reference is made to Secretary's Appendix A2 (7/26/17) in which the Department of Health's Office of Preparedness and Response reported a lease awarded on an emergency basis due to its immediate need to relocate its Receipt, Stage and Store warehouse to respond to public health emergencies. DGS had approximately six weeks to relocate DHMH's warehouse operations when under ordinary circumstances, at least six months would be needed.

In that Item, DGS stated that it "declared an emergency to procure this lease because of the services being relocated and the accelerated nature of the relocation. The Department of Health, Office of Preparedness and Response Warehouse, acquired the lease space in April 2017, after notice was given to vacate their current lease space. *As a result the Office must immediately outfit their new space to meet specialized HVAC requirements. The immediate need to install the HVAC units is necessary to avoid or mitigate serious damage to public health, safety and welfare.*"

Basis for Selection: Emjay Engineering & Commercial Contractors is a qualified, responsible bidder who submitted the low bid. Emjay Engineering & Commercial Contractors was able to perform a design-build which would expedite the project.

Tax Compliance No.: 17-2207-1111

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
October 4, 2017



APP 5

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

A3. MARYLAND DEPARTMENT OF HEALTH
Holly Center

Contract ID: Mold Remediation
ADPICS NO.: 001B8400092, Project No.: MR-500-181-003

Contract Type: Construction

Description: Labor, materials, supervision, equipment, insurance, and services to remediate mold at Cottage 500, Holly Center.

Procurement Method: Emergency

Date Emergency Declared: July 13, 2017

Bids:

Maryland Cleaning & Abatement Services, Corp, Baltimore	\$40,400
Retro Environmental, Inc., Sykesville	\$59,315

Award: Maryland Cleaning & Abatement Services, Corp

Award Date: July 20, 2017

Contract Amount: \$40,400

Term: 30 Calendar Days

MBE Participation: None

Fund Source: H00 18 77051 01 1498

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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APP 6

A3. MARYLAND DEPARTMENT OF HEALTH (cont'd)

Remarks:

Nature of Emergency: Laboratory employees noticed mold in several areas of the building and contracted with an industrial hygienist to conduct an analysis. The analysis confirmed the presence of mold at potentially hazardous levels.

Basis for Selection: The responsible bidder submitting the lower responsive bid confirmed its bid and acknowledged understanding 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.: 17-2209-0111

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
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October 4, 2017



APP 7

Contact: Sherry Adams 410-767-3541
Sherry.Adams@maryland.gov

A4. MARYLAND DEPARTMENT OF HEALTH
Office of Preparedness and Response

Contract ID: Fans and Installation
ADPICS No. M00P7408017 OPASS: 18-18863

Contract Type: Maintenance

Description: Supply and install industrial fans to maintain compliance with federal regulations and federal grant.

Procurement Method: Emergency

Date Emergency Declared: 4/1/2017

Award: Arbon Equipment Corp/ Rite Hite, Elkridge

Award Amount: \$27,226

Award Date: 8/1/2017

Term: Two weeks

MBE Participation: None

Remarks:
Nature of Emergency: Due to the relocation of the Receipt Stage and Store warehouse (see Item A2 in this Appendix), an emergency procurement was needed to purchase industrial fans to adhere to federal regulations and to maintain compliance with federal grant.

Basis for Selection: Responsible bidder was available and able to provide all required items in the scope of work within the desired response time.

Fund Source: 100% General
Appropriation Code: 32.01.01.02

Tax Compliance Number: 17-1708-1110 **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
October 4, 2017



Hand Carried

APP 8

Contact: Sandy Johnson (410) 767-7408
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A5. DEPARTMENT OF HUMAN SERVICES

Social Services Administration

Foster Care Maintenance Payments Program

Contract Title: Emergency Out-of-State Residential Child Care
SSA/OOS-17-026, ADPICS #N00B8400113

Contract Type: Human Services

Contract Description: This Emergency procurement is for the Out-of-State placement of 2-youth in need of specialized treatment and supports.

Procurement Method: Emergency

Date Emergency Declared: March 21, 2017

Award: UHS of Doylestown LLC d/b/a Foundations Behavioral Health
Doylestown, PA

Amount: \$208,720.00 (not to exceed)

Contract Award Date: March 21, 2017

Term: 3/21/17 - 9/20/17 (6-Months)

MBE Participation: None

Fund Source: 80% General; 20% Federal (Title IV-E), Appropriation Code:
N00G0001

Remarks:

Nature of Emergency: These youth have been in multiple placements. Their previous placements were not able to meet the youths' needs and maintain the placement due to their level of emotional disturbance and physical aggression towards others. As such, it was recommended that the youth be placed in a Residential Treatment Center. Prior to placing a youth with an Out-of-State (OOS) provider, the DHS Local Department of Social Services (LDSS) are required by regulation to first pursue in-state placement options and to keep detailed documents regarding all efforts to place the youth in Maryland. Those requirements were followed in both of these cases.

BOARD OF PUBLIC WORKS
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APP 9

Hand Carried

A5. DEPARTMENT OF HUMAN SERVICES (cont'd)
Social Services Administration
Foster Care Maintenance Payments Program

Remarks: (cont'd)

Several in-State and OOS placements were researched by the LDSS. However, none were able to accept the youth due to their level of aggression, age, inappropriate sexual behavior, medical issues, and need for specialized services.

Basis for Selection: These are transgendered emotionally disturbed youth who are physically aggressive. Due to their emergent need for placement, it was determined by the Local Department of Social Services (LDSS) that the provider Foundations Behavioral Health was most appropriate. This provider has a treatment program to address the emotional and behavioral needs of these youth in addition to specialized supports for the youths' needs related to gender identity.

At the time of placement, there was no comparable placement option available in Maryland that could address these specific and specialized treatment needs. DHS has been working with multiple state agency partners and existing providers to develop additional services and capacity in Maryland to address gaps in services.

DHS is closely monitoring the progress of these youth while they are in treatment at this program, with the goal of returning reunification with family or transition to an appropriate in-state placement.

Prior to the placement of these youth, DHS staff visited and inspected this program to confirm that it was an appropriate placement for Maryland youth. As part of that effort, DHS confirmed with the respective state licensing and oversight entities in Pennsylvania to confirm that the program was properly licensed and in good standing. DHS case workers visit the youth on a regular basis, and workers from the Social Services Administration in DHS central make regular monitoring visits to inspect the program, facilities and youth. The program remains in good standing as of August 8, 2017.

From May 2015 to May 2017, there has been a significant decline in the number of youth in OOS placement. In May 2015, there were 64-youth in OOS placement. In May 2016, there were 48, and in May 2017, the number continued to decline to 36.

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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October 4, 2017



APP 10

Hand Carried

A5. DEPARTMENT OF HUMAN SERVICES *(cont'd)*
Social Services Administration
Foster Care Maintenance Payments Program

Remarks: *(cont'd)*

In order to address youth service needs within the State of Maryland, DHS is working with sister agencies (Department of Health's Developmental Disabilities Administration and Behavioral Health Administration, Maryland State Department of Education, Department of Disabilities, and Governor's Office for Children) to identify and work with current licensed providers; as well as potential new providers who might be able to obtain licensure to increase in-state resources for youth who currently have higher level of needs, including Residential Treatment Center capacity. We anticipate that this additional capacity will begin to become available this month, with further capacity developing over the next several weeks. In addition, DHS is in the process of completing a RFP for the development of a high intensity residential child care program to provide services to children and youth that have been diagnosed with a high level of behavioral, educational, and medical needs or are victims of sex trafficking. We anticipate that this procurement will be completed in early 2018.

The services for this contract were procured under the Emergency Procurement method. In accordance with COMAR 21.05.06.02 (A), below are reasons for this method of procurement:

- A. Scope. An emergency procurement shall be limited to the procurement of only the types of items and quantities of items necessary to avoid or to mitigate serious damage to public health, safety, and welfare as further defined in COMAR 21.01.02.01(B).
- B. Authority.
 - 1) Any procurement agency may make an emergency procurement when an emergency arises and the agency's resulting need cannot be met through normal procurement methods.

The Maryland State Department of Education is responsible for setting rates for facilities that serve Maryland youth which are located outside of the State of Maryland. The Division of Special Education/Early Intervention Services, Nonpublic Special Education Section provides oversight for this work. COMAR 14.31.01 sets forth the guidelines for Out-of-State placement of Maryland youth. Rates are set for facilities that provide private residential and nonpublic education services to youth aligned with the specific needs of the placed youth.

Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions. MSDE publishes the Cost Approval Process for Out-of-State Residential Providers and Individual Placements annually. These rates have been determined to be fair and reasonable.

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
October 4, 2017



Hand Carried

APP 11

A5. DEPARTMENT OF HUMAN SERVICES *(cont'd)*
Social Services Administration
Foster Care Maintenance Payments Program

Reason for Lateness: Delay in the processing of this procurement is due to the Provider failing to return the documents in a timely manner. Multiple telephone calls and emails were sent to alert the Provider of key deadlines for processing. The Provider stated the documents were delayed by their legal department while under review.

Tax Compliance No: 17-2250-0000

Resident Business: No

BOARD OF PUBLIC WORKS ACTION:

ACCEPTED

WITH DISCUSSION

THIS REPORT WAS:

REMANDED

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
October 4, 2017



Hand Carried

APP 12

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

A6. DEPARTMENT OF HUMAN SERVICES

Social Services Administration

Foster Care Maintenance Payments Program

Contract Title: Emergency Out-of-State Residential Child Care
SSA/OOS-17-028, ADPICS #N00B8400156

Contract Type: Human Services

Contract Description: This Emergency procurement is for the Out-of-State placement of a youth with mental and behavioral challenges.

Procurement Method: Emergency

Date Emergency Declared: May 9, 2017

Award: Harbor Point Behavioral Health Center, Inc.
Portsmouth, VA

Amount: \$128,530.00 (not to exceed)

Contract Award Date: May 9, 2017

Term: 5/9/17 - 12/31/17 (7-Months, 23-Days)

MBE Participation: None

Fund Source: 80% General; 20% Federal (Title IV-E), Appropriation Code:
N00G0001

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
October 4, 2017



APP 13

Hand Carried

A6. DEPARTMENT OF HUMAN SERVICES (cont'd)

Social Services Administration

Foster Care Maintenance Payments Program

Remarks:

Nature of Emergency: This a 14-year old youth who has been diagnosed with Unspecified Bipolar and Related Disorder and Borderline Intellectual Disability. The youth has been with several Providers and has experienced several hospitalizations. The youth is also known to go AWOL. Prior to placing a youth with an Out-of-State Provider, regulations requiring the Local Department of Social Services (LDSS) to exhaust all In-State placement options, as well as document all efforts to do so must be followed. The youth was recommended for several Maryland based RTCs and was denied.

In order to address youth service needs within the State of Maryland, DHS is working with sister agencies (Maryland Department of Health's Developmental Disabilities Administration, and Behavioral Health Administration) to identify current licensed providers, identify new providers to obtain licensure, and to increase RTC capacity to increase the in-state resources for youth who currently have higher level of needs. We anticipate that this additional capacity will become available over the next few months. In addition, DHS is in the process of completing a RFP for the development of a high intensity residential child care program to service children that have been found to have a high level of behavioral, educational, and medical needs. We anticipate that this procurement will be completed in early 2018.

The services for this contract was procured under the Emergency Procurement method. In accordance with COMAR 21.05.06.02 (A), below are reasons for this method of procurement:

- C. Scope. An emergency procurement shall be limited to the procurement of only the types of items and quantities of items necessary to avoid or to mitigate serious damage to public health, safety, and welfare as further defined in COMAR 21.01.02.01(B).
- D. Authority.
 - 2) Any procurement agency may make an emergency procurement when an emergency arises and the agency's resulting need cannot be met through normal procurement methods.

The Maryland State Department of Education is responsible for setting rates for facilities that serve Maryland youth which are located outside of the State of Maryland. The Division of Special Education/Early Intervention Services, Nonpublic Special Education Section provides oversight for this work. COMAR 14.31.01 sets forth the guidelines for Out-of-State placement of Maryland youth. Rates are set for facilities that provide private residential and nonpublic education services to youth aligned with the specific needs of the placed youth.

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
October 4, 2017



Hand Carried

APP 14

A6. DEPARTMENT OF HUMAN SERVICES (cont'd)
Social Services Administration
Foster Care Maintenance Payments Program

Remarks: (cont'd)

Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions. MSDE publishes the Cost Approval Process for Out-of-State Residential Providers and Individual Placements annually. These rates have been determined to be fair and reasonable.

Basis for Selection: The Provider Harbor Point Behavioral Health Center offers hope and healing for youth ages 5 to 18, who are experiencing emotional and behavioral challenges in conjunction with mental health disorders. Harbor Point provides intensive, residential treatment to youth in a comfortable setting that is both safe and secure. Harbor Point specializes in treating children and adolescents experiencing depression, bipolar disorder, Attention Deficit Hyperactivity Disorder, Disruptive Mood Dysregulation Disorder and other mental health issues to include specialized treatment programs for young women exhibiting self-injurious behaviors along with significant psychiatric illness, and for young men demonstrating sexually abusive behaviors in conjunction with mental health diagnosis.

Reason for Lateness: The youth was placed by the LDSS on May 9, 2017, however, the DHR Placement unit was not notified of the placement until May 19, 2017. Notification of placement was forwarded to the Contracts and Monitoring Unit, however, the person responsible for completing Out-of-State Contracts was Out-of-State conducting multiple monitoring/site inspections. Additionally, there was a change in the number of youth placed with the Provider, as well as a change in the term of the Emergency Contract.

Tax Compliance No: 17-2345-0000

Resident Business: No

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
October 4, 2017



DNR 1

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

1A. PROGRAM OPEN SPACE LOCAL SHARE
Anne Arundel County

Recommendation: Approval to commit \$2,589,500 for the following **acquisition** projects.

1. *South River Farm Park – Johnson Acquisition - \$1,089,500*
Anne Arundel County, POS #6680-2-318 MD20170731-0646

Background: Acquire five acres to expand the 187 acre South River Farm Park. This property is improved with the 1686 Gresham House, which is on the Historic Register, and will be preserved as an interpretive feature in the park. The property is part of a larger active and passive recreation area.

Appraised Value: Katherine Vavrina \$ 975,000
Brice Worthington \$1,150,000

Property Cost: \$1,062,500

Incidental Costs: \$ 27,000

Fund Source:

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Program Open Space – Local, Prior Funds Replacement
Source Code: 12057 \$1,089,500

2. *Annapolis Nature Area - \$1,500,000*
City of Annapolis, Anne Arundel County, POS #6666-2-317 MD20170517-0411

Background: Acquire 3.25 acres in the Forest Drive corridor of the City of Annapolis. The land will be designated as a nature area and provide opportunities for passive recreation including hiking and trails.

Appraised Value: The Wineholt Group, Inc. \$1,700,000
Peabody Associates, LLC \$1,950,000

Property Cost: \$1,500,000

Incidental Costs: None

Supplement A
Department of Natural Resources
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1A. **PROGRAM OPEN SPACE LOCAL SHARE** (*cont'd*)

Anne Arundel County

Fund Source:

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015
Program Open Space – Local, FY 2016 Allocation
Source Code: 15162 \$435,842.22

Outdoor Recreation Land Loan of 2017, Chapter 27, Acts of 2016
Program Open Space Local Share
Source Code: 17009 \$1,064,157.78

The Board of Public Works deferred Part 2 of this Item as DNR-RP Item 2A(1) from the 7/26/17 Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
October 4, 2017



DNR 3

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

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

Recommendation: Approval to commit \$540,000 for the following **development** project.

Kingsville Park Enhancements - \$540,000
Baltimore County
POS #6679-3-476 MD20170801-0659

Background: Enhance ADA access at Kingsville Park by renovating the parking lot and adding an accessible path. The project also includes installing a drainage and storm water management system for multiple athletic fields to correct drainage problems and combat erosion.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2014, Chapter 463, Acts of 2014
Program Open Space – Local, Prior Funds Replacement
Source Code: 14089 \$540,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
October 4, 2017



DNR 4

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

3A. PROGRAM OPEN SPACE LOCAL SHARE
Cecil County

Recommendation: Approval to commit \$958,929 for the following **acquisition** and **development** projects.

1. *Chesapeake Park Acquisition - \$930,829*
Cecil County, POS #6683-7-261 MD20170801-0662

Background: Acquire 124.5 acres at the intersection of Route 213 and Williams Road in Elkton. Future development plans include both active and passive recreation including open space, trails, fishing ponds, pavilions, and playgrounds.

Appraised Value: Everett, Benfield, LLC \$996,000
Lutz Appraisal Associates \$908,850

Property Cost: \$952,425

Incidental Costs: \$ 7,950

Fund Source:

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Program Open Space – Local, Prior Funds Replacement
Source Code: 12057 \$55,898.02

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Program Open Space – Local, Prior Funds Replacement
Source Code: 13080 \$104,710.59

Maryland Consolidated Capital Bond Loan of 2014, Chapter 463, Acts of 2014
Program Open Space – Local, Prior Funds Replacement
Source Code: 14089 \$137,710.59

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015
Program Open Space – Local, FY 2016 Allocation
Source Code: 15162 \$231,781.50

Outdoor Recreation Land Loan of 2017, Chapter 27, Acts of 2016
Program Open Space Local Share
Source Code: 17009 \$147,564.50

Outdoor Recreation Land Loan of 2018, Chapter 150, Acts of 2017
Program Open Space Local Share
Source Code: 18011 \$253,163.50

Supplement A
Department of Natural Resources
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3A. **PROGRAM OPEN SPACE LOCAL SHARE** (*cont'd*)
Cecil County

2. ***Perryville High School Scoreboard - \$28,100***
Cecil County, POS #6685-7-262 MD20170829-0755

Background: Install scoreboard for Perryville High School's new athletic field.

Fund Source:

Outdoor Recreation Land Loan of 2018, Chapter 150, Acts of 2017
Program Open Space Local Share
Source Code: 18011 \$28,099.50

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
October 4, 2017



DNR 6

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

4A. **PROGRAM OPEN SPACE LOCAL SHARE**
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM
Frederick County

Recommendation: Approval to commit \$184,194 for the following **development** projects.

1. ***Frederick City Memorial Park Signage - \$9,894***
City of Frederick, Frederick County, POS #6686-10-409 MD20170823-0737

Background: Install informational signs at Memorial Park that will explain the history of the wars/conflicts in which Frederick County veterans have served.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015
Program Open Space – Local, FY 2016 Allocation
Source Code: 15162 \$9,894

2. ***East End Park Playground - \$174,300***
Town of Thurmont, Frederick County, CPP #6677-10-408 MD20170801-0661

Background: Remove and repurpose the playground equipment and purchase and install new play equipment and safety surfacing consistent with the 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 \$174,300

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
October 4, 2017



DNR 7

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

5A. **PROGRAM OPEN SPACE LOCAL SHARE**
Garrett County

Recommendation: Approval to commit \$34,521 for the following **development** project.

Avilton Community Park Upgrades - \$34,521
Garrett County, POS #6467-11-219 MD20151104-0987

Background: Additional funding to upgrade the Avilton Community Park. The funding will be used to install an LED sign and fencing.

Prior Approval: \$11,820 (DNR-RP Item 6A(1) [Jan. 6, 2016])

Fund Source:

Outdoor Recreation Land Loan of 2017, Chapter 27, Acts of 2016
Program Open Space Local Share
Source Code: 17009 \$6,594.82

Outdoor Recreation Land Loan of 2018, Chapter 150, Acts of 2017
Program Open Space Local Share
Source Code: 18011 \$27,926.48

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
October 4, 2017



DNR 8

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

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

Recommendation: Approval to commit \$413,404 for the following **acquisition** project.

Johnson Property Acquisition (Belmont Manor and Historic Park) - \$413,404
Howard County, POS #6693-13-98 MD20170725-0623

Background: Acquire 3.01 acres adjacent to County parkland at the Belmont Manor and Historic Park and Patapsco Valley State Park along Landing Road. This acquisition will further expand and protect the existing public parkland within the Patapsco Greenway and Patapsco Valley Heritage Area.

Appraised Value: Karen H. Belinko Appraisals, LLC \$437,000
John McDonough, Jr. & Associates \$540,000

Property Cost: \$400,000

Incidental Costs: \$ 13,404

Fund Source:

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015
Program Open Space – Local, FY 2016 Allocation
Source Code: 15162 \$413,404

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
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DNR 9

Contact: Emily Wilson (410) 260-8436
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7A. **PROGRAM OPEN SPACE LOCAL SHARE**
Washington County

Recommendation: Approval to commit \$20,048 for the following **development** project.

Taylor Park Pavilion Upgrades - \$20,048
Town of Keedysville, POS #6691-21-353 MD20170801-0658

Background: Upgrade the pavilions at Taylor Park by replacing the roofs with a 20+ year waterproof metal roof system.

Fund Source:

Outdoor Recreation Land Loan of 2017, Chapter 27, Acts of 2016
Program Open Space Local Share
Source Code: 17009 \$20,047.50

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
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DNR 10

Contact: Emily Wilson (410) 260-8436
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8A. **PROGRAM OPEN SPACE LOCAL SHARE**
Wicomico County

Recommendation: Approval to commit \$47,700 for the following **development** project.

Fruitland Recreational Park: Basketball Court - \$47,700
City of Fruitland, POS #6678-22-238 MD20170801-0658

Background: Construct basketball court including goals and fencing at Fruitland Recreational Park.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Program Open Space – Local, Prior Funds Replacement
Source Code: 12057 \$12,267.40

Outdoor Recreation Land Loan of 2014, Chapter 423, Acts of 2013
Program Open Space – Local
Source Code: A0510 \$35,432.60

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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ACTION AGENDA
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DNR 11

Contact: Emily Wilson (410) 260-8436
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9A. **PROGRAM OPEN SPACE LOCAL SHARE**
Worcester County

Recommendation: Approval to commit \$30,600 for the following **development** project.

John Walter Smith Park: Safety Netting - \$30,600
POS #6697-23-251 MD20170828-0752

Background: Install safety net in the recreation center gymnasium at John Walter Smith Park. The safety netting will extend from the gym ceiling to the floor.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015
Program Open Space – Local, FY 2016 Allocation
Source Code: 15162 \$30,600

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
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DNR 12

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

10A. PROGRAM OPEN SPACE STATE SHARE

Ray and Mary Jo Beitzel, \$125,000

Recommendation: That the Board of Public Works approve the acquisition in fee simple of 41.5 +/- acres in Garrett County.

Description: This mostly-forested property is adjacent to Cunningham Wildlife Management Area and will be managed by DNR's Wildlife and Heritage Service. Acquisition will provide recreational opportunities for hunting, hiking and bird watching, as well as water quality protection for the Casselman River watershed. The property, located in a Target Ecological Area, scores 129 under the Program Open Space Targeting System.

Grantor: Ray Beitzel and Mary Jo Beitzel

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

Property: 41.5 +/- acres, unimproved, POS No. 5103

Price: \$125,000

Appraisals: \$143,000 (12/1/16) – Donald N. Briggs
\$129,000 (12/9/16) – Joyce A. Sheets

All appraisals reviewed by Dave Wallenberg, Chief Review Appraiser

Fund Source:

Outdoor Recreation Land Loan – 2017
POS Stateside – Heritage Conservation Fund
Chapter 143 Acts of 2016
Source Code: 17008 Amount: \$125,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

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WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
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DNR 13

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

11A. PROGRAM OPEN SPACE STATE SHARE

Mary Virginia Hare, \$90,000

Recommendation: That the Board of Public Works approve the acquisition in fee simple of 29.75 +/- acres in Garrett County.

Description: This mostly-forested property is adjacent to the Cunningham Wildlife Management Area and will be managed by DNR's Wildlife and Heritage Service. Acquisition will provide recreational opportunities for hunting, hiking and bird watching, as well as water quality protection for the Casselman River watershed. The property, located in a Target Ecological Area, scored 111 under the Program Open Space Targeting System.

Grantor: Mary Virginia Hare

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

Property: 29.75 +/- acres, unimproved, POS No. 5089

Price: \$90,000

Appraisals: \$99,000 (12/1/16) – Donald N. Briggs
\$84,000 (12/2/16) – Julie A. Enger

All appraisals reviewed by Dave Wallenberg, Chief Review Appraiser

Fund Source:

Outdoor Recreation Land Loan – 2017
POS Stateside – Heritage Conservation Fund
Chapter 143 Acts of 2016
Source Code: 17008 Amount: \$90,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
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DNR 14

Contact: Marian Honecny (410) 260-8511
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Emily Wilson (410) 260-8436
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12A. 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 Washington Suburban Sanitary Commission. The easement will provide long-term protection of 2.16 acres in **Montgomery** County.

The Washington Suburban Sanitary Commission is donating the easement in accordance with its forest conservation plan. This easement is consistent with DNR forest conservation practices.

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

Grantor: Washington Suburban Sanitary Commission

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

Property: 2.16 acres at WSSC Brink Zone property
Brink Road, Germantown
Montgomery County

Price: \$ 0

Forest Conservation Plan: File #C17-08

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement A
Department of Natural Resources
ACTION AGENDA
October 4, 2017



DNR 15

Contact: Emily Wilson (410) 260-8436
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13A. RURAL LEGACY PROGRAM GRANTS
Fiscal Year 2018

Recommendation: The Department of Natural Resources recommends that the Board of Public Works approve:

- Expanding two Rural Legacy Areas; and
- 17 Rural Legacy grants totaling \$23,313,725 in Fiscal Year 2018 awards that will protect working farms and forests in Rural Legacy Areas across the state.

Background: The Rural Legacy Program is designed to preserve large blocks of contiguous open space that are among the State's most valuable because of the existence of a multitude of agricultural, forestry, natural and cultural resources. To protect these resources, the Rural Legacy Program, acting through local government or private land trust sponsors, purchases conservation easements from willing property owners, based on Rural Legacy Plans that have been reviewed by the Rural Legacy Advisory Committee and approved by the Rural Legacy Board.

The Rural Legacy Program Fiscal Year 2018 grant awards total \$23,313,725. This total comprises the 2018 funding appropriation of \$22,913,725 and, in addition, \$400,000 in unused prior year funding that the Rural Legacy Advisory Committee and Rural Legacy Board voted to redirect to the this year's grant awards.

DNR submits individual contracts to purchase conservation easements to the Board of Public Works as the specific transactions arise.

Authority: *Rural Legacy Program*, Subtitle 9A, Natural Resources Article, Annotated Code of Maryland.

1. Agricultural Security Corridor Rural Legacy Area:
Caroline, Cecil, Dorchester, Kent and Talbot Counties

\$719,000 Grant: Acquire conservation easements to protect a range of resources that includes forests, farmland, wetlands, historic sites, and endangered species habitat in the Agricultural Security Corridor in five counties on the Eastern Shore. Conservation of property in this Area will support the local resource-based economy, including agricultural production of grains and hay and dairy, beef and poultry operations.

Designation of Agricultural Security Corridor Rural Legacy Area approved in 1998

2. Anne Arundel South Rural Legacy Area: *Anne Arundel County*

\$1,456,000 Grant: Acquire conservation easements to protect agricultural, woodland, natural and cultural resource values and tributaries to the Chesapeake Bay and Patuxent River.

Designation of Anne Arundel South Rural Legacy Area approved in 2000

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13A. RURAL LEGACY PROGRAM GRANTS *(cont'd)*
Fiscal Year 2018

3. Bear Creek Rural Legacy Area: Garrett County

\$1,380,000 Grant: Acquire conservation easements to protect the County's most productive working farms, standing timber, scenic views from the Cove overlook, natural habitats, wetlands, and waterways in the Bear Creek drainage basin. Conservation within the Area will provide water quality benefits to the Youghiogheny River, the State's only designated Wild and Scenic River.

Designation of Bear Creek Rural Legacy Area approved in 2002

4. Deer Creek Rural Legacy Area (Formerly Lower Deer Creek): Harford County

\$1,080,000 Grant: Acquire conservation easements within the watershed of Deer Creek River, a State-designated Scenic River, and adjacent to Rocks-Susquehanna State Park to protect historic farmland, forests, natural and cultural areas. This Area is within the Lower Susquehanna Heritage Greenway, a certified Maryland Heritage Area.

Designation of Lower Deer Creek Rural Legacy Area approved in 1999

5. Dividing Creek Rural Legacy Area: Somerset and Worcester Counties

\$1,560,000 Grant: Acquire conservation easements to protect significant woodland, farmland and wetlands. The Area includes one of the most pristine and ecologically significant watershed basins on the mid-Atlantic. It includes exemplary plant and wildlife habitat, prime farmland and large blocks of working forests and over 10 miles of shoreline of Dividing Creek.

Designation of Dividing Creek Rural Legacy Area approved in 2008

6. Fair Hill Rural Legacy Area: Cecil County

\$1,803,000 Grant: Acquire conservation easements to protect farmland, forests, natural areas and historic sites in the northeast corner of Cecil County contiguous to Fair Hill Natural Resources Management Area. Conservation of property in this Area will support the local resource-based economy, including equestrian activities.

Designation of Fair Hill Rural Legacy Area approved in 1999

7. Foreman Branch/Lands End Rural Legacy Areas: Queen Anne's County

\$2,759,073 Grant: Acquire conservation easements to protect environmentally significant tributaries of the Chester and Corsica Rivers, including farmland, forest land, wetlands and wildlife habitat.

Designation of Foreman Branch and Lands End Rural Legacy Area approved in 1998

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13A. RURAL LEGACY PROGRAM GRANTS (*cont'd*)
Fiscal Year 2018

8. Huntersville Rural Legacy Area: St. Mary's County

\$1,474,971 Grant: Acquire conservation easements to protect forests, natural and archeological areas, farmland, and historic sites. Portions of the Area are designated by the Smithsonian Center for Natural Areas as critical wildlife habitat in need of protection.

Designation of Huntersville Rural Legacy Area approved in 1998

9. Little Pipe Creek /Upper Patapsco Rural Legacy Areas: Carroll County

\$993,000 Grant: Acquire conservation easements to protect farmland, woodland, natural and cultural land within the Little Pipe Creek and upper Monocacy River Watersheds. Conservation within the Area will provide water quality benefits not only for the two watersheds, but also for the underground aquifers that supply many residents with drinking water.

*Designation of Little Pipe Creek Rural Legacy Area approved in 1998
and Upper Patapsco Rural Legacy Area in 2004.*

10. Manor Rural Legacy Area: Baltimore and Harford Counties

\$1,949,000 Grant: Acquire conservation easements to protect farmland, woodlands and significant natural and cultural resources in My Lady's Manor National Historic District and along the Little Gunpowder Falls, a Class Three Trout Stream.

Designation of Manor Rural Legacy Area approved in 2000.

11. Mattapanay Rural Legacy Area: St. Mary's County

\$771,543 Grant: Match Navy Readiness and Environmental Protection Integration "REPI" funds to acquire conservation easements to protect the Area's rich farmland, forests, wetlands, historic sites, and wildlife habitat. Conservation within the Area will provide water quality benefits to the Chesapeake Bay and the St. Mary's River watershed.

Designation of Mattapanay Rural Legacy Area approved in 2006

6,899 Acre Expansion: The Mattapanay Rural Legacy Area expansion includes lands close to the Navy's main Patuxent Air Station complex and the associated Webster Field complex, and would allow the Rural Legacy Program to leverage funding with the Navy's Readiness and Environmental Protection Integration Program.

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13A. RURAL LEGACY PROGRAM GRANTS *(cont'd)*
Fiscal Year 2018

12. Mid-Maryland Frederick/Carrollton Manor Rural Legacy Areas: *Frederick County*

\$2,000,000 Grant: Acquire conservation easements to protect farmland, forestland, Civil War historic sites and a greenbelt around the historic Town of Burkittsville. Conservation of property in the Area will protect the view surrounding the Appalachian Trail and South Mountain Battlefield State Park, which are nationally significant natural and cultural resources.

*Designation of Mid-Maryland Frederick Rural Legacy Area approved in 1998
and the Carrollton Manor Rural Legacy Area in 2004.*

13. Mid-Maryland Washington Rural Legacy Area: *Washington County*

\$1,359,000 Grant: Acquire conservation easements to protect farmland, forests and Civil War sites within view of Washington Monument State Park, South Mountain Battlefield State Park, Antietam National Battlefield and its approaches. Conservation within the Area will provide water quality benefits to the Potomac River, a Maryland designated Scenic River.

Designation of Mid-Maryland Washington Rural Legacy Area approved in 1998.

14. Nanticoke Rural Legacy Area: *Dorchester County*

\$850,000 Grant: Acquire conservation easements to protect forest, agricultural, natural areas and shoreline in Dorchester County. The Area includes one of the most pristine and ecologically significant watershed basins on the mid-Atlantic. It includes exemplary plant and wildlife habitat and over 16 miles of shoreline along the Nanticoke River and Marshyhope Creek. The Area will provide a greenbelt around the rural historic village of Vienna.

Designation of Nanticoke Rural Legacy Area approved in 2001.

15. Patuxent-Prince George's Rural Legacy Area: *Prince George's County*

\$350,000 Grant: Acquire conservation easements to protect farmland, forests natural areas and historic properties. The Patuxent River Rural Legacy Area of Prince George's County encompasses farmland, forests and natural resources along the Patuxent River watershed between Route 50 and Hughesville. It contains rural scenic roads, historic villages, farmland, forests, the Patuxent River Park, Patuxent River Natural Resource Management Area, and the Merkle Wildlife Management Area at Jug Bay. The Area is also rich in historic structures, many of which have been acquired for public use in the Patuxent Park system.

Designation of Patuxent-Prince George's Rural Legacy Area approved in 1998

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13A. RURAL LEGACY PROGRAM GRANTS *(cont'd)*
Fiscal Year 2018

16. Piney Run Rural Legacy Area: *Baltimore County*

\$2,494,138 Grant: Acquire conservation easements to protect farmland, forests, natural areas and historic properties within and near National Register Historic Districts. Conservation within the Area will provide water quality benefits to the Prettyboy and Loch Raven Reservoirs, two of the drinking supply reservoirs for the Baltimore Metropolitan Area.

Designation of Piney Run Rural Legacy Area approved in 1998

17. Quantico Rural Legacy Area: *Wicomico County*

21,131 Acres Expansion: The Quantico Creek Rural Legacy Area expansion will help protect the water quality of the Paleochannel an underground riverbed that stores approximately seven billion gallons of fresh water, and provides potable water for the City of Salisbury and Wicomico County. It will also allow the Rural Legacy Program to leverage funding with the Navy's Readiness and Environmental Protection Integration Program.

18. Zekiah Rural Legacy Area: *Charles County*

\$315,000 Grant: Acquire conservation easements to protect farmland, forests and natural and historic properties contiguous to Zekiah Run. This Area contains the largest natural hardwood swamp in the State and is considered by the Smithsonian Institute to be one of the most important ecological areas on the East Coast.

Designation of Zekiah Watershed Rural Legacy Area approved in 1998

Fund Source:

Maryland Consolidated Capital Bond Loan – 2017, Chapter 022, Acts of 2017

Rural Legacy Program

Source Code: 17185 Amount: \$4,000,000

Outdoor Recreation Land Loan – 2018, Chapter 150, Acts of 2017

Rural Legacy Program

Source Code: 18012 Amount: \$18,913,725

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department of Budget and Management
ACTION AGENDA
October 4, 2017



DBM 1B

Contact: John Brennan 410-767-3640
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1-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 # DEXB8400004

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 are intended to increase the employment rate and earnings levels of individuals served.

Option Description: Exercise the third 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: 11/1/2017 - 10/31/2018

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

Option Amount: \$317,958 (1 Year)

Prior Modifications/Options: \$506,166 [(Opt #1: \$229,994: 11/1/2015 - 10/31/2016: DBM Item 3-S-OPT (10/7/2015); \$276,172 (Opt #2: \$276,172: 11/1/2016 – 10/31/2017: DBM Item 7-S-OPT (9/21/2016)]

Revised Total Contract Amount: \$1,007,782

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: None

Requesting Agency Remarks: Request for approval to exercise the third and final one-year renewal option for the Central Region.

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

The purpose of this initiative is to provide work incentives counseling to PROMISE participants, including youth receiving SSI and their family members who receive public benefits across four regions of the State defined as follows:

- Central Maryland – Baltimore City and Baltimore, Harford and Anne Arundel Counties (Region 1);
- Southern Maryland – Montgomery, Prince George’s, Calvert, Charles and St. Mary’s Counties (Region 2);
- Western Maryland – Howard, Carroll, Frederick, Washington, Allegany and Garrett Counties (Region 3); and,
- Eastern Shore – Caroline, Cecil, Dorchester, Kent, Queen Anne’s, Somerset, Talbot, Wicomico and Worcester Counties (Region 4).

The renewal options for the remaining three regions in the Southern, Western, and Eastern Shore areas of Maryland are being approved under DBM’s delegated authority.

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 the 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

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DBM 4B

Contact: Joseph Sedtal 410-767-3351
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2-S-OPT. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration
Services Contract Renewal Option

Contract ID: Environmental Compliance and Technical Services Consulting Support; MTA-1389; ADPICS # COH41079

Contract Approved: DBM Item 2-S (7/2/2014)

Contractor: KCI Technologies
Sparks, MD

Contract Description: Provide resources with professional experience and expertise to conduct day-to-day operations consistent with the MTA's environmental policy.

Option Description: Exercise the first one-year renewal option.

Original Contract Term: 9/1/2014 – 8/31/2017 (w/2 one-year renewal options)
(See Requesting Agency Remarks)

Option Term: 10/19/2017 – 10/18/2018

Original Contract Amount: \$5,427,497 (3 Years)

Option 1 Amount: \$1,882,010 (1 Year)

Prior Modifications/Options: \$0 [Mod #1: Bridge modification to bring the renewal option to BPW for approval: 9/1/2017 – 10/18/2017: Approved by MTA]

Revised Total Contract Amount: \$7,309,507

Original Procurement Method: Competitive Sealed Bidding

MBE Participation: 20%

MBE Compliance: 13.13%

Requesting Agency Remarks: Request for approval to exercise the first of two one-year renewal options as contained in the original contract to provide environmental compliance and technical services consulting support.

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

The MTA provides vital transportation services to the State of Maryland. In conducting its mission, MTA must manage daily processes and handle products that may impact the environment. In addition, the MTA must plan future transportation services and facilities that reflect the growing role of transit in the region. The protection of the environment is one of the MTA's most important responsibilities as it seeks to accomplish its mission. It is MTA's policy to conduct its mission in a manner that is protective to human health and the environment. Thus it is incumbent on each employee to perform his or her duties in a manner that protects the environment, prevents pollution, and supports conservation of our natural and cultural resources.

The consultant may be called upon to provide professional consulting to support the agency's environmental programs. Services may include: regulatory expertise (EPA, MDE and local environmental regulations); on-site personnel as department or project staff supplements; environmental training for MTA on-site personnel (training program development, implementation, and instruction); administrative support such as tracking, environmental record-keeping, database development and data entry; hazardous materials identification surveys, sampling, reporting; operations and maintenance (O&M) plan development and implementation. This contract contains only 0.5% engineering services in the event a site needs to be redesigned and requires a plan or drawing.

A 20% MBE participation goal was established for this contract; however, the contractor has only achieved 13.13% compliance. The agency is working with KCI Technologies to ensure a good faith effort is made to achieve compliance with the MBE participation goal during the renewal option. A 1% VSBE participation goal was established for this contract and the contractor is achieving 0.7% compliance.

Even though the original BPW agenda item stated that the contract term was to begin on 7/7/2014 and continue through 7/6/2017, when MTA finally executed the contract, the notice to proceed had the contract term beginning 9/1/2014 through 8/31/2017.

Fund Source: 100% Special (Transportation Trust Fund)

Appropriation Code: J05H0105

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
October 4, 2017



*Contact: Kristy Michel 410-767-0011
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**3-S-MOD. MARYLAND STATE DEPARTMENT OF EDUCATION
*Division of Curriculum, Research, Assessment and Accountability
Services Contract Modification***

Contract ID: Maryland High School Assessments; ADPICS # COH26150

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

Contractor: 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 (CLG). The tests are administered statewide to students in grades 6-12.

Modification Description: Obtain credit for using reprinted testing forms from the January and May 2016 test administration for 2017 testing used during the transition to new assessments conforming to the new College and Career ready standards. This modification will adjust the invoicing and payment schedule for the remaining contract term.

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

Modification Term: 10/19/2017 (or earlier upon BPW approval) – 12/31/2017

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

Modification Amount: (\$65,000)

Prior Modifications/Options: \$97,894,758 (see page 8B)

Revised Total Contract Amount: \$150,255,869

Percent +/- (This Modification): -0.12%

Overall Percent +/-: +1.87%

Original Procurement Method: Competitive Sealed Proposals

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DBM 7B

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

MBE Participation: 0.49%

MBE Compliance: 1.04%

Requesting Agency Remarks: Request for approval to modify the contract for the biology and government MHSA tests in order to obtain credit from ETS for reprinting testing forms for 2017 instead of using new testing forms.

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 on 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.

The services provided under this contract will be ending at the end of the year and are transitioning to a new contractor for these assessments.

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

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

Prior Modifications/Options:

Mod #1	\$27,554,652	Modification to scope of work for test development and student responses. DBM Item 16-S-MOD (12/12/2007).
Mod #2	(\$1,100,411)	Modification of contract to remove the secure back up forms from 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 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 and not duplicate work between the two contracts. DBM Item 14-S-MOD (12/17/2014).

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3-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)
Mod #10	\$8,460,457	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. DBM Item 11-S-MOD (9/21/2016)
Total	<u>\$97,894,758</u>	

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Supplemental

Contact: Eric T. Lomboy 410-545-0330
elomboy@sha.state.md.us

4-S. MARYLAND DEPARTMENT OF TRANSPORTATION
State Highway Administration Services Contract

Contract ID: Weather and Pavement Forecast Services; ADPICS # J02B6400016

Contract Description: Provide accurate and timely year-round atmospheric and specified pavement weather forecast products and analysis.

Award: Iteris, Inc.
Santa Anna, CA

Term: 10/5/2017 – 9/30/2020 (w/1 two-year renewal option)

Amount: \$386,340 (Approx. 3 Years, Base Contract)
\$273,960 (2 Years, Renewal Option)
\$660,300 Total (5 Years)

Procurement Method: Competitive Sealed Multi-Step Bidding

Bids: Only One Acceptable Bid Received

MBE Participation: None (see Requesting Agency Remarks)

Performance Security: None

Incumbent: Same (formerly Meridian Environmental Technology, Inc.)

Requesting Agency Remarks: A notice of the availability of the Multi-Step Invitation for Bids (MS-IFB) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to two prospective vendors, one of which are Maryland firms, and included no MBEs. A copy was also sent to the Governor’s Office of Small, Minority, and Women Business Affairs.

Two bids were received in response to the MS-IFB; however, one bid was determined not to be responsive because it bid did not meet the technical requirements set forth in the MS-IFB. Therefore, the bidder’s financial bid was returned unopened and it was eliminated from further consideration.

Supplemental

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

The recommended awardee is responsible, and its bid meets the technical requirements set forth in the MS-IFB. Moreover, the price has been determined to be fair and reasonable based upon a comparison of prices paid for similar contracts for the states of Virginia and Minnesota. It was also determined that other prospective bidders had a reasonable opportunity to respond to the solicitation.

The purpose of this contract is to provide weather and pavement forecasting services to assist SHA and MDTA with their responsibility for snow and ice control on the interstate, primary and secondary State maintained roadways (State numbered routes). As the State becomes involved in winter operations, it relies on a forecasting service provider to provide critical weather and pavement forecasting services. This service provides information on anti-icing activities, predictions of snow, freezing precipitation, winds, and pavement temperatures so SHA can make cost effective decisions in allocating crews and determining what type of chemicals to apply to pavement surfaces. These actions must be based on accurate weather and pavement forecasts. Accordingly, accurate weather and pavement forecasts are critically important to public safety, the State's economy, and the environment.

In addition to winter season maintenance activities, SHA and MDTA are also responsible for responding to any inclement weather that affects the transportation system and potentially impacts the safety of motorists traveling the State maintained highways. These additional inclement weather conditions include, but are not limited to: tornadoes, hurricanes, flash flooding, coastal flooding, high winds, severe thunderstorms, frost and black ice.

The weather forecasting services are divided into two main components: (a) Annual 24x7x365 general weather forecasting and observations for local, state, regional and national geographic levels; and (b) winter season (October 15 – April 15) specific forecasts for State, regional and local levels. Each component has specific requirements and update frequency times assigned to each forecast service.

The contractor will provide a weather forecasting system which shall deliver the forecast via the Internet accessible through a standard web browser and have the capability to automatically receive, store, and display a full spectrum of vital weather service products (text, map, images, and graphical) provided by the National Weather Service. The pavement forecasting services include sensors which are applied to the pavement and used to predict pavement temperatures to further determine what should be used (i.e. chemical, etc.) to treat the roads in certain weather conditions. Transportation managers use data from these sensors, forecasts provided under this contract, and other weather information to make decisions in allocating crews and determining what type of chemicals, if any, to apply to pavement surfaces.

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Supplemental

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

Due to the specialized nature of weather forecasting services and that the forecast itself is the only service performed under this contract, no MBE subcontracting goal was established for this procurement.

Fund Source: 100% Special (Transportation Trust Fund)

Appropriation Code: J02B0101

Resident Business: Yes

MD Tax Clearance: 17-1698-0111

This Item was withdrawn as Item 2-S from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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DBM 13B

Hand Carried

Contact: Sandy Johnson 410-767-7408
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5-S. DEPARTMENT OF HUMAN SERVICES

Social Services Administration/Child Maltreatment Prevention Services Services Contract

Contract ID: Child Maltreatment Prevention Services; SSA/CMPS-18-001;
ADPICS # N00B8400101

Contract Description: Provide services to at-risk families for the purposes of preventing child abuse and neglect through Parenting Education Classes, Parent Support Groups, Parent Stressline Hotline, and Lay Therapy to families residing in Baltimore City, and Baltimore and Prince George's Counties.

Award: The Family Tree, Inc.
Baltimore, MD

Term: 10/9/2017 – 10/8/2020 (w/2 one-year renewal options)

Amount: \$ 680,482 (3 Years; Base Contract)
\$ 237,548 (1 Year; Renewal Option #1)
\$ 244,674 (1 Year; Renewal Option #2)
\$1,162,704 Total (5 Years)

Procurement Method: Competitive Sealed Proposals

Proposals: Only One Proposal Received

MBE Participation: 4% (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 25 prospective vendors, all of which are Maryland firms, and included two MBEs. A copy was also sent to the Governor's Office of Small, Minority, and Women Business Affairs.

Hand Carried

5-S. DEPARTMENT OF HUMAN SERVICES (cont'd)

Only one proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the offeror was determined to be responsible, and the financial offer was considered to be fair and reasonable based on historical pricing from previous contracts for these services. This solicitation requires the proposed contractor to provide services to a larger population than in previous years and determined that the price provided by the offeror was approximately 22% lower than the price submitted for the previous contract. Therefore, award is recommended to The Family Tree, Inc., the sole offeror and incumbent.

DHS reached out to several vendors directly solicited to determine why they did not submit a proposal. Responses given for not submitting a proposal were: (1) some requirements have been too difficult to implement, primarily the Parent Stressline and; (2) one vendor “could not expend the resources in an effort to outperform the incumbent”.

The Family Tree, Inc. has provided these services for DHS since 2001 and has been the only offeror on every procurement except for one, where the only other offeror was determined not to be reasonably susceptible of being selected for award based upon its limited capabilities to provide the services at the level required by the State. The incumbent has provided outstanding services as demonstrated by the many calls DHS received from advocates regarding the services last year when a decision was initially made to allow the contract to lapse until the new services were procured. The numerous calls resulted in DHS modifying the current contract to extend the term that is scheduled to expire at the end of September.

This contract will provide community-based Child Maltreatment Prevention Services to serve at-risk families for the purposes of preventing child abuse and neglect. The services to be provided include: a toll-free Parent Stressline open to parents Statewide, Parent Support Groups open to parents Statewide, and Home Visitation and Parenting Education Classes limited to families residing in Baltimore City and Baltimore and Prince George’s Counties.

The Child Maltreatment Prevention Program offers the following four types of support services to families and parents, with emphasis on families residing in Baltimore City, and Baltimore and Prince George’s Counties:

1. *The Parent Stressline* is a Statewide telephone 24-hour, toll free stressline which will serve as a resource for parents in crisis who may have nowhere else to turn for immediate intervention, information, and/or referrals. The subject matter of the calls may include issues concerning child development, appropriate discipline methods, parent-child interactions, concerns that children have, referrals to social service agencies, or other emergency situations. The contractor may expect to field approximately 7,000 to 10,000 calls annually.

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5-S. DEPARTMENT OF HUMAN SERVICES (cont'd)

2. ***The Lay Therapy Home Visitation Program*** is designed to prevent child abuse and/or neglect by improving parents' self-esteem, reducing feelings of isolation, providing viable alternatives to corporal punishment, and strengthening parent-child relationships. This program will serve approximately 80 families annually.
3. ***Parenting Education Classes*** are designed to teach parenting and child development skills, build self-confidence in parents, and strengthen parent-child relationships. The classes will serve approximately 700 individual parents annually.
4. ***Parent Support Groups*** are weekly community- based support groups designed for parents who have: 1) abused and/or neglected their children; 2) are at risk for abusing and/or neglecting their children; or 3) feel overwhelmed or isolated and need support to assist them with parenting. The purpose of the groups is to encourage open dialogue and discussions between parents with the assistance of a trained facilitator. This program will serve approximately 500 parents annually.

A 4% MBE participation goal was established for this contract based upon the limited number of subcontracting opportunities available. No VSBE participation goal was established for this contract.

Fund Source: 92.3% Federal; 7.7% General

Appropriation Code: N00B0004

Resident Business: Yes

MD Tax Clearance: 17-2088-0111

This Item was withdrawn as Item 3-S from the 9/6/2017 Agenda, and this Item was withdrawn as Item 11-S from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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DBM 16B

Hand Carried

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

6-S. DEPARTMENT OF HUMAN SERVICES
Local Department of Social Services Operations
Residential Child Care Maintenance Payments Program
Services Contract

Contract ID: Out-of-State Residential Child Care Services; SSA/OOS-18-003;
ADPICS # N00B8400154

Contract Description: Provide continuance of care in an Out-of-State facility for a youth victim of human sex trafficking, as well as for the placement of an additional human sex trafficked youth.

Award: Youth For Tomorrow New Life Center, Inc.
Bristow, VA

Term: 11/1/2017 – 10/31/2018 (w/1 one-year renewal option)

Amount: \$137,970 (1 Year, Base Contract)
\$137,970 (1 Year, Renewal Option)
\$275,940 Total (2 Years)

Procurement Method: Sole Source (Continuity of Care)

Proposals: N/A

MBE Participation: None (Facility located out of State)

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: Request for approval to award a Sole Source Residential Child Care Contract for continuity of care for a youth victim of human sex trafficking, as well as for the placement of an additional human sex trafficked youth.

The first youth is an 18-year old who has been diagnosed with Unspecified Mood Disorder, Attention Deficit Hyperactivity Disorder, Alcohol and Marijuana Abuse. The youth is known to be non-compliant, in need of mental health services, and is a victim of human sex trafficking. The youth has been recommended for a group home that is specific to young victims of human sex trafficking.

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DBM 17B

Hand Carried

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

The second youth is a 16-year old who was a victim of human sex trafficking, sexual abuse, and who has been diagnosed with Major Depressive Disorder and trauma related symptoms. The youth is known to elope (runaway) at times, drink alcohol socially, as well as use marijuana daily. The youth is in need of a secure Residential Treatment Center that is specific for survivors of human sex trafficking.

The provider, Youth For Tomorrow New Life Center, Inc. (YFT) was founded in 1986 and began as a group home for boys. However, in 1996, YFT diversified its program. The 180-acre campus serves boys and girls, individuals and families, and all ages. YFT meets the needs of children and families by offering them a continuum of services. YFT's integrated continuum offers levels of care which include: Treatment Group Homes for boys and girls, including services to pregnant teens and domestic girls sexually exploited or trafficked; Crisis Intervention Counseling Services; Diagnostic and Assessment Services; Outpatient Services; Therapeutic Day Treatment; Intensive In-Home Services; and Therapeutic Mentoring. All life-changing care offered in the continuum is effective as it's based on the research proven delivery of services. As children and families make progress (or fail to make progress) at one level, they move to other levels that better fit their needs without starting over in their care.

In order to address youth service needs within the State of Maryland, DHS is working with sister agencies (Maryland Department of Health's Developmental Disabilities Administration and Behavioral Health Administration) to identify current licensed providers, identify new providers to obtain licensure, and to increase RTC capacity to increase the in-state resources for youth who currently have higher level of needs. We anticipate that this additional capacity will become available over the next few months. In addition, DHS is in the process of completing a RFP for the development of a high intensity residential child care program to service children that have been found to have a high level of behavioral, educational, and medical needs. We anticipate that this procurement will be completed in early 2018.

This is a reimbursement not-to-exceed per diem contract where the provider is paid solely for the actual number of children placed with the provider during the year and then only for the actual number of days the children are with the provider. As such, DHS will not be charged for any unused capacity. The award amount for this contract is based upon the current youth in the program and the dates in which they age-out of the program. Additionally, the contract covers the potential for other youth to enter or exit the program during the term.

Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions. The Maryland State Department of Education (MSDE) publishes the Cost Approval Process for Out-of-State Residential Providers and Individual Placements annually.

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

For Out-of-State providers that have a government rate set by the home state, the provider is required to file a copy of the official letter from the home State or local agency which has approved the per diem and related service rate(s). Prior to approval, the MSDE will consider the home State government established rate. The MSDE does not guarantee that negotiated rates approved by other states will automatically be accepted for Maryland youth. Additional documentation may be required. Medical Assistance rates from the home state are considered government assigned rates and will be considered for the residential per diem rate. These rates have been determined to be fair and reasonable.

Prior to placing any youth with an out-of-State Provider, regulations requiring the Local Department of Social Services to exhaust all in-State placement options, as well as document all efforts to do so, must be followed. Additional in-State, as well as DHS contracted out-of-State, placements were researched; however, none were able to accept the youth currently in the program.

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 21.05.12.06C (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 if:
(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).

Fund Source: 80% General; 20% Federal **Approp. Code:** N00G0001

Resident Business: No **MD Tax Clearance:** 17-2249-0010

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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DBM 19B

Hand Carried

Contact: Sandy Johnson 410-767-7408
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7-S. DEPARTMENT OF HUMAN SERVICES
Local Department of Social Services Operations
Residential Child Care Maintenance Payments Program
Services Contract

Contract ID: Out-of-State Residential Child Care Services; SSA/OOS-18-002;
ADPICS # N00B8400124

Contract Description: Provide the continuance of care in an Out-of-State facility for a 17-year old youth diagnosed with Disruptive Mood Dysregulation, Attention Deficit Hyperactivity Disorder, Reactive Attachment Disorder, and Fetal Alcohol Syndrome.

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

Term: 10/10/2017 – 10/31/2018 (w/1 one-year renewal option)

Amount: \$132,741 (1 Year, Base Contract)
\$125,195 (1 Year, Renewal Option)
\$257,936 Total (2 Years)

Procurement Method: Sole Source (Continuity of Care)

Proposals: N/A

MBE Participation: None (Facility located out of State)

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: Request for approval to award a Sole Source Residential Child Care contract for continuity of care for a 17-year old youth diagnosed with Disruptive Mood Dysregulation, Attention Deficit Hyperactivity Disorder, Reactive Attachment Disorder, and Fetal Alcohol Syndrome.

The youth is known to elope (run-away), abuse cannabis, participate in theft, destroy property, and to be physically aggressive. The youth has had involvement with the Department of Juvenile Services. The youth has been recommended for several Maryland based Residential Treatment Centers (RTCs), as well as other DHS contracted out-of-State RTCs and was denied.

Hand Carried

7-S. DEPARTMENT OF HUMAN SERVICES (cont'd)

The Detroit Behavioral Institute/Capstone Academy (DBI/CA) is a secure, residential, mental health treatment facility that was established and designed in 2004 to serve populations in need of varying modalities of treatment. The targeted population of youth accepted into DBI/CA is: adjudicated boys and girls between the ages of 10-19, youth with a mental health diagnosis, youth with a minimum IQ of 55, and youth who require a security level assignment of “secure.” The main campus is located in midtown Detroit. DBI/CA provides its residents with supportive therapeutic care via a staff of master’s level clinicians. DBI/CA’s goal is “to provide a holistic, therapeutic social environment that promotes the utilization of evidence-based treatment practices and to teach socially appropriate behaviors to residents.

In order to address youth service needs within the State of Maryland, DHS is working with sister agencies (Maryland Department of Health’s Developmental Disabilities Administration and Behavioral Health Administration) to identify current licensed providers, identify new providers to obtain licensure, and to increase RTC capacity to increase the in-state resources for youth who currently have higher level of needs. DHS anticipates that this additional capacity will become available over the next few months. In addition, DHS is in the process of completing a RFP for the development of a high intensity residential child care program to service children that have been found to have a high level of behavioral, educational, and medical needs. DHS anticipates that this procurement will be completed in early 2018.

This is a reimbursement not-to-exceed per diem contract where the provider is paid solely for the actual number of children placed with the provider during the year and then only for the actual number of days the children are with the provider. As such, DHS will not be charged for any unused capacity. The award amount for this contract is based upon the current youth in the program and the date in which he ages-out of the program. Additionally, the contract covers the potential for other youth to enter or exit the program during the term.

Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions. The Maryland State Department of Education (MSDE) publishes the Cost Approval Process for Out-of-State Residential Providers and Individual Placements annually.

For out-of-State providers that have a government rate set by the home state, the provider is required to file a copy of the official letter from the home State or local agency which has approved the per diem and related service rate(s). Prior to approval, the MSDE will consider the home State government established rate. The MSDE does not guarantee that negotiated rates approved by other states will automatically be accepted for Maryland youth. Additional documentation may be required. Medical Assistance rates from the home state are considered government assigned rates and will be considered for the residential per diem rate. These rates have been determined to be fair and reasonable.



Hand Carried

7-S. DEPARTMENT OF HUMAN SERVICES (cont'd)

Prior to placing any youth with an out-of-State provider, regulations requiring the Local Department of Social Services (LDSS) to exhaust all in-State placement options, as well as document all efforts to do so, must be followed. Additional in-State, as well as DHS contracted out-of-State, placements were researched; however, none were able to accept the youth currently in the program.

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 21.05.12.06.C (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).

Fund Source: 80% General; 20% Federal

Appropriation Code: N00G0001

Resident Business: No

MD Tax Clearance: 17-2346-0000

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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DBM 22B

Hand Carried

Contact: Sandy Johnson 410-767-7408
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8-S. DEPARTMENT OF HUMAN SERVICES
Local Department of Social Services Operations
Residential Child Care Maintenance Payments Program
Services Contract

Contract ID: Out-of-State Residential Child Care Services; SSA/OOS-18-001;
ADPICS # N00B8400089

Contract Description: Provide Out-of-State Residential Child Care Services for two transgendered, emotionally disturbed Maryland youth.

Award: UHS of Doylestown LLC
dba Foundations Behavioral Health
Doylestown, PA

Term: 10/9/2017 – 10/8/2018 (w/1 one-year renewal option)

Amount: \$415,636 (1 Year, Base Contract)
\$317,546 (1 Year, Renewal Option)
\$733,182 Total (2 Years)

Procurement Method: Sole Source (Continuity of Care)

Proposals: N/A

MBE Participation: None (Facility located out of State)

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: Request for approval to award a Sole Source Residential Child Care Contract for continuity of care for two transgendered, emotionally disturbed Maryland youth. The provider, UHS of Doylestown LLC d/b/a Foundations Behavioral Health, specializes in providing residential child care services for transgendered youth with emotional disturbance and disabilities.

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Hand Carried

8-S. DEPARTMENT OF HUMAN SERVICES (cont'd)

The rates for the youth are the same. One youth will age-out during the option year. The contract amount assumes that the other Maryland youth will remain with the Provider for the entire duration of both the base and option year and will age-out thereafter. However, DHS always retains the right to end a youth placement with a provider at any time if it determines that a change of placement is in the best interest of the youth.

This is a reimbursement not-to-exceed per diem contract where the provider is paid solely for the actual number of children placed with the provider during the year and then only for the actual number of days the children are with the provider. As such, DHS will not be charged for any unused capacity. The award amount for this contract is based upon the current youth in the program and the dates in which they age-out of the program. Additionally, the contract covers the potential for other youth to enter or exit the program during the term.

Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions. The Maryland State Department of Education (MSDE) publishes the Cost Approval Process for out-of-State Residential Providers and Individual Placements annually.

For out-of-State providers that have a government rate set by the home state, the provider is required to file a copy of the official letter from the home State or local agency which has approved the per diem and related service rate(s). Prior to approval, the MSDE will consider the home State government established rate. The MSDE does not guarantee that negotiated rates approved by other states will automatically be accepted for Maryland youth. Additional documentation may be required. Medical Assistance rates from the home state are considered government assigned rates and will be considered for the residential per diem rate. These rates have been determined to be fair and reasonable.

Prior to placing any youth with an out-of-State provider, regulations requiring the Local Department of Social Services (LDSS) to exhaust all in-State placement options, as well as document all efforts to do so, must be followed. Additional in-State, as well as DHS contracted out-of-State, placements were researched; however, none were able to accept the youth currently in the program.

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.

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Hand Carried

8-S. DEPARTMENT OF HUMAN SERVICES (*cont'd*)

According to the State Finance and Procurement Article Section 13-107 and COMAR 21.05.12.06.C (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).

Fund Source: 80% General; 20% Federal

Appropriation Code: N00G0001

Resident Business: No

MD Tax Clearance: 17-2250-0000

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
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ACTION AGENDA
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DBM 25B

Hand Carried

Contact: Sandy Johnson 410-767-7408
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9-S-MOD. DEPARTMENT OF HUMAN SERVICES
*Social Services Administration/Foster Care Maintenance Program
Services Contract Modification*

Contract ID: Child Placement Agency (CPA) Services; SSA/CPA-18-009-A1;
ADPICS # COH41051

Contract Approved: DBM Item 5-S (6/7/2017)

Contractor: The Children's Choice of Maryland, Inc.
Lanham, MD

Contract Description: Provide Child Placement Agency (CPA) services for a total capacity of 2,091 clients at various locations throughout Maryland through 35 separate CPA contracts that provide independent living residential programs and treatment foster care services.

Modification Description: Modify one CPA contract with The Children's Choice of Maryland, Inc. by increasing the number of beds from 85 to 95 beds and aligning the provider's per diem rates to reflect the FY2018 rates established by the Interagency Rates Committee.

Original Contract Term: 7/1/2017 – 6/30/2018 (w/2 one-year renewal options)

Modification Term: 11/2/2017 – 6/30/2018

Original Contract Amount: \$2,524,673

Modification Amount: \$168,114

Prior Modifications/Options: None

Revised Total Contract Amount: \$2,692,787

Overall Percent +/- (This Mod): +6.7%

Original Procurement Method: Non-Competitive Negotiated Procurement of Human,
Social or Educational Services

MBE Participation: None

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Hand Carried

9-S-MOD. DEPARTMENT OF HUMAN SERVICES (*cont'd*)

Requesting Agency Remarks: Request for approval to modify one CPA contract with Children’s Choice of Maryland, Inc. by increasing the number of beds from 85 to 95 beds.

This modification is taking place to enable the provider to meet the need for multiple referrals for specific placements such as requests to place siblings together in a home already caring for one sibling or requests to place a child in a home with a specific foster parent. The modification will also align the provider’s per diem rates to reflect the FY2018 rates established by the Interagency Rates Committee.

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

This is a reimbursement contract. Under the CPA contract, a provider is paid only for the actual services provided to the State, i.e. solely for the actual days of service provided to a child placed in their care.

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

The total revised contract amount assumes that there is a 68% utilization of the 95 CPA beds for the full seven months and twenty nine days remaining on the contract term.

The total revised contract amount assumes that all 95 CPA beds purchased will be occupied by a child for the full seven months and twenty nine days remaining on the contract term.

This modification is in the best interest of the State to ensure that the Department has sufficient spending authority to cover existing and anticipated placements with this program and continue CPA services without disruption until the contract term ends.

Fund Source: 80% General; 20% Federal (Title IV-E)
Appropriation Code: N00G0001
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
October 4, 2017



DBM 27B

Hand Carried

Contact: Joseph Sedtal 410-767-3351
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10-S. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration
Services Contract

Contract ID: Aerial Bucket Truck Rental; MTA-TT16004

Contract Description: **RETROACTIVE** - Provide two aerial bucket trucks in order for Maryland Department of Transportation (MDOT) Maryland Transit Administration (MTA) to maintain its fleet of Catenary bucket trucks with hi-rail gear, at the number required to allow access to all areas of the Light Rail Overhead Catenary System (OCS), in order for Light Rail Vehicles to operate.

Award: TNT Equipment Sales and Rentals
Cinnaminson, NJ

Term: 6/1/2014 - 12/31/2016

Amount: \$94,186 (2 Years, 7 Months)

Procurement Method: Sole Source

MBE Participation: None

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: Request for retroactive approval of a Sole Source contract to lease two aerial bucket trucks. MDOT MTA required additional aerial lift bucket trucks to commence essential maintenance on all areas of the Light Rail Overhead Catenary System (OCS). In an effort to provide essential maintenance services, MDOT MTA procured two additional aerial lift bucket trucks to augment a depleted fleet. Without these rented vehicles, important OCS maintenance would not be completed. MDOT MTA required these two rental/lease trucks to keep up with the Light Rail OCS maintenance and ensure safe and reliable transit on MDOT MTA's Light Rail vehicles.

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Hand Carried

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

Fund Source: 100% Special (Transportation Trust Fund)
Appropriation Code: J0503710
Resident Business: No
MD Tax Clearance: Denied - SDAT Issue

DBM Remarks: Retroactive approval requested pursuant to §11-204(c) State Finance & Procurement Article. DBM has determined that this contract 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 Item was withdrawn as Item 4-S from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department of Budget and Management
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Hand Carried

Contact: Joseph Sedtal 410-767-3351
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11-S. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration
Services Contract

Contract ID: Automobile Appraisal Services, MTA-TT15639B

Contract Description: **RETROACTIVE** – Provide an Appraisal Services Contractor to establish automobile physical damage stemming from any and all incidents arising out MTA's bus and rail operations, premises and any other incidental matters relating thereto under its general liability program for which the MTA may be deemed legally liable under Maryland Tort Law.

Award: C M Schultz & Associates
Lutherville Timonium, MD

Term: 12/20/2012 - 12/19/2014

Amount: \$113,140 (2 Years)

Procurement Method: Sole Source

MBE Participation: None

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: Request for retroactive approval of a Sole Source contract to provide an Appraisal Services Contractor (ASC) to establish automobile physical damage stemming from any and all incidents arising out MTA's bus and rail operations, premises and any other incidental matters relating thereto under its general liability program for which the MTA may be deemed legally liable under Maryland Tort Law.

The ASC is required to provide services generally within the Baltimore Metropolitan area in accordance with standards and procedures established by the MTA. The services do not apply to those incidents arising under the State Fleet Automobile Program or those incidents where the MTA has claims services under purchased insurance programs.

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Hand Carried

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

After the previous contract expired in 2014, inappropriate change orders were used to continue to fund and extend the contract, without supporting documentation or DBM and/or BPW approval, for a two-year period. A new contract was properly procured and executed on December 20, 2014. Therefore, this request for retroactive approval will correct the inappropriate bridge between the two contracts that were properly approved and executed.

Fund Source: 100% Special (Transportation Trust Fund)

Appropriation Code: J0503710

Resident Business: Yes

MD Tax Clearance: 17-2395-0000

DBM Remarks: Retroactive approval requested pursuant to §11-204(c) State Finance & Procurement Article. DBM has determined that this contract 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 Item was withdrawn as Item 5-S from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department of Budget and Management
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph Sedtal 410-767-3351
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12-S. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration
Services Contract

Contract ID: Dump Truck Rental; MTA-TT16071

Contract Description: **RETROACTIVE** – Provide for the rental, preventative maintenance, breakdown, and emergency repair of dump trucks and associated equipment to be used in the winter months for snow removal.

Award: Hertz Equipment Rental Corp.
Bonita Springs, FL

Term: 11/1/2014 - 3/31/2015

Amount: \$153,776 (5 Months)

Procurement Method: Sole Source

MBE Participation: None

Incumbent: Same

Requesting Agency Remarks: Request for retroactive approval of a Sole Source contract to provide for the rental, preventative maintenance, breakdown, and emergency repair of dump trucks and associated equipment to be used in the winter months for snow removal. The time period and lease amount for this contract required BPW approval that was not obtained prior to contract award and execution.

Fund Source: 100% Special (Transportation Trust Fund)

Appropriation Code: J0503710

Resident Business: Yes

MD Tax Clearance: 17-2467-1111

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Hand Carried

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

DBM Remarks: Retroactive approval requested pursuant to §11-204(c) State Finance & Procurement Article. DBM has determined that this contract 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 Item was withdrawn as Item 6-S from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department of Budget and Management
ACTION AGENDA
October 4, 2017



DBM 33B

Hand Carried

Contact: Joseph Sedtal 410-767-3351
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13-S. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration
Services Contract

Contract ID: Owner Controlled Insurance Program Services; OPS-17-101-SR;
ADPICS # J05B8400002

Contract Description: Part A: RETROACTIVE - Provide professional services for the Provision of Insurance Broker Services on a task-order basis in support of MTA's Owner Controlled Insurance Program.

Part B: Continue to provide professional services for the Provision of Insurance Broker Services on a task-order basis in support of MTA's Owner Controlled Insurance Program while MTA conducts a new competitive procurement for these services.

Award: Wells Fargo Insurance Services USA, Inc.
Washington D.C. (local office in Baltimore, MD)

Term: **Part A:** 6/1/2016 – 10/4/2017 (Retroactive)
Part B: 10/5/2017 – 9/16/2018 (Proactive)

Amount: **Part A:** \$ 928,850 (1 Year, 3 Months, Retroactive)
Part B: \$ 680,000 (1 Year, Proactive)
\$1,608,850 Total (2 Years, 3 Months)

Procurement Method: Sole Source

MBE Participation: 20% (see Requesting Agency Remarks)

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: Part A: Request for retroactive approval of a Sole Source contract to provide professional services for the Provision of Insurance Broker Services on a task-order basis in support of MTA's Owner Controlled Insurance Program (OCIP).

Part B: Request for approval to prospectively continue the Sole Source contract for one year to allow time to conduct a new competitive procurement for professional services for the Provision of Insurance Broker Services on a task-order basis in support of MTA's Owner Controlled Insurance Program (OCIP).

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Hand Carried

13-S. MARYLAND DEPARTMENT OF TRANSPORTATION (*cont'd*)

MTA has managed and fostered an OCIP for several years. The services provided under this contract include:

- Insurance Brokerage Services to design, market and implement an insurance program at the most reasonable price that adequately protects the MTA and its Contractors against risks arising out of the rail, bus, facility and systems construction and maintenance projects;
- Risk Control Services to continually monitor the MTA's potential loss exposures related to the projects, evaluate risk, determine the needed level of risk retention and risk transfer and recommend appropriate coverage or new coverages;
- Claims Management Services to provide adjustment and settlement services for claims and losses, maintain accurate claim data on an accident, and arrange medical services for injured parties near the site;
- Administrative Services to secure and maintain up-to-date evidence of general liability and automobile liability insurance for all contracting parties on the project;
- Loss Control and Safety Services to assist the MTA in the development of a construction loss control program, assist in the development of crisis management and disaster control and recovery plans; and,
- Risk Management Information Systems Services to prepare monthly and annual reports summarizing progress, accomplishments, current and planned activities, safety, claims and other pertinent information.

Continuation of the brokerage administrative services is vital to MTA's administration of the OCIP. The OCIP provides the essential insurance coverage for contractors solely involved in MTA's capital improvement construction projects.

A 20% MBE participation goal was established for this contract to ensure the same level of MBE participation to this contract from the last.

Fund Source: 100% Special (Transportation Trust Fund)

Appropriation Code: J05H0105

Resident Business: Yes

MD Tax Clearance: 17-2341-0111

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Hand Carried

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

DBM Remarks: Retroactive approval requested pursuant to §11-204(c) State Finance & Procurement Article. DBM has determined that this contract 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 Item was withdrawn as Item 7-S from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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October 4, 2017



DBM 36B

Hand Carried

Contact: Joseph Sedtal 410-767-3351
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14-S. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration
Services Contract

Contract ID: Uniform Rental Services, MTA-1261

Contract Description: **RETROACTIVE** - Provide maintenance personnel uniform laundry services, including pick-up and delivery at designated agency sites during the re-procurement for services and transition to the new contract award.

Award: Ace Uniform Services, Inc.
Baltimore, MD

Term: 9/25/2014 – 8/31/2015

Amount: \$219,855 (Approx. 1 Year)

Procurement Method: Sole Source

MBE Participation: None

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: Request for retroactive approval of a Sole Source contract to provide maintenance personnel uniform laundry services, including pick-up and delivery at designated agency sites during the continuation of services through the re-procurement and transition to a new contractor.

The previous contract with Ace Uniform Services, Inc. was approved by the BPW on September 10, 2008 as DBM Item 3-S. The single two-year renewal option was also approved by the BPW; and a one-year extension to allow time to complete a new procurement was approved by the BPW on August 21, 2013 as DBM Item 16-S-MOD.

MTA extended the contract with Ace Uniform Services, Inc. under its delegated authority from DBM for an additional nine months (9/25/2014 – 6/24/2015) to ensure services continued while the competitive procurement for a replacement contract was completed. The new competitive procurement was completed, and the new contract award to UniFirst Corporation was approved by the BPW on March 18, 2015 as DBM Item 1-S.

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Hand Carried

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

However, additional funds were required for the uniform services than MTA accounted for in its extension and additional time was needed to transition to the new contractor to begin to provide services. Therefore, this request covers the nine-month extension period as well as two additional months for the transition of services.

Fund Source: 100% Special (Transportation Trust Fund)

Appropriation Code: J0503710

Resident Business: Yes

MD Tax Clearance: Denied - SDAT Issue: Contractor is working to obtain compliance.

DBM Remarks: Retroactive approval requested pursuant to §11-204(c) State Finance & Procurement Article. DBM has determined that this contract 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 Item was withdrawn as Item 8-S from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department of Budget and Management
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph Sedtal 410-767-3351
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15-S-MOD. MARYLAND DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration
Services Contract Modification

Contract ID: MTA Operations Monitoring Services Program; MTA-1349;
ADPICS # COH38856

Contract Approved: DBM Item 9-S (11/14/2012)

Contractor: Tindale Oliver & Associates, Inc.
Baltimore, MD

Contract Description: Provide professional services in support of the MTA's Operations Monitoring Program and the provision of on-call operations monitoring services in support of MTA's fixed route bus, light rail, Metro, and MARC modes. Monitoring shall include stop and station monitoring for compliance with the Americans with Disabilities Act (ADA), as well as on-call criteria to be assigned by MTA.

Modification Description: **RETROACTIVE** – Mod to extend the contract term and increase the available funding for actions taken by MTA without proper approval by the BPW or DBM over a 22 month period.

Original Contract Term: 11/19/2012 – 11/18/2015 (w/2 one-year renewal options)

Modification Term: 11/19/2015 – 9/30/2017

Original Contract Amount: \$2,257,200 (3 Years)

Modification Amount: \$1,348,301 (22 Months)

Prior Modifications/Options: \$746,839 [Opt. #1: 11/19/2015 – 11/18/2016: DBM Item 5-S-OPT (11/4/2015)]

Revised Total Contract Amount: \$4,352,340

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

Original Procurement Method: Competitive Sealed Proposals

Hand Carried

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

MBE Participation: 25%

MBE Compliance: 22.1%

Requesting Agency Remarks: Request for retroactive approval of a modification to provide needed ADA compliance monitoring and operations support to the MTA Operations Control Center (OCC) and cover additional monies paid to the contractor for services provided beyond approved BPW and DBM delegated authority.

Tindale Oliver & Associates, Inc. has provided ADA compliance monitoring and operations support to the MTA OCC for the past five years. Services include:

- Providing ADA compliance and safety monitoring on the Bus, Metro, and MARC system;
- Assisting the Office of Service Development by collecting field data such as ridership counts, on-time performance monitoring, rider experience/customer service surveys, intercept surveys, and origin/destination surveys;
- Providing ADA expertise and guidance to the MTA in instances when issues may arise during operations on the bus or rail system or at MTA facilities;
- Assisting the MTA in providing customer service support during construction events along rail lines or major bus routes when detours or shuttle buses are necessary;
- Assisting the MTA with public education and outreach (Transit Ambassadors) during changes to the Baltimore Link bus system when service changes and other key changes are implemented to the system; and,
- Providing customer service (Transit Ambassador) support to MTA Light Rail and bus service during special events at the stadiums and other large venues, such as Ravens games, Orioles games, State Fair, and New Year's Eve.

During this contract, it was discovered that MTA has used more monies than the Board of Public Works had granted authority to use. Additionally, MTA failed to execute a second renewal option for this contract and instead continued to extend the contract with the contractor through change orders. These additional funds were needed in order to maintain essential ADA compliance services as well as to provide the operations and customer service support needed to ensure that MTA meets its stated mission, to provide safe, efficient and reliable transit across Maryland with world-class customer service.

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Hand Carried

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

Fund Source: 100% Special (Transportation Trust Fund)

Appropriation Code: J00H0102

Resident Business: Yes

DBM Remarks: Retroactive approval requested pursuant to §11-204(c) State Finance & Procurement Article. DBM has determined that this contract 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 Item was withdrawn as Item 12-S-MOD from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System of Maryland
ACTION AGENDA
October 4, 2017



*Contact: Thomas Hickey 410-576-5736
thickey@usmd.edu
USM Rep: Joe Evans*

1-C. UNIVERSITY OF MARYLAND, COLLEGE PARK
Construction Contract

Contract ID: Animal Sciences Building, Wing III
Replace Four Air Handling Units
RFP# 52513-E

Description: Replace four air handling units to serve the Animal Sciences Building, Wing III. The new units will be installed in the mechanical room within the basement area.

Contractor: Maryland Mechanical Systems, Baltimore, MD

Contract Term: 240 calendar days

Amount: \$2,750,000

Procurement Method: Competitive Sealed Proposals

Proposals:

Proposer	Technically Acceptable	Offer
Maryland Mechanical	Yes	\$2,750,000
W.L. Gary Company	Yes	\$3,485,000
American Combustion Industries	Yes	\$3,515,290
Denver-Elek	Yes	\$3,950,000

Fund Source: MCCBL of 2013: *Provide funds to design, construct, and equip campuswide infrastructure improvements at the College Park campus.*
Item 058. \$1,332,669

MCCBL of 2015: *Provide funds to design, construct, and equip campuswide infrastructure improvements at the College Park campus.*
Item 154. \$1,692,331

MBE Participation: 15%
Subgoal: 7% African American

Performance Security: Equal to contract amount

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1-C. UNIVERSITY OF MARYLAND, COLLEGE PARK
Construction Contract

Requesting Institution Remarks: This solicitation was advertised in *eMaryland Marketplace*. Four firms responded to the solicitation. The University deemed all firms technically acceptable and reasonably susceptible of award. Award is recommended to Maryland Mechanical Systems as the lowest-priced, technically-acceptable offer.

Resident Business: Yes

MD Tax Clearance: 17-2513-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System of Maryland
ACTION AGENDA
October 4, 2017



Contact: Thomas Hickey 410-576-5736
thickey@usmd.edu
USM Rep: Joe Evans

2-C. UNIVERSITY OF MARYLAND, COLLEGE PARK
Construction Contract

Contract ID: Construction Management at Risk for the
School of Public Policy
RFP# 49788-K

Recommendation: Award construction management at risk contract

Project: This office/classroom building project will provide 69,700 GSF/38,355 NASF of space for the School of Public Policy to meet its strategic plan goals for growth as well as allow the School to consolidate operations in a single location (by vacating Van Munching Hall and two other campus buildings). This project will enhance the ability of the School of Public Policy to become one of the top-ten public policy programs in the nation.

This item is for award of pre-construction services. The University anticipates that it will later present bid packages to the Board to be awarded to the contractor during the construction phase.

The University anticipates the final value of this contract will be approximately \$37 million.

The overall project estimate is \$45 million which includes design, construction and equipment.

Contractor: J. Vinton Schafer & Sons, Inc., Baltimore, MD

Contract Term: 10/4/2017 – 6/13/2018 (pre-construction phase)

Amount: \$170,280 (pre-construction services)

Procurement Method: Competitive Sealed Proposals

Proposals:

Proposer	Technically Acceptable	Offer
J. Vinton Schafer & Sons, Inc.	Yes	\$2,967,261
Gilbane Building Company	Yes	\$3,281,933
Barton Malow Company	Yes	\$4,066,330
Turner Construction	Yes	\$4,229,196

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2-C. UNIVERSITY OF MARYLAND, COLLEGE PARK (cont'd)
Construction Contract

Funding: MCCBL of 2017: *Provide funds to continue design and begin construction of the School of Public Policy Building, provided that notwithstanding Section 6 of this Act, work may commence on this project prior to the appropriation of all funds necessary to complete this project.* Item # 179

MBE Participation: 30%
Subgoals: 7% African American
4% Asian American

Performance Security: Equal to contract amount

Requesting Institution Remarks: This solicitation was advertised in *eMaryland Marketplace*. Six technical proposals were received; the University evaluation committee found four proposals to be technically acceptable and susceptible for award. Those offerors were invited to submit a price proposal. Award is recommended to J. Vinton Schafer & Sons, Inc. as the lowest priced, technically acceptable offer.

This Item recommends award for pre-construction services only. If the University and the Contractor agree to a cost for construction, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs, which includes the CM's construction services fee.

Resident Business: Yes

MD Tax Clearance: 17-2547-1000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System of Maryland
ACTION AGENDA
October 4, 2017



Contact: Thomas Hickey 410-576-5736
thickey@usmd.edu
USM Rep: Joe Evans

3-C. UNIVERSITY OF MARYLAND, COLLEGE PARK
On-Call Construction Contract Renewal Option

Contract ID: On-Call General Contracting Services for Small Projects
Small Business Reserve
RFP #84919-A

Contract Approved: USM Item 6-C (10/7/2015)

Contractors: Baltimore Contractors, Inc, Glen Burnie, MD
Garcete Construction Company, Inc, Bladensburg, MD
Hayes Construction, Phoenix, MD
M&S Enterprises, Inc., Shady Side, MD
Mid-Atlantic General Contractors, Inc, Beltsville, MD
Rich Moe Enterprises, Upper Marlboro, MD

Contract Description: On-call general contracting services for small facilities management projects at the University of Maryland, College Park and other institutions of the University System of Maryland, on an as-needed basis.

Option Description: First renewal option

Original Term: 10/8/2015 – 10/9/2017 (w/three 1-year renewal options)

Original Amount: NTE \$6,000,000 (2-yr base award)

Option Amount: NTE \$3,000,000

Procurement Method: Competitive Sealed Proposals

MBE Participation: N/A

MBE Compliance: N/A

Performance Security: Equal to contract amount

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 University System of Maryland
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3-C. UNIVERSITY OF MARYLAND, COLLEGE PARK (cont'd)
On-Call Construction Contract Renewal Option

Requesting Institution Remarks: Renewal is recommended for all six firms based on satisfactory performance. This is the first renewal of three renewal options for SBR on-call general contracting services. For projects under \$20,000, the University will assign task orders to the contractors on a rotating basis. For projects over \$20,000, the six contractors will compete for award of the task order. Implementation will be on task-order basis. Task orders will not exceed \$50,000. Estimated cumulative dollar volume per year for this general contracting work for all contractors combined is \$3 million.

Funding: Various Institutional Funds

Resident Business/MD Tax Clearance:

Company Name	Resident Business	MD Tax Clearance
Baltimore Contractors	Yes	17-2555-1111
Garcete Construction Company	Yes	17-2558-0101
Hayes Construction	Yes	17-2557-1111
M&S Enterprises Inc	Yes	17-2556-0111
Mid-Atlantic General Contractors	Yes	17-2559-0101
Rich Moe Enterprises	Yes	17-2554-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System of Maryland
ACTION AGENDA
October 4, 2017



*Contact: Thomas Hickey 410-576-5736
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USM Rep: Joe Evans*

4-RP. UNIVERSITY OF MARYLAND, COLLEGE PARK
Surplus Property

Recommendation: That the Board of Public Works declare surplus ten University of Maryland properties totaling approximately 29.4 acres in College Park.

Properties:

- (1) **Metzerott Road Properties** (4100, 4103, 4109 Metzerott Road)
- (2) **Parcel B** (immediately north of The Hotel at UMD, 7777 Baltimore Ave.)
- (3) **Parcel C** (immediately northeast of The Hotel at UMD, 7777 Baltimore Ave.)
- (4) **8320-8400 Baltimore Avenue**
- (5) **Building 6** (7761 Diamondback Drive)
- (6) **Building 11** (4425 Campus Drive)
- (7) **Old Leonardtown** (4608, 4610, 4624, 4642, 4644 Norwich Road)
- (8) **Paint Branch Building** (4505 Campus Drive)
- (9) **Parking Lot** (immediately east of Ritchie Coliseum, 7675 Baltimore Ave.)
- (10) **UMD Land** (southern wing of Service Building, 7757 Baltimore Ave.)

Remarks:

1. The University's mission includes using "educational resources to provide the greatest possible benefit to the citizens of the State and to foster economic development." See §10-205(c), Education Article, Annotated Code of Maryland. The University's on-going Greater College Park initiative works to link the University's academic and research endeavors with the economic development of the surrounding community, using a place-making approach to real estate to enhance the University's recruitment and retention of top students, faculty, and staff.
2. The University intends to convey these properties to Terrapin Development Company, LLC, a recently-created business entity. The creation of Terrapin Development Company, LLC and the proposed transfer of these ten properties is the next step in the Greater College Park initiative. TDC is a two-member limited liability company comprising the University and the University of Maryland College Park Foundation. Each member will invest real property and other assets. Each member appoints directors to the governing board.
3. The University's real property investment in TDC consists of the ten properties recommended to be declared surplus in this Item. After appropriate notice to the Budget Committees, the University intends to return promptly to the Board to recommend approval to convey three of the properties – the Metzerott Road properties, Parcel B, and Parcel C (approximately 11.2 acres) – to TDC.

Supplement C
University System of Maryland
ACTION AGENDA
October 4, 2017



4-RP. UNIVERSITY OF MARYLAND, COLLEGE PARK (cont'd)

4. The University intends to provide TDC with a ten-year exclusive option to acquire the other seven properties (when a development opportunity is ripe). These seven properties comprise approximately 18.2 acres are familiarly identified as: 8320-8400 Baltimore Avenue; Building 6; Building 11; Old Leonardtown; Paint Branch Building; Parking Lot; and UMD Land.
5. The University System of Maryland Board of Regents approved the creation of TDC and the transfer of these properties to TDC at its April 21, 2017 meeting.
6. State Clearinghouse conducted an intergovernmental review on August 30, 2017 (MD201770605-0461) and recommended:

To declare the ten (10) properties totaling +/- 29.4 acres at 4100, 4103, 4109 Metzerott Road; Parcel B (immediately north of The Hotel at UMD, 7777 Baltimore Avenue); Parcel C (immediately northeast of The Hotel at UMD, 7777 Baltimore Avenue); 8320-8400 Baltimore Avenue; 7761 Diamondback Drive; 4425 Campus Drive; 4608, 4610, 4624, 4642, 4644 and 4644 Norwich Road; 4505 Campus Drive; Parking Lot (immediately east of Ritchie Coliseum, 7675 Baltimore Avenue); UMD Land (southern wing of Service Building, 7757 Baltimore Avenue) College Park, MD 20740 surplus to the needs of the State contingent upon consideration of the City of College Park's requests at the time of transfer.

7. The City Council of College Park voted on August 8, 2017 to support the transfer of the three parcels and the option to transfer the seven parcels to TDC contingent on the University, TDC, and the City signing a written agreement before the Board of Public Works declared the properties to be surplus. The written agreement will commit TDC and its successors to:
 - Include the City in the development planning process for all properties
 - Consult with the City before entering into ground leases for Parcels B, C.
 - Consult with the City before receiving the transfer of any of the seven future properties about disposition (sale or long-term lease).
 - Provide description of the current development plan for the property
 - With the University, to consent to annexation of the Metzerott Road properties with no conditions and to support all annexation processes if requested by the City before conveyance to TDC.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System of Maryland
ACTION AGENDA
October 4, 2017



Contact: Thomas Hickey 410-576-5736
thickey@usmd.edu
USM Rep: Joe Evans

5-GM. GENERAL MISCELLANEOUS

Recommendation: That the Board of Public Works approve use of general obligation bond funding proceeds for the following contracts totaling \$110,923

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

**University of Maryland, College Park
A. James Clark Hall**

1. **Description:** Fourier Transform Infrared Spectrometer (FTIR)
Procurement Method: Simplified Procurement - Competitive
Award: Bruker Optics, Inc., Billerica, MA
Amount: \$50,944
Fund Source: MCCBL of 2017: *Provide funds to continue construction of and begin equipping new bioengineering building, provided that notwithstanding Section 6 of this Act, work may continue on this project prior to the appropriation of all funds necessary to complete this project.* Item #176
Resident Business: No
MD Tax Clearance: 17-2506-1111

2. **Description:** High Performance Liquid Chromatography System.
Procurement Method: Vendor Contract
Award: Fisher Scientific CO, LLC, Hanover Park, IL
Amount: \$59,979
Fund Source: MCCBL of 2017: *Provide funds to continue construction of and begin equipping new bioengineering building, provided that notwithstanding Section 6 of this Act, work may continue on this project prior to the appropriation of all funds necessary to complete this project.* Item #176
Resident Business: No
MD Tax Clearance: 17-2497-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
 Department of Information Technology
ACTION AGENDA
 October 4, 2017



Hand Carried

*Contact: Joseph Sedtal (410) 767-3351
 JSedtal@mta.maryland.gov
 Carla Thompson (410) 697-9667
 Carla.Thompson@maryland.gov*

1-IT. DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration

Recommendation: That the Board of Public Works ratify MTA’s payment of compensation to a vendor who provided MTA services without a valid contract.

Authority: § 11-204(b) State Finance & Procurement Article,
 Annotated Code of Maryland

ID: Labor and Employee Relations Software Licenses (TT-15748)

Services: Labor and employee resources software licenses allowing users to monitor and track labor relations and disputes.

Vendor: LaborSoft, Inc., Braintree, MA

Dates: 9/1/2015 – 9/20/2017

Amount: \$120,000

Remarks: MTA’s contract with LaborSoft, Inc. for software licenses allowed MTA employees to monitor and track labor relations and disputes. The contract expired June 30, 2015. MTA continued to receive services and made two payments (2015 and 2016) after the contract expired totaling \$120,000.

Fund Source: Special (Transportation Trust Fund)

Approp. Code: J0503710

Resident Business: No

MD Tax Clearance: 17-2523-0000

This item was withdrawn as Item 5-IT from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph Sedtal (410) 767-3351
JSedtal@mta.maryland.gov
Carla Thompson (410) 697-9667
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2-IT. DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration

Recommendation: That the Board of Public Works ratify MTA’s payment of compensation to a vendor who provided MTA services without a valid contract.

Authority: § 11-204(b) State Finance & Procurement Article,
Annotated Code of Maryland

ID: Document Scanning (TT-15883B)

Services: Document scanning services on on-call basis

Vendor: Micrographic Equipment Design, Inc., Millersville, MD

Dates: 9/17/2015 – 9/20/2017

Amount: \$258,320

Remarks: MTA procured document-scanning *services* from the vendor through a DGS State-wide document-scanning *hardware* contract. When MTA realized the services were not within the contract’s scope, it stopped the services (August 8, 2017).

Fund Source: Special (Transportation Trust Fund)

Approp. Code: J0503710

Resident Business: Yes

MD Tax Clearance: 17-2404-1111

This item was withdrawn as Item 6-IT from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
 Department of Information Technology
ACTION AGENDA
 October 4, 2017



Hand Carried

*Contact: Joseph Sedtal (410) 767-3351
 JSedtal@mta.maryland.gov
 Carla Thompson (410) 697-9667
 Carla.Thompson@maryland.gov*

3-IT. DEPARTMENT OF TRANSPORTATION
Maryland Transit Administration

Recommendation: That the Board of Public Works ratify MTA’s payment of compensation to a vendor who provided MTA services without a valid contract.

Authority: § 11-204(b) State Finance & Procurement Article,
 Annotated Code of Maryland

ID: Automatic Passenger Counting/Monitoring S-W Maintenance (TT-16028)

Services: Software and associated maintenance that automatically counts and monitors passengers.

Vendor: Urban Transportation Association, Inc., Cincinnati, OH

Dates: 9/18/2015 – 9/20/2017

Amount: \$35,516

Remarks: MTA’s contract for software and associated maintenance that automatically counts and monitors passenger expired on September 18, 2015. MTA continued to receive services and pay the vendor after the contract expired. The last payment was made on August 1, 2017.

Fund Source: Special(Transportation Trust Fund)

Approp. Code: J0503710

Resident Business: No

MD Tax Clearance: 17-2397-0000

This item was withdrawn as Item 7-IT from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS	THIS ITEM WAS:								
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%; text-align: center;">APPROVED</td> <td style="width: 25%; text-align: center;">DISAPPROVED</td> <td style="width: 25%; text-align: center;">DEFERRED</td> <td style="width: 25%; text-align: center;">WITHDRAWN</td> </tr> <tr> <td></td> <td style="text-align: center;">WITH DISCUSSION</td> <td style="text-align: center;">WITHOUT DISCUSSION</td> <td></td> </tr> </table>	APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN		WITH DISCUSSION	WITHOUT DISCUSSION		
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN						
	WITH DISCUSSION	WITHOUT DISCUSSION							



Larry J. Hogan
Governor

Boyd K. Rutherford
Lt. Governor

Pete K. Rahn
Secretary

BOARD OF PUBLIC WORKS (BPW)

ACTION AGENDA

October 4, 2017

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General/Miscellaneous	36 - 43

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Donna DiCerbo
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ddicerbo@mdta.state.md.us

1-AE. MARYLAND TRANSPORTATION AUTHORITY
Architecture/Engineering Contract

Contract ID: Construction Management and Inspection Services; *MDTA 2016-02 C, D, E & G*
(AE 3021, AE 3022, AE 3023, AE 3025)

Contract Description: These contracts are the final four of eleven open-ended, task- order based contracts to provide Construction Management and Inspection Services.

Awards:	Rummel, Klepper & Kahl, LLP Baltimore, MD	Contract C
	A. Morton Thomas and Associates, Inc./ Prime AE Group, Inc. (JV) Towson, MD	Contract D
	STV Incorporated, Inc./ KCI Technologies, Inc. (JV) Baltimore, MD	Contract E
	O'Connell & Lawrence, Inc./ ATCS, PLC/ Whitney, Bailey, Cox & Magnani, LLC Olney, MD	Contract G

Contract Term: 10/19/2017* – 09/30/2022 (*or earlier upon BPW approval)

Amount: \$12,000,000 NTE - Contract C
\$10,000,000 NTE - Contract D
\$10,000,000 NTE - Contract E
\$9,000,000 NTE – Contract G
(Grand Total NTE \$41,000,000)

Procurement Method: Maryland Architectural and Engineering Services Act

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



1-AE. MARYLAND TRANSPORTATION AUTHORITY (cont'd)

Proposals:

	Technical Proposal Rating (Max 3000)	Technical Ranking	NTE Price
Whitman, Requardt & Associates, LLP Baltimore, MD	2553.0	1	(Contract A) Approved 9/20/17
Johnson, Mirmiran & Thompson, Inc. Hunt Valley, MD	2514.0	2	(Contract B) Approved 9/20/17
Rummel, Klepper & Kahl, LLP Baltimore, MD	2459.27	3	\$12,000,000 (Contract C)
A. Morton Thomas & Associates, Inc./ Prime AE Group, Inc. (JV) Baltimore, MD	2441.7	4	\$10,000,000 (Contract D)
STV, Incorporated/ KCI Technologies, Inc. (JV) Baltimore, MD	2439.6	5	\$10,000,000 (Contract E)
EBA Engineering, Inc./ Stantec Consulting Services, Inc./ Michael Baker International (JV) Baltimore, MD	2438.6	6	(Contract F) Approved 9/20/17
O'Connell & Lawrence, Inc./ ATCS, P.L.C./ Whitney, Bailey, Cox & Magnani, LLP (JV) Olney, MD	2421.4	7	\$9,000,000 Contract G
WSP USA Inc./ Wallace, Montgomery & Associates, LLP (JV) Baltimore, MD	2417.83	8	(Contract H) Approved 9/20/17
AECOM Technical Services, Inc. Hunt Valley, MD	2399.6	9	(Contract I) Approved 9/20/17

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017**



1-AE. MARYLAND TRANSPORTATION AUTHORITY (cont'd)

Proposals:

	Technical Proposal Rating (Max 3000)	Technical Ranking	NTE Price
Greenman-Pedersen, Inc./ Gannett Fleming, Inc. (JV) Annapolis Junction	2373.0	10	(Contract J) Approved 9/20/17
Development Facilitators, Inc./ CES Consulting, LLC (JV) Millersville, MD	2337.3	11	(Contract K) Approved 9/20/17
Alpha Construction and Engineering Corporation/ Dewberry Consultants, LLC (JV) Baltimore, MD	2293.6	12	N/A
Century Engineering, Inc./ Urban Engineers, Inc. (JV) Hunt Valley, MD	2293.3	13	N/A
Brudis & Associates, Inc./ CDM Smith, Inc./ Volkert, Inc. (JV) Columbia, MD	2117.2	14	N/A
HAKS Engineers, Inc./ Kumi Construction Management Corporation/ Sabra, Wang & Associates, Inc. (JV)	2093.67	15	N/A

MBE Participation: 25%

VSBE Participation: 1%

Incumbents: Johnson, Mirmiran & Thompson, Inc.
Sparks, MD

STV Incorporated/
KCI Technologies, Inc. (JV)
Baltimore, MD

Rummel, Klepper & Kahl, LLP
Baltimore, MD

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



1-AE. MARYLAND TRANSPORTATION AUTHORITY (cont'd)

Incumbents (cont'd): Whitman, Requardt & Associates, LLP/
O'Connell & Lawrence, Inc.(JV)
Baltimore, MD

WSP USA, Inc./
Wallace, Montgomery & Associates, LLP (JV)
Baltimore, MD

A Morton Thomas & Associates, Inc./
Urban Engineers, Inc. (JV)
Baltimore, MD

Greenman-Pedersen, Inc./
Gannett Fleming, Inc. (JV)
Annapolis Junction, MD

Century Engineering, Inc./
Development Facilitators, Inc./
Michael Baker International, Inc.
Hunt Valley, MD

AECOM Technical Services, Inc./
URS Corporation/
Stantec Consulting Services, Inc. (JV)
Baltimore, MD

Requesting Agency Remarks: On April 29, 2016, the solicitation was advertised in The Daily Record and on eMaryland Marketplace, with Expressions of Interest due on June 1, 2016.

The consultant shall provide construction management and inspection services related to the construction phase of various Maryland Transportation Authority projects.

Services shall include; constructability reviews, pre-construction conferences and detailed inspections of all construction work, maintenance of traffic, utility coordination, etc. The established MBE goal for these contracts is 25% and the established VSBE goal is 1%; all firms have submitted proposals meeting this goal.

These contracts include a provision authorizing an extension for up to one-third of the original term to spend funds remaining on the Contract as provided in the Revised Board Advisory 1995-1.

Fund Source: 100% Special Funds (Toll Revenue)

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



1-AE. MARYLAND TRANSPORTATION AUTHORITY (cont'd)

Approp. Code: J00J00.41 & J00J00.42

Resident Business: Yes

MD Tax Clearance:

Rummel, Klepper & Kahl, LLP	17-2380-1111
Morton Thomas & Associates, Inc./ Prime AE Group, Inc. (JV)	17-2381-1111
STV Incorporated, Inc./ KCI Technologies, Inc. (JV)	17-2382-1111
O'Connell & Lawrence, Inc./ATCS, P.L.C./ ATCS, P.L.C./ Whitney, Bailey, Cox & Magnani, LLC (JV)	17-2383-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Joseph Sedtal
410-767-3351
jsedtal@mta.maryland.gov

2-E-MOD. MARYLAND TRANSIT ADMINISTRATION
Modification-Equipment

Contract ID: MARC Multilevel Procurement; T-8000-0341
ADPICS No.: CO342300

Contract Approved: DOT Agenda 11/02/2011, Item 5-E

Contractor: Bombardier Transit Corporation
Baltimore, MD

Contract Description: The contract is for the purchase of 54 multi-level railcars to replace 26 MARC coaches and expand the MARC vehicle fleet.

Modification Description: Modification No. 4 is a change order to replenish monies used from contract funds to cover costs beyond original estimates.

Original Contract Term: 11/03/2011-07/29/2016

Modification Term: 10/19/2017* - 06/30/2018 (*or earlier upon BPW approval)

Original Contract Amount: \$153,080,699

Modification Amount: \$ 443,804

Prior Mods/Options: \$ 2,047,234 (Modification No.1 - BPW 05/02/2012; 12-E-MOD)
\$ 1,298,995 (Modification No.2 - BPW- 05/29/2013; 16-E-MOD)
\$ 423,383 (Modification No.3 - BPW- 05/13/2015; 8-E-MOD)
\$ 0 (FMIS only time-extension)

Revised Total Contract Amount: \$157,294,115

Percent +/- Change: +0.13% (Modification No.1)
+0.84% (Modification No.2)
+0.3% (Modification No.3)
+0.28% (Modification No.4, *this agenda item*)

Overall Percent +/-: 2.75%

DBE Participation: 10%

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



2-**E**-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Original Procurement Method: Intergovernmental Cooperative Purchase

DBE Compliance: 10%

Requesting Agency Remarks: Modification No. 4 provides for an increase in required testing due to federal regulatory changes and a change in emergency signage as required by the Federal Railroad Administration after the contract was signed. The modification includes the full release of the Contractor from liquidated damages related to the late delivery of vehicles pursuant to the contract. At this time, MARC Train Service has not taken full receipt of the railcars due to required FRA testing requirements, therefore, the contract remains active.

Fund Source: 80% Federal; 20% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0105

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



2-E-MOD. MARYLAND TRANSIT ADMINISTRATION *(cont'd)*

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$153,080,699	11/03/2011- 07/29/2016	11/02/2011; 5-E	
Modification #1	\$2,047,235	04/23/2013 - 07/29/2016	05/02/2012; 12-E- MOD	Indices formula adjustment and upgrade of brake system for 15 cars.
Modification #2	\$1,298,995	07/01/2013 – 07/29/2016	05/29/2013; 16-E MOD	Increase contract value and Positive Train Control Implementation
Modification #3	\$423,383	05/14/2015 – 08/12/2016	05/13/2015; 8-E-MOD	Increase contract value to enhance equipment, testing, and operations support
FMIS ONLY	\$0	08/12/2016 – 06/30/2018	FMIS ONLY	Increase time for final close out.
Modification #4	\$443,804	10/19/2017* - 06/30/2018	10/04/2017; 2-C-MOD	Provide additional funds for required federal regulatory changes and a change in mandated emergency signage on vehicles
Revised Amount	\$157,297,116			

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Joseph Sedtal
410-767-3351
jsedtal@mta.maryland.gov

3-C-MOD. MARYLAND TRANSIT ADMINISTRATION
Modification- General Maintenance

Contract ID: MARC Third Party Operations and Maintenance Services; MTA-1360
ADPICS No.: CO349220

Contract Approved: DOT Agenda 10/17/2012, Item 14-GM

Contractor: Bombardier Transportation Services USA Corp
Horsham, PA

Contract Description: The contract is for the Provision of passenger railroad service on the Camden and Brunswick Lines of the MARC Commuter Rail System. The contract provides both for operating service and maintenance of equipment, facilities, and right of way used in providing the service.

Modification Description: Modification No. 4 is a change order to replenish monies used from contract funds to cover costs beyond original estimates.

Original Contract Term: 10/18/2012 -06/17/2018

Original Contract Amount: \$204,686,939

Modification Term: 10/19/2017* – 06/17/2018 (*or earlier upon BPW approval)

Modification Amount: \$10,282,588

Prior Mods/Options: \$ 0 (Modification No.1-DCAR 03/25/2013)
\$ 0 (Modification No.2-DCAR 07/07/2014)
\$23,999,945 (Modification No.3 - BPW 11/20/2013; 8-M-MOD)

Revised Total Contract Amount: \$238,969,472

Percent +/- Change: +4.5%

Overall Percent +/-: 16.74%

DBE Participation: 7.0%

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



3-C-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Original Procurement Method: Competitive Sealed Proposals

DBE Compliance: 7%

Requesting Agency Remarks: Modification No. 4 provides for changes needed to comply with regulatory changes made by the FRA, facility changes for additional site support and an increased level of service for snow events, and an increased level for maintenance items. This modification also provides for a negotiation of liquidated damages. MARC has initiated prior modifications that did not require Board approval and as changes were requested, they were kept in the sequential order; however, Modification 3 is the first actual Modification that required Board approval and was listed as Modification 1 on previous Board agendas. The items listed on what MARC deems Modifications 2 and 3 were executed through DCAR. The dates are listed on this agenda.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0105

Resident Business: No

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



3-C-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$204,686,939	10/18/2012- 06/17/2018	10/17/2012 Item 14-GM	Original Contract
Modification #1	\$0	03/25/2013 - 06/17/2018	DCAR 3/25/2013	Language clarification
Modification #2	\$23,999,945	12/02/2013 – 06/17/2018	11/20/2013 Item 8-M- MOD	Maintenance equipment for weekend service and a new lost and found for customers
Modification #3	\$0	07/07/2014 – 06/17/2018	DCAR 07/07/2014	Language clarification
Modification #4	\$10,282,588	10/19/2017* - 06/17/2018 <i>(*or earlier upon BPW approval)</i>	10/04/2017 Item 3-C-MOD	Provide for regulator changes mandated by the FRA. Facility changes for additional site support and an increased level of service for potential weather events.
Revised Amount	\$238,969,472			

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

4-M. MARYLAND AVIATION ADMINISTRATION
Maintenance Contracts

Contract ID: Winter Holiday Decorative Services at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airport; *MAA-MC-17-023*
ADPICS No.: MAAMC17023

Contract Description: This contract provides for design, installation, refurbishment, removal and storage of winter holiday decoration and informative displays at Baltimore/Washington International Thurgood Marshall Airport.

Award: Jan Ferguson Inc.
Annapolis, MD

Contract Term: 10/19/2017* – 10/18/2022 (*or earlier upon BPW Approval)

Amount: \$1,000,000 NTE

Procurement Method: Competitive Sealed Proposals

Proposals:	Technical Ranking	Financial Ranking	Overall Ranking
Jan Ferguson Inc. Annapolis, MD	1	\$ 844,639 (3)	1
Hawkeye Construction, LLC Rosedale, MD	2	\$ 808,802 (2)	2
Interior Plantscape Inc. Laurel MD	3	\$ 556,262 (1)	3
Eventions LLC Windsor Mill MD	4	\$2,660,380 (4)	4

*Technical ranking carried heavier weight than the financial offer ranking.

MBE Participation: 22.5%

Performance Security: Performance and Payment Bonds at 50% of the Annualized Contract Amount

Incumbent: Hawkeye Construction, LLC
Rosedale, MD

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



4-M. MARYLAND AVIATION ADMINISTRATION (cont'd)

Requesting Agency Remarks: The budget for this procurement is not to exceed \$1,000,000.

This solicitation was advertised on eMaryland Marketplace and Maryland Department of Transportation Maryland Aviation Administration (MDOT MAA) website. eMaryland Marketplace notified 292 firms. The MDOT MAA directly solicited forty-nine prospective offerors. The solicitation was sent to the Governor's Office of Minority Affairs and five minority business associations on February 16, 2017. Twenty-seven sets of specifications were obtained by offerors; eight proposals were received.

The Panel determined three offerors did not conform to all material aspects of the requirements contained in the solicitation relating to the MBE participation. Thus, making their proposals not reasonably susceptible of being selected for award. Another offeror did not continue participating in the procurement process, the Procurement Officer deemed the offeror not reasonably susceptible of being selected for award. The MDOT MAA rejected all four proposals; no protest was filed.

The Selection Panel determined, of the remaining four offerors deemed susceptible to award, that Jan Ferguson Inc. was ranked the highest technically based on the combination of their 20 years' experience in design, procurement, refurbishment, installation and maintenance of commercial holiday decorations at similar sized facilities. The oral presentation from Jan Ferguson Inc. demonstrated an excellent understanding of the RFP and the decorative elements that MDOT MAA is seeking. Although, the Panel gave Jan Ferguson Inc.'s financial offer a ranking of three, Jan Ferguson Inc. was ranked number one because the technical proposal was superior as compared to the other offerors and the technical aspects were deemed more important than price alone.

The MBE goal established for this contract is 15%; however, the Contractor has committed to exceed the goal by 7.5%. Additionally, Jan Ferguson Inc. is a certified MDOT Minority Business Enterprise, as well as, a certified Small business Enterprise.

MDOT MAA received a protest. The protest was rejected. No appeal was filed.

Fund Source: 100% Special Funds (Transportation Trust Funds)

Approp. Code: J06I002

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



4-M. MARYLAND AVIATION ADMINISTRATION (cont'd)

Resident Business: Yes

MD Tax Clearance: 17-2337-111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Joseph W. Sedtal
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5-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Contract ID: Light Rail Facilities – Electrical Maintenance Services; *LR-17-068-MT*
ADPICS No.: LR17068MT

Contract Description: This contract provides for electrical maintenance services for the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA)'s Light rail Light Rail facilities located throughout Baltimore City, Baltimore County, and Anne Arundel County, Maryland.

Award: Mona Electric Group, Inc.
Clinton, MD

Contract Term: 10/21/2017* – 10/19/2020
(or earlier upon BPW approval)

Amount: \$469,320 NTE

Procurement Method: Competitive Sealed Bidding

Bids:	Mona Electric Group, Inc. Clinton, MD	\$469,320
	Hawkeye Construction, LLCs Rosedale, MD	\$501,000
	Control Sources Baltimore, MD	\$504,000
	Ligon Electric, Inc. Landover, MD	\$532,560
	Malstrom Electric, Inc. Cockeysville, MD	\$632,000

MBE Participation: 30%

VSBE Participation: 1%

Performance Bond: 33% Annual Performance Bond

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

Living Wage Eligible: Yes

Hiring Agreement: Yes

Incumbent: None

Requesting Agency Remarks: The low bid of \$469,320 is 51% less than the Independent Cost Estimate (ICE) of \$962,000. The ICE was based on market research done within the Maryland area as well as on historical pricing with adjustments made for inflation. In recent years electrical maintenance services were performed as task orders under ancillary contracts and were often of an expedited nature and of a reduced scale compared to other forms of contracts; thereby, raising the cost and skewing the Engineer's Estimate. After further analysis of current industry standards and acknowledging the price effect from economies of scale, MDOT MTA has deemed the bid price offered by Mona Electric Group, Inc. to be within range of current market values. Mona Electric Group, Inc. has a long history of providing facilities maintenance to the State of Maryland and the MDOT MTA is confident that they will deliver the full scope of services for the submitted bid price.

This solicitation was advertised via eMaryland Marketplace on February 3, 2017 notifying 339 vendors, 85 of which were MDOT Certified MBE's. A Bid Opening was conducted on March 9, 2017. Five bids were received.

After bid opening, the highest bidder filed a protest (April 4, 2017) mainly asserting that the solicitation was flawed and lacked several key cost items. MDOT MTA denied this untimely protest citing COMAR 21.10.02.03 (A), which provides that alleged improprieties in a solicitation that are apparent before bid opening shall be filed before bid opening. The decision was not appealed at the Maryland State Board of Contract Appeals.

The Contractor will supply all necessary labor, tools, material, equipment, and transportation required to perform the scope of services. Parts furnished under this contract will be of the latest models in current production. Electrical services will include the maintenance of motor control systems in control buildings, to include heating, air conditioning, compressed air, plumbing, sewage, and water systems; the re-lamping and replacement of ballasts, high-bay and pit-lights in all stations and buildings; the repair/replacement of grounded or faulty circuits.

The MBE goal established for this contract is 30% and Mona Electric Group, Inc. has committed to meeting the entire goal.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0105

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

Resident Business: Yes

MD Tax Clearance: 17-2519-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Joseph Sedtal
(410)767-3351
jsedtal@mta.maryland.gov

6-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Contract ID: Access Control Automated Door Systems Service & Maintenance; *OPS-16-074-MT*
ADPICS No.: OPS16074MT

Contract Description: This contract provides preventative maintenance (PM), regular, emergency repairs to 20 automatic sliding door systems, and one revolving door system.

Awards: Stanley Access Technologies
Queenstown, MD

Contract Term: 10/19/2017 – 10/18/2022
Amount: \$625,000 NTE

Procurement Method: Competitive Sealed Bidding

Bids:	Stanley Access Technologies Queenstown, MD	\$625,000
	Dorma USA, Inc. Columbia, MD	\$766,000
	Easter's Lock and Security Solutions Baltimore, MD	\$811,000

MBE Participation: 0% (Single element of work)

Performance Security: Performance and Payment Bonds for 100% of the award amount

Incumbent: None

Requesting Agency Remarks: The low bid of \$625,000 is 23% less than the revised Independent Cost Estimate (ICE) of \$808,000. The vendor has confirmed that they can perform this work for the proposed cost. The revised ICE includes the total cost per crew for repairs, services and upgrades plus an allotted amount for materials associated with repairs. The initial estimate was one which only addressed the necessary 300 hours of routine preventative maintenance.

This solicitation was advertised on March 17, 2017 with a bid opening date of May 5, 2017. The solicitation was advertised in eMaryland Marketplace, notifying 396 potential contractors.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

Agency Remarks (cont'd):

The contractor will furnish all necessary parts, labor, and equipment in order to make repairs in accordance with manufacturer's specifications and provide preventative maintenance services and emergency repairs of 20 automatic sliding door systems and one revolving door system at the locations listed below:

- Owings Mills Metro Station;
- Old Court Metro Station;
- Milford Mill Metro Station;
- Reisterstown Plaza Metro Station;
- Rogers Avenue Metro Station;
- West Coldspring Metro Station;
- Central Command Center;
- Johns Hopkins Metro Station; and
- Eastern Bus Division

No MBE goal was established due to the single element of work within this contract.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0102

Resident Business: Yes

MD Tax Clearance: 17-2008-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Joseph W. Sedtal
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jsedtal@mta.maryland.gov

7-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Contract ID: Agency Corrosion Control; T-0752-0540
ADPICS No.: T07520540

Contract Description: This contract provides for the performance of verification and maintenance testing of the corrosion control systems of the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) Bus Facilities, Baltimore METRO, and Central Light Rail Line Systems.

Award: Piping & Corrosion Specialties, Inc.
Millersville, MD

Contract Term: 10/19/2017* – 10/18/2022 (*or earlier upon BPW approval)

Amount: \$1,332,768 NTE

Procurement Method: Competitive Sealed Bids

Bids: Piping & Corrosion Specialties, Inc. \$1,332,768
Millersville, MD

Corrpro Companies, Inc. \$2,652,164
West Chester, PA

MBE Participation: 28%

Performance Bond: 20% Annual Performance Bond

Living Wage Eligible: Yes

Incumbent: Corrpro Companies, Inc.
West Chester, PA

Requesting Agency Remarks: The low bid of \$1,332,768 is 18% less than the Engineer's Estimate of \$1,634,946. The MDOT MTA has confirmed with Piping & Corrosion Specialties, Inc. that its bid price covers the complete Scope of Work required under this contract.

This solicitation was advertised via eMaryland Marketplace on April 7, 2017 notifying 894 vendors, 85 of which were MDOT Certified MBEs, and directly soliciting six recommended vendors known to provide these services. A bid opening was held on May 30, 2017.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

Agency Remarks (cont'd):

After bid opening, the higher bidder filed a protest (June 6, 2017) requesting that the MDOT MTA thoroughly review both bids since the bid amounts varied greatly. MDOT MTA denied this protest after a complete review of both bids made it apparent that the higher bidder either misinterpreted or failed to vet certain specifications within the solicitation, particularly those referenced in Addendum 2, which this bidder confirmed that it received. The MDOT MTA's decision was not appealed at the Maryland State Board of Contract Appeals.

The contractor will be required to provide corrosion control designs, perform troubleshooting, repair corrosion control systems, and provide analyses of test results for reporting to the MDOT MTA. The Metro has approximately 12 miles of ballasted tracks and the Central Light Rail Line Systems, approximately 23 miles of ballasted track. Two complete tests of these systems will be performed throughout the term of this contract.

The MBE goal established for this contract is 28%. Piping & Corrosion Specialties, Inc. has committed to meeting the entire goal.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0105

Resident Business: Yes

MD Tax Clearance: 17-2517-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Eric T. Lomboy
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elomboy@sha.state.md.us

8-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Providing Litter Pick-up with 5-Worker Crews at Various Locations in the Marlboro Shop Area in Prince George's County; 432PMF1419SB
ADPICS No.: 432PMF1419

Contract Description: This contract provides litter pick-up with 5-worker crews at various locations in the Marlboro Shop area in Prince George's County.

Awards: JVM Sports Management, LLC
Gwynn Oak, MD

Contract Term: 10/19/2017 – 06/30/2019

Amount: \$282,000 NTE

Procurement Method: Competitive Sealed Bidding (Small Business Reserve)

Bids/Proposals:	JVM Sports Management, LLC t.a. JVM Consulting & Contracting Gwynn Oak, MD	\$282,000
	C & C Management Group, LTD Frederick, MD	\$354,300
	Baltimore-Washington Contracting Company, LLC Stoney Beach, MD	\$397,380
	Desper & Son's Ground Fx Lawns Landscapes, LLC Upper Marlboro, MD	\$404,400
	Buddy's Window Washing Services, LLC Baltimore, MD	\$411,780
	Centropolis Property & Staffing Management, LLC Baltimore, MD	\$413,040

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

Bids (cont'd):	Earn Contractors Gaithersburg, MD	\$456,000
	Colossal Contractors, Inc. Burtonsville, MD	\$489,000
	Manuel Landscaping, Inc. Baltimore, MD	\$552,000
	Carter Construction Services, LLC Bladensburg, MD	\$558,000
	A. Marquez Trucking, Inc. Silver Spring, MD	\$624,000
Living Wage Eligible:	Yes	
MBE Participation:	0% (Limited Subcontracting Opportunities)	
Performance Security:	None	
Incumbent:	C & C Management Group, LTD Frederick, MD	

Requesting Agency Remarks: This contract was advertised on eMaryland Marketplace on March 14, 2017, notifying 801 potential contractors, 200 of which were MDOT-certified Minority Business Enterprises. Bids were opened on April 13, 2017.

The Engineer's Estimate for this contract is \$426,000. The low bid received is 33.80% lower than the Engineer's Estimate. SHA's bid analysis showed that two categories of work accounted for the discrepancy. In Category 1, Item no. 1001 Protection Vehicle, was estimated at \$300.00 a unit day. The low bid was for \$100.00 a unit day, creating a difference of -66.67%. In Category 6, Full Width Litter Pick-Up Five Person Crew Item no. 6001, was estimated at \$700.00 a unit day. The low bid was for \$525.00 a unit day, creating a difference of -25%. The Engineer's Estimate was calculated based on previous contract history with some allowances for increases due to inflation and other variables as best estimated at that time. After review of all bids, in his Bid Justification Memorandum, the Director of the Office of Construction found the low bidders price to be fair and acceptable. SHA has confirmed JVM Sports Management, LLC's bid price.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 17-1251-0000

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Eric T. Lomboy
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elomboy@sha.state.md.us

9-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Highway Maintenance Contract Support at Various Locations in Calvert, Charles, and St. Mary's Counties; 5490051420
ADPICS No.: 5490051420

Contract Description: This contract provides highway maintenance contract support at various locations in Calvert, Charles, and St. Mary's Counties.

Awards: JVM Consulting & Contracting Services
Gwynn Oak, MD

Contract Term: 10/19/2017 – 06/30/2020

Amount: \$1,314,000 NTE

Procurement Method: Competitive Sealed Bidding

Bids/Proposals:	JVM Consulting & Contracting Services Gwynn Oak, MD	\$1,314,000
	Colossal Contractors, Inc. Burtonsville, MD	\$1,614,975
	C & C Management Group, LTD Frederick, MD	\$1,634,070
	Earn Contractors Gaithersburg, MD	\$1,661,625
	Tri-State Solutions of Maryland, LLC Fort Washington, MD	\$1,830,540

Living Wage Eligible: Yes

MBE Participation: 0% (Single Element of Work)

Performance Security: None

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

Incumbent: Colossal Contractors, Inc.
Burtonsville, MD

Requesting Agency Remarks: This contract was advertised on eMaryland Marketplace on April 25, 2017, notifying 771 potential contractors, 193 of which were MDOT-certified Minority Business Enterprises (MBE's). Bids were opened on May 25, 2017.

The Engineer's Estimate for this contract is \$1,608,000. The low bid received is 18.28% lower than the Engineer's Estimate. SHA's bid analysis showed the major cost difference occurred in JVM Consulting & Contracting Services' bid price for labor. JVM bid \$11.00 per hour for unskilled labor. Other bids ranged from \$13.85 to \$15.63 per hour. The Engineer's Estimate was \$13.75 per hour and was based upon previous contracts and the Tier Two Living Wage Rate of \$10.24 per hour. JVM's bid price is low when compared to the Engineer's Estimate and other bidders. SHA has confirmed JVM Consulting & Contracting Services' bid price.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 17-1785-0000

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Eric T. Lomboy
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elomboy@sha.state.md.us

10-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Miscellaneous Roadway Structure Repairs in Caroline, Cecil, Kent, Queen Anne's and Talbot Counties (District 2); AX0647214
ADPICS No.: AX0647214

Contract Description: This contract provides miscellaneous roadway structure repairs in District 2.

Awards: Brawner Builders, Inc.
Hunt Valley, MD

Contract Term: 10/19/2017 – 09/30/2019

Amount: \$1,012,486 NTE

Procurement Method: Competitive Sealed Bidding

Bids/Proposals: Brawner Builders, Inc. \$1,012,486
Hunt Valley, MD

Allied Contractors, Inc. \$1,188,554
Baltimore, MD

Concrete General, Inc. \$1,841,700
Gaithersburg, MD

Living Wage Eligible: Yes

MBE Participation: 0% (Limited Subcontracting Opportunities)

Performance Security: None

Incumbent: Concrete General, Inc.
Gaithersburg, MD

Requesting Agency Remarks: This contract was advertised on eMaryland Marketplace on July 13, 2017, notifying 728, potential contractors, 182 of which were MDOT-certified Minority Business Enterprises (MBE's). Bids were opened on July 13, 2017.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



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

Agency Remarks (cont'd):

The Engineer's Estimate for this contract is \$880,590. The low bid received is 14.98% higher than the Engineer's Estimate. SHA's bid analysis showed the major cost difference occurred in two line items: Item 4009 – bridge repair foreman. The engineer's estimate for this item was \$56 per hour, but bid at \$120 per hour creating a difference of \$158,750. Item 4010 – skilled labor. The engineer's estimate for this item was \$28 per hour, but bid at \$50 per hour creating a difference of \$115,500. The estimate for these items were calculated based on current and past contracts. However, this contract was modified with the addition of "Multi-County/Shop Work Sites" requirement, requiring the contractor to furnish a complete structure repair crew for each county in the District if circumstances dictate. The Engineer's Estimate only increased 5% to reflect the modification. According to the District Engineer in his Bid Justification Memo, this increase should have been higher. SHA has confirmed Brawner Builders, Inc.'s bid price.

This non-exclusive contract provides miscellaneous roadway structure repairs in Caroline, Cecil, Kent, Queen Anne's and Talbot Counties.

Fund Source: 100% Special Funds (Transportation Trust Fund)
Approp. Code: J02B0102
Resident Business: Yes
MD Tax Clearance: 17-2105-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



*Contact: Linda D. Dangerfield
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ldangerfield@bwiairport.com*

11-S. MARYLAND AVIATION ADMINISTRATION
Service Contract

Contract ID: Customer Service Surveys at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airport; *MAA-SV-18-002*
ADPICS No.: MAASV18002

Contract Description: This contract provides for conducting passenger intercept surveys, airport council international surveys and focus group studies at BWI Marshall Airport. The data collection from the surveys are necessary to identify and capture the customer service and amenity feedback appropriate for future passenger growth at BWI Marshall Airport.

Awards: Widener-Burrows Associates, Inc. dba WBA Research
Crofton, MD

Contract Term: 10/19/2017* – 10/18/2022 (**or earlier upon BPW Approval*)

Amount: \$1,550,000 NTE

Procurement Method: Competitive Sealed Proposals

Proposals:	Technical Ranking	Financial Ranking	Overall
Widener-Burrows Associates, Inc. dba WBA Research Crofton, MD	1	\$1,705,750 (3)	1
Research Horizons, LLC dba/ Phoenix Marketing International Rhinebeck, NY	2	\$1,361,373 (1)	2
SmartRevenue.com, Inc. Stamford, CT	3	\$1,453,712 (2)	3
Fully Executed Decision Strategies, LLC (FEs) Laurel, MD	4	\$7,544,923 (4)	4

**Technical ranking carried heavier weight than the financial offer ranking.*

MBE Participation: 18%

VSBE Participation: 1%

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017**



11-S. MARYLAND AVIATION ADMINISTRATION (cont'd)

Performance Security: 100% Annualized Payment Bond

Incumbents: Widener-Burrows & Associates, Inc. (WBA Research)
Crofton, MD

Requesting Agency Remarks: The budget for this project is not to exceed \$1,550,000 as stated in the request for proposals. The financial offer cost was for evaluation purposes only, and was based upon a model number of labor hours by survey classifications as detailed in the RFP, and fixed hourly rates for those classifications. The labor rates are firm for the duration of Contract. The offeror does not have a guaranteed minimum or maximum amount, except for the overall budget limitation.

This solicitation was advertised on eMaryland Marketplace and Maryland Department of Transportation Maryland Aviation Administration (MDOT MAA) website. eMaryland Marketplace notified 278 firms. The MDOT MAA directly solicited 12 prospective offerors. The solicitation was sent to the Governor's Office of Minority Affairs and five minority business associations on May 2, 2017. Six sets of specifications were downloaded by offerors; four proposals were received.

The selection panel determined, out of the four offers received and deemed susceptible to award, that WBA Research is ranked the highest technically based on the combination of their qualifications of the proposed key staff, experience relevant to the project requirements, and over 30 years of industry leading experience in surveying and market research.

With the greatest amount of staff resources, and a greater amount of airport and transportation survey and market experience of all offerors, to include survey for Reagan National and Washington Dulles International Airports for the past few decades, WBA Research work samples demonstrated both stylistic capabilities, and the ability to present complex subjects in easily understandable formats. Although, the Panel gave WBA financial offer a ranking of three, WBA was ranked number one overall because the technical proposal was vastly superior and technical aspects were deemed more important than price alone.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J06I0002 **Resident Business:** Yes

MD Tax Clearance: 17-2333-0111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



REVISED

Contact: Eric Lomboy 410-545-0025
ELomboy@sha.state.md.us

12-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

Recommendation: That the Board of Public Works approve the Maryland Department of Transportation State Highway Administration (MDOT SHA) disposing of the following property that is excess to the agency's needs.

Authority: Transportation Article, Section 8-309(f)(1)(ii);
Annotated Code of Maryland

Property: MC# 17-2504
Former R. Lee Towson (parcels 1-5, A & B) & Beaux Acres (parcels A, B & C), ± 4.72 acres, north east corner of the intersection of MD. 64 and MD. 77, extending north 0.38 mile, Smithsburg, Washington County.

Grantor: State of Maryland, MDOT SHA

Grantee: Cloverly Hill, L.L.C

Consideration: \$30,600

Appraised Value: \$36,000 – Mike Bowers, (Approved)
Casey Fitzpatrick, MDOT SHA Review Appraiser

Special Conditions: None

Legislative Notice: N/A.

State Clearinghouse: The Clearinghouse conducted an intergovernmental review of the project under MD20170324-0250. It has recommended to declare the +/- 4.926 acres, located between MD 77 (South Main Street), and MD 491 (Raven Rock Road) in the Smithsburg area and known as the former Towson/Beaux Acres Properties, surplus to the State of Maryland. It is also recommended to offer the Properties for public sale.

Requesting Agency Remarks: In 1959, the SHA acquired these properties for the construction of the Smithsburg Bypass. The SHA proposes to dispose the subject properties to an adjoining owner, Cloverly Hill, L.L.C, through a negotiated sale of \$30,600.00 which is 82% of the appraised value.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Eric Lomboy
410.545.0025
ELomboy@sha.state.md.us

13-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

Recommendation: That the Board of Public Works approve disposing of the following property that is excess to the agency's needs.

Authority: Transportation Article, §8-309(g)(1)(2)(ii);
Annotated Code of Maryland

Property: MMC# 17-2514
Stephen M. Kahoe (\pm 0.243 ac), located on the northwest side of
US Route 1 at Bynum Road, in Harford County.

Grantor: State of Maryland, MDOT SHA

Grantee: Harford County, Maryland

Consideration: \$1,730.64

Appraised Value: \$8,000.00.
William M. Riedel, (Approved)
Casey S. Fitzpatrick, Review Appraiser

Special Conditions: N/A

Legislative Notice: N/A

State Clearinghouse: N/A

Requesting Agency Remarks: In 1958, the subject property was acquired by the Maryland Department of Transportation State Highway Administration (MDOT SHA) as part of a project for the Bel Air By-Pass. Harford County is the adjoining owner and is interested in acquiring the property in order to construct a storage shed. SHA is conveying the parcel to Harford County for the original acquisition cost plus interest of \$1,730.64.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



MDOT 33

Contact: Eric Lomboy
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ELomboy@sha.state.md.us

14-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

Recommendation: That the Board of Public Works approve disposing of the following property that is excess to the agency's needs.

Authority: Transportation Article, §8-309(f)(1)(i);
Annotated Code of Maryland

Property: MMC# 17-2520
William F. Gossage, Jr. (\pm 0.1363 ac), located on the east side of MD
Route 32 and on the west side of Wellworth Way, in West Friendship

Grantor: State of Maryland, MDOT SHA

Grantee: Robert O. Wilcox, Sr. and Mary E. Wilcox

Consideration: \$0.00

Appraised Value: \$26,000.00.
Stephen Muller & James Crafton, (Approved)
Ronald A. Hidey, Review Appraiser

Special Conditions: N/A

Legislative Notice: N/A

State Clearinghouse: N/A

Requesting Agency Remarks: The Maryland Department of Transportation State Highway Administration (MDOT SHA) has negotiated a right of way transaction to provide access to the property of Robert O. Wilcox, Jr. and Mary E. Wilcox, which otherwise would be landlocked as a result of the MD Route 32 Wellworth Way access road improvement project. There is no monetary consideration involved in this transaction.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Eric Lomboy
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ELomboy@sha.state.md.us

15-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Conveyance

Recommendation: That the Board of Public Works approve the following road conveyance.

Authority: Transportation Article, § 8-304;
State Finance and Procurement Article, § 10-305;
Annotated Code of Maryland

Property: MC # 17-2521
MD 894 (Limestone Road): From US 522/I-70 Ramp
(Warfordsburg Road) to the road end; for 2777 linear feet or 0.53
of mile, more or less

Grantor: State of Maryland, State Highway Administration

Grantee: The City of Hancock in Washington County, Maryland

Consideration: \$ 1.00

Appraised Value: N/A

Special Conditions: None

Fund Source: N/A

Legislative Notice: N/A

State Clearinghouse: N/A

Requesting Agency Remarks: The City of Hancock in Washington County, Maryland will use this property as part of their road way system. The conveyance is being made to comply with conditions of a Road Transfer Agreement dated and November 11, 1998 between the Maryland Department of Transportation State Highway Administration (MDOT SHA) and The City of Hancock in Washington County, Maryland.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Glen Carter
410-865-1270
gcarter@mdot.state.md.us

16-RP. THE SECRETARY'S OFFICE
Real Property – Disposition

Recommendation: That the Board of Public Works approve the Maryland Department of Transportation State Highway Administration (MDOT SHA) disposing of the following property that is excess to the agency's needs.

Authority: Transportation Article, §8-309(c)(9)
Annotated Code of Maryland

Property: MC# 11-1062
Former Mumma Property (± 0.327 ac), located at Edgewood Drive, Hagerstown, Maryland in Washington County

Grantor: State of Maryland, State Highway Administration

Grantee: Shaool Edgewood Development, LLC

Consideration: \$16,000

Appraised Value: \$23,000 – Hantzes, Fee Appraiser (Selected)
William Caffrey, SHA Review Appraiser

Special Conditions: None

Legislative Notice: N/A **State Clearinghouse:** N/A

Requesting Agency Remarks: In 2007, the MDOT SHA acquired the property for the US Route 40 at Edgewood Drive Project in Washington County, Maryland. After completion of the project it was determined that this property was excess. Two public auctions were conducted within 6 months and the outcomes were either bids inadequate and/or no bidder. A third auction was conducted wherein the bidder defaulted prior to settlement. The Administration determined to negotiate a sale of land. The SHA proposes to dispose of the subject property to Shaool Edgewood Development, LLC, through a negotiated sale of \$16,000, which is 70 percent of the appraised value.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Joseph W. Sedtal
410-767-3351
jsedtal@mta.maryland.gov

17-GM. MARYLAND TRANSIT ADMINISTRATION
General Miscellaneous Contract

Contract ID: Ancillary Metro & Light Rail Track Rehabilitation; *AGY-16-038-MT*
ADPICS No.: AGY16038MT

Contract Description: This is a task order based contract for track and track related repairs, rehabilitation and maintenance work for the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA)'s METRO and Central Light Rail Line.

Awards: Rhinehart Railroad Construction, Inc.
Fallston, MD

Bullock Construction, Inc.
Easton, MD

Amtrac Railroad Contractors of Maryland, Inc.
Hagerstown, MD

Amount: \$20,000,000 Aggregate Total NTE

Contract Term: 10/19/2017* – 10/18/2022 (*or earlier upon BPW approval)

Procurement Method: Competitive Sealed Bidding

Bids: Bids for Representative Initial Task
Rhinehart Railroad Construction, Inc.
Fallston, MD

\$188,626

Bullock Construction, Inc.
Easton, MD

\$226,640

Amtrac Railroad Contractors of Maryland, Inc.
Hagerstown, MD

\$253,650

Brawner Builders, Inc.
Hunt Valley, MD

\$287,649

Chesapeake Thermite Welding, LLC
Port Haywood, VA

\$291,996

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
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17-GM. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Bids (cont'd):	Delta Railroad Construction, Inc. Ashtabula, OH	\$294,632
	Railroad Construction Company, Inc. Paterson, NJ	\$320,993
	Hawkeye Construction, LLC Rosedale, MD	\$361,590

DBE Participation: 17% Each

Performance Security: Performance & Payment Bonds 100%

Requesting Agency Remarks: The Representative Initial Task's low bid of \$188,626 is 15% less than the Engineer's Estimate of \$223,202. The MDOT MTA has confirmed with Rhinehart Railroad Construction, Inc. that its bid price covers the full scope of work required for the first task order.

The solicitation was advertised on eMaryland Marketplace on March 24, 2017, soliciting 524 vendors, 115 of which are MDOT Certified Minority Businesses.

This is a task order based, multiple award contract with a maximum of three awardees. Task orders are awarded to the low bidder after a secondary level of competition is completed among the awarded vendors. This contract generally provides for improvements to and/or rehabilitation of existing MTA METRO and Central Light Rail tracks. The work will include, but will not be limited to: repair and rehabilitation of grade crossings; stations, tunnels, bridges, demolition of existing tracks and modifications and improvements to existing tracks.

The Representative Initial Task is for the replacement of defective rails at six pedestrian grade crossings along the station platforms at the BWI Business Park Station. The work under this task order will include, but will not be limited to, installation of signs and barriers along station platforms for pedestrian maintenance of traffic; removal and disposal of precast concrete grade crossing panels and rails; removal of defective sections of existing rails; excavation of existing sub-grade and removal of fouled material; installation of new concrete ties and rails; and installation of new precast concrete grade crossings.

Each firm has committed to meeting the 17% DBE goal established for this contract.

Fund Source: 80% Federal, 20% Special (Transportation Trust Fund)

Appropriation Code: J05H0105

Resident Business: Yes (for all)

DEPARTMENT OF TRANSPORTATION
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17-GM. MARYLAND TRANSIT ADMINISTRATION (cont'd)

<i>MD Tax Clearance:</i>	Rhinehart Railroad Construction, Inc.	17-2226-1111
	Bullock Construction, Inc.	17-2224-1111
	Amtrac Railroad Contractors of MD, Inc.	17-2225-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Linda Dangerfield
410-859-7097
LDangerfield@bwiairport.com

18-GM-MOD. **MARYLAND AVIATION ADMINISTRATION**
Modification: General/Miscellaneous

Contract ID: Ground Lease and Contract at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airport; *MAA-LC-99-014*
ADPICS No.: N/A

Contract Approved: DOT Agenda 07/14/1999; Item 22-GM

Contractor: AFCO Cargo BWI II LLC
Washington, DC

Contract Description: Ground Lease and Contract to develop, construct, operate and maintain new air cargo facilities in the Midfield Cargo Complex (MCC) and to purchase, operate and maintain three (3) existing MAA-owned air cargo buildings at BWI Marshall Airport, known as leased premises Parcels A and B, respectively.

Modification Description: Contractor to maintain the new MAA-constructed apron and related improvements and charge its subtenants prevailing rates for their portion of the new Midfield cargo apron and to remit payment to MAA. Approval to allow MAA to recover its cost of the unamortized investment of the new MCC apron improvements if Contractor develops new air cargo (building) facilities in the MCC site before August of 2021.

Original Contract Term: Parcel A, Buildings B, C and F: 08/26/1999-08/25/2024
Parcel B, Building G: 3/6/2001-3/5/2026

Modification Term(s): In the event Contractor develops new air cargo (building) facilities on Parcel B of the MCC site before August of 2021, the Contract extends to August 25, 2046 without further option years. If Contractor does not develop new air cargo (building) facilities on Parcel B of the MCC site before August of 2021, then leased premises Parcel B will be deleted from the Contract and the Contract will terminate at the end of the original contract term.

Original Contract Amount: Contractor shall pay the greater of a Minimum Annual Guarantee (MAG) of \$128,214 per annum (\$0.46 per square foot per annum) which increases by CPI adjustment every three (3) years or 18.6% of annual gross revenues from the operation of Parcels A and B.

Modification Amount: MAA will receive approximately \$280,284 per annum for the use of the additional 160,162 square feet of new Midfield Cargo apron improvements.

DEPARTMENT OF TRANSPORTATION
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18-GM-MOD. MARYLAND AVIATION ADMINISTRATION(cont'd)

Prior Mods/Options: N/A

Revised Total Contract Amount: The current MAG, as adjusted by CPI, is \$407,718 per annum (\$0.7693 per square foot per annum). Contractor is currently paying the 18.6% of annual gross revenues which equaled \$592,138 (exceeding the MAG) for calendar year 2016. Contractor to pay an additional \$280,284 per annum at the prevailing rate (as adjusted by CPI) for the new Midfield Cargo apron improvements.

Requesting Agency Remarks: The Midfield Cargo Complex (MCC/Cargo Building “G” on Parcel B) at BWI Marshall Airport is under lease to AFCO Cargo BWI II LLC (AFCO). A new cargo operation began at the complex and required a series of improvements to the facility as well as the infrastructure to accommodate the new operation. MAA designed, financed and constructed additional apron and completed these improvements in Phases. Phase I added 8,556 square feet to the existing apron to accommodate the immediate requirement for three aircraft to begin using the Cargo Building “G” facility by May 1, 2017. This was approved by the Maryland Board of Public Works as Item 12-EX on June 7, 2017. MAA also procured Phase 2 of the MCC apron improvements which expands the apron another 160,162 square feet. These improvements allow additional aircraft parking positions by November 1, 2017 and will be subject to all terms and conditions of the existing Contract with AFCO.

Contractor will charge prevailing rates and remit monthly payment to MAA for the use of approximately 160,162 square feet of the new MCC apron improvements including the maintenance responsibility of the entire additional apron area in accordance with the Contract. If Contractor develops new air cargo (building) facilities on Parcel B of the MCC site before August 2021, Contractor will pay MAA the unamortized investment of the newly constructed air cargo apron and related improvements and the ground lease and contract will be extended until August 25, 2046, with no further option years.

This type of revenue-producing contract at a transportation facility is outside the scope of the State Procurement Law (State Finance and Procurement Article §11-202(3); COMAR 21.01.03.03.B(1)(d). However, the Contract and any modifications must be approved by the Board of Public Works because the Contract constitutes a lease and use of State Property under State Finance and Procurement Article, Section 10-305.

Fund Source: N/A **Approp. Code:** N/A

Resident Business: Yes **MD Tax Clearance:** 17-1176-0001

BOARD OF PUBLIC WORKS ACTION– THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



18-GM-MOD. MARYLAND AVIATION ADMINISTRATION (cont'd)

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	Minimum Annual Guarantee of \$128,214 per annum or 18.6% of gross revenues	08/26/1999-03/05/2026	07/14/1999, 22-GM	Original Contract
Mod. No. 1	No change	No change	(effective 11/14/2003)	Contractor provided 75 SF of Cargo Building "G" to MAA to house fiber optic lines and equipment for a communications service room
Mod. No. 2	Additional \$280,284 annually	8/26/1999-8/25/2046, if Contractor develops new cargo facilities in the MCC site prior to August 2021.	10/04/2017; 20-GM-MOD	Contractor to maintain the new MAA-constructed apron; Contractor to charge its subtenants prevailing rates for a portion of the Midfield Cargo Apron Improve-ments and remit payment to MAA; and Contractor to pay the unamortized investment of the Midfield Cargo Apron Improve- ments if Contractor develops additional cargo (building) facilities
Revised Amount	\$872,422			

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Linda Dangerfield
410-859-7097
LDangerfield@bwiairport.com

19-GM-MOD. **MARYLAND AVIATION ADMINISTRATION**
Modification: Lease and Concession Contract

Contract ID: Lease and Concession Contract to operate and manage the BWI Marshall Rail Station Parking Garage and the public automobile parking facilities at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airport; *MAA-LC-15-022, Supplement No. 2*
ADPICS No.: N/A

Contract Approved: DOT Agenda 12/03/14 Item 14 - GM

Contractor: SP Plus Corporation
Chicago, IL

Contract Description: Lease and Concession Contract for the non-exclusive right to operate and manage the BWI Marshall Rail Station Parking Garage and Public Automobile Parking Facilities at Baltimore/Washington International Thurgood Marshall Airport.

Modification Description: Modification to allow (1) an Airport Valet Parking Service, and (2) a Frequent Parker Program as additional services as provided by the current Contract. The Valet Parking Service will allow travelers to exit and enter their vehicle at designated locations on the curbside. The vehicles will be parked in and retrieved from a designated area of the Hourly Parking Garage to streamline the traveler's Airport Parking experience. The Frequent Parker Program will allow frequent users of BWI Marshall Airport's public parking facilities to enroll in a system that will provide faster entry/exit to/from the parking facilities, and will provide additional benefits, such as free parking, based on the user's repeated patronage of the public parking facilities. These modifications do not change or alter the financial consideration (greater of concession fees or MMG) that Contractor is currently required to pay.

Original Contract Term: 01/01/2015-12/31/2019

Modification Term(s): 11/01/2017-12/31/2019 (no change)

Original Contract Amount: Maryland Department of Transportation Maryland Aviation Administration (MDOT MAA) will receive the greater of a Minimum Monthly Guarantee (MMG) of \$4,343,000.00 (current amount) or 87.17% of gross revenues generated from all public automobile parking facilities (except BWI Rail Station) at BWI Marshall Airport. The MMG will be adjusted annually to either 85% of the prior contract year's concession fees, or \$4,000,000.00 MMG, whichever amount is greater. The Maryland Department of Transportation Maryland Transit Administration (MDOT MTA), for the BWI Marshall Rail Station, shall receive a separate payment from Contractor based on the same bid percentage of gross revenues (87.17%) to operate the BWI Marshall Rail Station facilities. There is no MMG established for the MTA's BWI Rail Station Facility.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



19-GM-MOD. MARYLAND AVIATION ADMINISTRATION(cont'd)

Modification Amount: This modification does not change the financial consideration as set forth in Original Contract Amount above.

Prior Mods/Options: A Supplemental Contract No. 1 that clarified system requirements for Contractor's rapid approval credit card system and to provide for Contractor access to MAA's road salt deicing agent inventory.

Revised Total Contract Amount: N/A

Requesting Agency Remarks: MDOT MAA has determined that, (1) a Valet Parking Service, and (2) Frequent Parker Program, at BWI Marshall Airport will enhance the customer experience of the traveling public. The current Contract allows for such additional services (Article XIX.2). In addition, the Contractor, SP Plus Corporation, has significant experience in the business of managing and operating such services at other airports.

This type of revenue-producing contract at a transportation facility is outside the scope of the State Procurement Law (State Finance and Procurement Article §11-202(3); COMAR 21.01.03.03.B(1)(d). However, the Contract and any modifications must be approved by the Board of Public Works because the Contract constitutes a lease and use of State property under State Finance and Procurement Article, §10-305.

Fund Source: N/A

Approp. Code: N/A

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION– THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: Linda D. Dangerfield
410-8597097
ldangerfield@bwiairport.com

20-M-MOD. MARYLAND AVIATION ADMINISTRATION
Modification: Maintenance Contract

Contract ID: Feminine Sanitary Dressing Disposal Services at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airports; *MAA-MC-12-014*
ADPICS No.: CO350147

Contract Approved: DOT Agenda 5/13/2015; Item 20-M-OPT

Contractor: Citron Hygiene US Corp d/b/a Workplace Essentials
Billerica, MA

Contract Description: This contract provides for furnishing and installation, as well as, the collection and disposal of feminine hygiene collection units in the women's restrooms at BWI Marshall.

Modification Description: Modification No. 6 allows Maryland Department of Transportation Maryland Aviation Administration (MDOT MAA) to extend the contract expiration and add funds for contract continuity while a new procurement is finalized.

Original Contract Term: 07/01/2012 – 06/30/2015 (Original)
07/01/2015 – 06/30/2017 (Renewal Option)

Modification Term(s): 11/01/2013 – 06/30/2015 (Modification No. 1)
02/01/2014 – 06/30/2015 (Modification No. 2)
07/01/2015 – 06/30/2015 (Modification No. 3)
06/12/2017 – 08/31/2017 (Modification No. 4)
09/01/2017 – 10/31/2017 (Modification No. 5)
11/01/2017 – ~~03/31/2018~~ (Modification No. 6, *this modification*)
4/30/18

Original Contract Amount: \$927,498

Modification Amount: \$150,000

Prior Mods/Options: \$49,000 (Modification No. 5)
\$601,634 (Renewal Option)

Revised Total Contract Amount: \$1,728,132

Percent +/- Change: 0% (Modification No. 1)
0% (Modification No. 2)
0% (Modification No. 3)



Maryland Department of Transportation
The Secretary's Office

Larry J. Hogan
Governor

Boyd K. Rutherford
Lt. Governor

Pete K. Rahn
Secretary

MEMORANDUM

TO: EXECUTIVE SECRETARY SHEILA MCDONALD, ESQUIRE
FROM: DIRECTOR MICHAEL ZIMMERMAN
(C/O BPW COORDINATOR SAMANTHA BUCHANAN)
SUBJECT: NOTICE OF CORRECTION: MDOT 20-M-MOD, 10/04/2017 BPW MEETING)
DATE: OCTOBER 16, 2017
RESPONSE N/A
REQUESTED BY: KAREEN DAVIS, DEPUTY DIRECTOR, MDOT MAA

OK
SPO
11/2/17

PURPOSE

This is to advise you of the following changes to the Maryland Department of Transportation's action agenda item previously approved by the Board of Public Works.

MDOT Agenda 10/04/2017, Item 20-M-MOD

1. BPW Agenda Item Revised Term End Date correction from 03/31/2018 to 04/30/2018 (transcription error)

Thank you for your attention to this matter. If you need further information, please contact Samantha Buchanan at 410-865-1122 or sbuchanan@mdot.state.md.us.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



20-M-MOD. MARYLAND AVIATION ADMINISTRATION (cont'd)

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$927,498	07/01/12 06/30/15-	06/06/12 – Item 7-M	
Amendment No. 1 (Martin State)	\$0	11/1/13 – 06/30/15	No cost	Add MTN
Amendment No. 2 (B/C Connector)	\$0	02/01/14 – 06/30/15	No Cost	Add B/C Connector
Renewal	\$601,634	07/01/15 – 06/30/17	5/13/15	As provided for in original BPW Approved DOT Agenda 06/06/12, Item 7-M
Amendment No. 3	\$0	07/01/15 06/30/17	07/01/15	Add 17 stalls
Amendment No. 4	\$0	06/12/17 – 08/31/17	06/15/17	Add newly constructed D/E Connector restrooms and to add two months to the expiration
Amendment No. 5	\$49,000	09/01/17 – 10/31/17	07/28/2017	Add funding for a 2-month extension to perform market research – single bi received on new procurement
Amendment No. 6	\$150,000	11/01/17 – 03/31/18	10/04/2017; 11-M-Mod	Add funding for 6-month extension while new procurement is finalized
Revised Amount	\$1,728,132			

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Contact: George E. Fabula, Jr.
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gfabula@mta.maryland.gov

21-RP. MARYLAND TRANSIT ADMINISTRATION
Real Property – Acquisition

Recommendation: That the Board of Public Works approve the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) acquiring real property.

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

Property: MTA # 01377
8505 Connecticut Avenue (± 76 Sq. Ft.),
Chevy Chase, MD 20815

Grantor: The Chevy Chase Land Company of Montgomery County,
Maryland

Grantee: State of Maryland, Maryland Transit Administration

Consideration: \$2,000

Appraised Value: \$2,000 – Karen Belinko (Selected)
\$1,750 – Gary Anglemyer (Approved)
Dennis D’Argenio, Review Appraiser

Special Conditions: None

Fund Source: 80% Federal; 20% Special Funds

Requesting Agency Remarks: The subject property is required for the construction of MDOT MTA’s Purple Line Project located in Montgomery County, Maryland. The property is zoned CRT-2.0, C-1.0, R-1.75, H-120 and the acquisition area consists of 76 sq. ft. fee of temporary construction easement and on-site improvements. The property owner has agreed to accept the offer of \$2,000 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
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
410-767-3351

jsedtal@mta.maryland.gov

22-GM. MARYLAND TRANSIT ADMINISTRATION
General/Miscellaneous Contract

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article, § 11-204(b);
Annotated Code of Maryland

Contract ID: Commuter Bus Service – Line 203 in Howard and Montgomery Counties; T-8000-0353

Services: Commuter bus services between Howard and Montgomery Counties.

Vendor: Eyre Bus Services, Inc.
Glenelg, MD

Dates: 10/1/2016 – 1/2/2017

Amount: \$133,303

Requesting Agency Remarks: MDOT MTA's contract with Eyre Bus Services provided commuter bus service between Howard and Montgomery Counties. The contract expired on January 2, 2017. Prior to the expiration of the contract, MDOT MTA overspent the contract by \$133,303.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0106

Resident Business: Yes **MD Tax Clearances:** 17-2454-1111

This item was previously withdrawn from the September 20, 2017 agenda as item 21-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
410-767-3351
jsedtal@mta.maryland.gov

**23-GM. MARYLAND TRANSIT ADMINISTRATION
*General/Miscellaneous Contract***

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article, § 11-204(b);
Annotated Code of Maryland

Contract ID: Commuter Bus Service Route #850; *OP-15-004-SR(E)*

Services: Commuter bus services between Prince Frederick Park & Ride (Calvert County), Wayson’s Corner (Anne Arundel County), Suitland Metro Station (Prince George’s County), and Washington D.C..

Vendor: Keller Transportation, Inc.
Waldorf, MD

Dates: 06/04/2015 – 11/01/2015

Amount: \$322,401

Requesting Agency Remarks: MDOT MTA’s contract with Keller Transportation provided commuter bus services through Calvert, Anne Arundel, and Prince George’s Counties, and Washington D.C. Operations for this service began nearly five months before the approved BPW date of commencement.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0106

Resident Business: Yes **MD Tax Clearances:** 17-2442-0111

This item was previously withdrawn from the September 20, 2017 agenda as item 22-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph Sedtal
410- 767-3351
JSedtal@mta.maryland.gov

24-GM. MARYLAND TRANSIT ADMINISTRATION
General/Miscellaneous Contract

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services without a valid contract.

Authority: State Finance & Procurement Article, § 11-204(b);
Annotated Code of Maryland

Contract ID: Storm Drain Cleaning; P5606111

Services: Storm drain cleaning services.

Vendor: Arctic Air Solutions, Pasadena, MD

Dates: 02/26/2015 – 06/03/2016

Amount: \$57,598

Requesting Agency Remarks: A Purchase Order was issued to Arctic Air Solutions for one-time storm drain cleaning services performed on February 25, 2016 for \$9,525.25.

MDOT MTA continued to utilize their services between February 26, 2016 and June 3, 2016, without creating subsequent purchase orders. Payments to Arctic Air Solutions came to a total of \$57,597.71.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J0500000

Resident Business: Yes **MD Tax Clearance:** 17-2441-0111

This item was previously withdrawn from the September 20, 2017 agenda as item 23-GM.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
410-767-3351
jsedtal@mta.maryland.gov

25-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article § 11-204(b);
Annotated Code of Maryland

Contract ID: Light Rail Snow and Ice Removal (Northern Region);
T-8000-0359

Services: Provide Light Rail Maintenance Facilities with a snow and ice removal contractor for the northern region of the light rail line.

Vendor: EMG Services, LLC
Silver Spring, MD

Dates: 01/22/2016 – 01/27/2016

Amount: \$348,250

Requesting Agency Remarks: This contract was for snow removal services in the northern region of the light rail track. Additional services were needed to support snow and ice removal efforts during the emergency efforts of Storm Jonas and multiple other critical small snow events. These events caused contract funds to be depleted at a higher rate than anticipated.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0104

Resident Business: Yes **MD Tax Clearance:** 17-2453-1111

This item was previously withdrawn from the September 20, 2017 agenda as item 24-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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jsedtal@mta.maryland.gov

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

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article § 11-204(b);
Annotated Code of Maryland

Contract ID: Light Rail Snow and Ice Removal (Central Region); T-8000-0360

Services: Provide Light Rail Maintenance Facilities with a snow and ice removal contractor for the central region of the light rail line.

Vendor: EMG Services, LLC
Silver Spring, MD

Dates: 01/22/2016 – 01/27/2016

Amount: \$345,450

Requesting Agency Remarks: This contract was for snow removal services in the central region of the light rail track. Additional services were needed to support snow and ice removal efforts during the emergency efforts of Storm Jonas and multiple other critical small snow events. These events caused contract funds to be depleted at a higher rate than anticipated.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0104

Resident Business: Yes

MD Tax Clearance: 17-2453-1111

This item was previously withdrawn from the September 20, 2017 agenda as item 25-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
410-767-3351
jsedtal@mta.maryland.gov

**27-GM. MARYLAND TRANSIT ADMINISTRATION
General/Miscellaneous Contract**

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services without a valid contract.

Authority: § 11-204(b) State Finance & Procurement Article,
Annotated Code of Maryland

Contract ID: Light Rail Station Cleaning and Pressure Washing; T-8000-0390A

Services: This contract provides daily cleaning, pressure washing and trash pick-up services at numerous MDOT MTA light rail stations and Park-n-Ride lots.

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

Dates: 03/07/2016 – 6/30/2017

Amount: \$1,681,550

Requesting Agency Remarks: This contract provided daily cleaning, pressure washing and trash pick-up services at 31 MDOT MTA light rail stations and 15 Park-n-Ride lots. Station cleaning includes 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. The original contract, T-8000-0390, expired March 6, 2016; however, the vendor continued to provide these essential services. This item was taken to the BPW for approval on September 21, 2016, but was withdrawn.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0106

Resident Business: Yes **MD Tax Clearances:** 17-2456-1110

This item was previously withdrawn from the September 20, 2017 agenda as item 26-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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**28-GM. MARYLAND TRANSIT ADMINISTRATION
*General/Miscellaneous Contract***

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services without a valid contract.

Authority: State Finance & Procurement Article, § 11-204(b);
Annotated Code of Maryland

Contract ID: Token purchase and processing; N/A

Services: Purchase and processing of MDOT MTA service tokens.

Vendor: Garda CL Atlantic Inc., Pasadena, CA

Dates: 04/30/2015 – 05/31/2017

Amount: \$29,819

Requesting Agency Remarks: This contract was for commodities obtained and payments made without benefit of a contract agreement. MDOT MTA completed a purchase of processed tokens from Garda Cl Atlantic Inc. The first invoice for the tokens was dated April 30, 2015. The third and final invoice of this transaction was dated May 31, 2015. The entire transaction was completed without any official procurement vehicle (contract or purchase order).

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0102

Resident Business: No

MD Tax Clearances: 17-2465-1111

This item was previously withdrawn from the September 20, 2017 agenda as item 27-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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29-GM. MARYLAND TRANSIT ADMINISTRATION
General/Miscellaneous Contract

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services without a valid contract.

Authority: State Finance & Procurement Article, § 11-204(b);
Annotated Code of Maryland

Contract ID: Cleaning Services for Fleet Vehicles; *TT-16016*

Services: Cleaning services for MDOT MTA fleet vehicles.

Vendor: Two Putts, Inc., Baltimore MD

Dates: 05/03/2015 – 9/1/2017

Amount: \$28,721

Requesting Agency Remarks: This contract provided cleaning services for MDOT MTA’s fleet vehicles. The services include washing, vacuuming, and sterilizing.

The original contract was awarded to Two Putts for \$36,000 for a one-year contract, with a two-year renewal option. Both renewal options were executed. The contract began on May 3, 2012 and the last renewal option ended on May 2, 2015. MDOT MTA has continued to utilize this vendor’s services without receiving the appropriate authority. A total of \$28,721 was spent during this time period.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J0503710

Resident Business: Yes **MD Tax Clearances:** 17-2457-1111

This item was previously withdrawn from the September 20, 2017 agenda as item 28-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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**30-GM. MARYLAND TRANSIT ADMINISTRATION
*General/Miscellaneous Contract***

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services without a valid contract.

Authority: State Finance & Procurement Article, § 11-204(b);
Annotated Code of Maryland

Contract ID: MTA Pest and Rodent Control; T-8000-0409

Services: This contract provided the MDOT MTA properties and vehicles with effective and positive control of all rodents and pests.

Vendor: Home Paramount Pest Control Inc., Forest Hill, MD

Dates: 01/31/2017 – 08/25/2017

Amount: \$20,563

Requesting Agency Remarks: This contract was for pest and rodent control at MDOT MTA facilities. This contract expired January 31,2017. The vendor’s services were still utilized after the expiration of the contract.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0102

Resident Business: Yes

MD Tax Clearances: 17-2466-1111

This item was previously withdrawn from the September 20, 2017 agenda as item 29-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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31-GM. MARYLAND TRANSIT ADMINISTRATION
General/Miscellaneous Contract

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services without a valid contract.

Authority: State Finance & Procurement Article, § 11-204(b)
Annotated Code of Maryland

Contract ID: Graphic design; TT-15975

Services: Graphic design services.

Vendor: ArtComp & Design Company
Timonium, MD

Dates: 03/02/2015 – 04/13/2017

Amount: \$29,819

Requesting Agency Remarks: This contract provided graphic design services in developing flip charts, posters, timetables, and maps, to be used in MDOT MTA's public outreach efforts. The contract, TT-15975, expired 03/01/2015. However, the vendor has continued to provide these services.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0101

Resident Business: Yes

MD Tax Clearances; 17-2439-1111

This item was previously withdrawn from the September 20, 2017 agenda as item 30-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal 410-767-3351
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32-GM. MARYLAND TRANSIT ADMINISTRATION
General/Miscellaneous Contract

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services without a valid contract.

Authority: State Finance & Procurement Article, § 11-204(b)
Annotated Code of Maryland

Contract ID: Bus Stop Information Box Maintenance; T-8000-0461

Services: Maintenance of MDOT MTA bus stop information boxes.

Vendor: Emerge, Inc.
Columbia, MD

Dates: 02/04/2016 – 09/20/2017

Amount: \$175,802

Requesting Agency Remarks: This contract was for maintenance of MDOT MTA bus stop information boxes. The contractor performed maintenance on information boxes and panels on a regular basis throughout the year. The original contract was awarded to Emerge, Inc. on February 5, 2015 for one-year. MDOT MTA continued to utilize this vendor's services after the expiration of the contract. A total of \$175,802 was spent during this time. MDOT MTA has halted services performed under this contract and is currently developing a new procurement to provide these services.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J0503710

Resident Business: Yes **MD Tax Clearances:** 17-2464-1110

This item was previously withdrawn from the September 20, 2017 agenda as item 31-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal 410-767-3351
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33-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services outside the scope of the existing contract.

Authority: State Finance & Procurement Article, § 11-204(b);
Annotated Code of Maryland

Contract ID: Light Rail Building Maintenance; LR-15-066-MT

Services: Provides for building maintenance and station throughout the MDOT MTA light rail system.

Vendor: Colossal Contractors, Inc.; Burtonsville, MD

Dates: 09/02/2016 – 09/01/2019

Amount: \$10,365

Requesting Agency Remarks: This on-call contract provided for building maintenance and station services across MDOT MTA’s light rail system.

This contract was made within MDOT MTA delegated authority. Over the course of the contract, certain funds were used outside of the scope of work. These funds were used to pay overtime, something outside of the scope, and for the rental of trucks and snow removal services, also outside of the scope.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0104 **Resident Business:** Yes

MD Tax Clearances: Denied clearance. Vendor is working with SDAT to reach compliance.

This item was previously withdrawn from the September 20, 2017 agenda as item 32-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

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**34-GM. MARYLAND TRANSIT ADMINISTRATION
General/Miscellaneous Contract**

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services without a valid contract.

Authority: State Finance & Procurement Article, § 11-204(b)
Annotated Code of Maryland

Contract ID: Replacement for T-1300 Ancillary Miscellaneous Paving & Parking Area Construction; T1300A

Services: Miscellaneous paving and parking area construction services.

Vendors: Image Asphalt Maintenance, Inc.
Pasadena, MD

P. Flanigan & Sons, Inc.
Baltimore, MD

Southern Improvement Co. Inc.
Hunt Valley, MD

Dates: 07/12/2015 – 11/01/2016

Amount: \$1,497,634

Agency Remarks: This contract, for paving and parking improvements at MDOT MTA facilities, was 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. A replacement contract is currently in place.

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

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

34-GM. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Fund Source: 80% Federal, 20% Special Funds

Approp. Code: J05H01040

Resident Business: Yes

MD Tax Clearance: Image Asphalt Maintenance, Inc. 17-2443-0111
P. Flanigan and Sons, Inc. 17-2440-1110
Southern Improvement Co., Inc. 17-2455-0001

This item was previously withdrawn from the September 20, 2017 agenda as item 33-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED **DISAPPROVED** **DEFERRED** **WITHDRAWN**

WITH DISCUSSION **WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017

Hand Carried



Contact: Joseph Sedtal 410-767-3351
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35-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article, § 11-204(b);
Annotated Code of Maryland

Contract ID: Light Rail Car Body Repair Services; T-8000-0371

Services: Parts, tools, labor, materials, and supervision required to repair exterior of damaged light rail cars due to incidents with vehicles and damage from debris.

Vendor: Coachworks, LLC, Baltimore, MD

Dates: 01/05/2017 – 09/06/2017

Amount: \$200,870

Requesting Agency Remarks: This contract, for light rail car body repair services provided the Light Rail Division with a qualified and experienced Contractor to provide all necessary parts, labor, tools, materials and supervision as required for repairing damaged light rail cars.

Prior to the expiration of this contract, additional funds were added to account for work performed beyond the authority granted by the BPW. The modifications to this contract were not approved by BPW. MDOT MTA is currently pursuing a new contract for these services. This contract expired on September 6, 2017.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0105

Resident Business: Yes **MD Tax Clearance:** 17-1606-1110

This item was previously withdrawn from the September 20, 2017 agenda as item 34-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph Sedtal
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**36-M-MOD. MARYLAND TRANSIT ADMINISTRATION
*Modification – Maintenance Contract***

Contract ID: Metro Fire Suppression System Inspection & Testing; T-8000-0424

Contract Approved: DOT Agenda 04/02/2014, Item #11-M

Contractor: BFPE International
Hanover, MD

Contract Description: Provides a qualified Contractor to provide testing and maintenance services for Metro's fire suppression system.

Modification Description: Part A: RETROACTIVE – Mod to increase available funding for actions taken by MDOT MTA without proper approval by the BPW over a four-month period.

Part B: Prospectively increase available funding by \$450,000 to ensure proper service can be completed until MDOT MTA can complete a competitive procurement and recommend a new contract award.

Original Contract Term: 04/14/2014 - 04/13/2019

Modification Term: **Part A:** 03/29/2017 – 08/08/2017 (4 months)
Part B: 10/05/2017 – 04/13/2019 (19 months)

Original Contract Amount: \$285,638 (5 years)

Amount: **Part A:** \$ 110,000
Part B: \$ 450,000
\$ 560,000

Revised Contract Amount: ~~\$835,638~~ **\$845,638**

Overall Percent +/- Change: 196%

Original Procurement Method: Competitive Sealed Bidding

MBE Participation: 15%

MBE Compliance: 15%

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

36-M-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Requesting Agency Remarks: This contract requires additional funds because of the current state of Maryland Department of Transportation Maryland Transit Administration (MDOT MTA)'s Metro fire suppression system. When this contract was originally bid, it was with the expectation that testing would be the chief component of the contract. As time has progressed, it has become obvious to MDOT MTA that, not only does testing need to continue, but preventative maintenance must occur as well. It is essential for the safety of MDOT MTA customers that this service remain in place until a new contract can be procured.

Part A. MDOT MTA recommends that the Board ratify authority of \$110,000 to MDOT MTA for monies spent with the vendor for services rendered from March 2017 to August 2017. When the State and a contractor act in good faith, but the procurement activity "violates Division II," the "contractor shall be awarded compensation for actual expenses

Part B. MDOT MTA recommends that the Board approve award of a modification of increased funds for this contract to ensure the continuation of these essential services provided by the vendor.

Fund Source: *Part A:* 80% Federal; 20% Special Funds (Transportation Trust Fund)
Part B: 80% Federal; 20% Special Funds (Transportation Trust Fund)

Approp. Code: *Part A:* J05H0105
Part B: J05H0105

Resident Business: Yes

This item was previously withdrawn from the September 20, 2017 agenda as item 35-GM.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION		

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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**37-GM. MARYLAND TRANSIT ADMINISTRATION
*General/Miscellaneous Contract***

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article, § 11-204(b)
Annotated Code of Maryland

Contract ID: Live Fire Training Range and Classroom Facility; *AGY-16-009-SR*

Services: Provide a facility to MDOT MTA police to provide live fire training and a classroom facility for instruction.

Vendor: FreeState Gun Range
Middle River, MD

Dates: 07/24/2017 – 09/20/2017

Amount: \$7,600

Requesting Agency Remarks: MDOT MTA’s contract with FreeState Gun Range provided a facility and classroom for MDOT MTA Police live fire training and classroom instruction. MDOT MTA utilized the contract for training sessions costing more than its authority to spend for services rendered during the length of this contract.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0101

Resident Business: Yes

MD Tax Clearances: 17-2705-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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**38-GM. MARYLAND TRANSIT ADMINISTRATION
*General/Miscellaneous Contract***

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article, § 11-204(b)
Annotated Code of Maryland

Contract ID: Firearms Training Simulators; *TT-16275*

Services: Provide firearm training simulators for MDOT MTA Police personnel.

Vendor: FreeState Gun Range
Middle River, MD

Dates: 07/05/2017 – 07/10/2017

Amount: \$3,834

Requesting Agency Remarks: MDOT MTA’s contract with FreeState Gun Range provided firearm training simulators for MDOT MTA Police. MDOT MTA utilized the contract for training sessions costing more than its authority to spend for services rendered during the length of this contract.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0101

Resident Business: Yes

MD Tax Clearances: 17-2705-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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**39-M. MARYLAND TRANSIT ADMINISTRATION
*Maintenance Contract***

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration’s (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article, § 11-204(b)
Annotated Code of Maryland

Contract ID: Bus Tire Repair and Maintenance; MTA-1412R

Services: The contract is to provide transit steel-belted radial tubeless tire services for the repair and maintenances of these tires for the MDOT MTA’s fleet revenue vehicles.

Vendor: Goodyear Tire & Rubber Company
Akron, OH

Dates: 07/01/2017 – 10/03/2017

Amount: \$2,628,491

Requesting Agency Remarks: MDOT MTA’s contract with Goodyear Tire & Rubber Company provided leaded tires for MDOT MTA’s bus fleet. MDOT MTA utilized the contract beyond its authority past when a new contract was in place for these services. MDOT MTA required additional expenditures to account for the associated tire runout during the extended transition period moving from Goodyear to the new vendor.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0102

Resident Business: Yes **MD Tax Clearances:** 17-2704-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
October 4, 2017



Hand Carried

Contact: Joseph W. Sedtal
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**40-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract**

Recommendation: That the BPW ratify Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) payment of compensation to a vendor who provided the MDOT MTA services that exceeded the approved contract value.

Authority: State Finance & Procurement Article, § 11-204(b)
Annotated Code of Maryland

Contract ID: MARC Sprinkler Inspection, Maintenance, and Monitoring; TT-15525

Services: Provide regular and on-call MARC sprinkler inspection, maintenance, and monitoring.

Vendor: Johnson Controls Fire Protection L.P. d/b/a SimplexGrinnell
Boca Raton, FL

Dates: 06/19/2015 – 09/22/2017

Amount: \$123,131

Requesting Agency Remarks: MDOT MTA's contract with SimplexGrinnell provided regular inspection, maintenance, and monitoring as well as on-call repairs as needed. MDOT MTA utilized the contract beyond its authority before putting a new contract in place for these services. MDOT MTA has since entered into a new contract with a different vendor for these services.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0104

Resident Business: Yes

MD Tax Clearances: Unable to ascertain due to recent acquisition of firm.

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

October 4, 2017

	Pages
Construction Modification	1 and 2
Architecture and Engineering Services	3 and 4
Maintenance	5 and 6
Maintenance Modification	7 and 8
General Miscellaneous	9 and 10

2nd Revision

Contact: Lauren Buckler
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1-C-MOD. CONSTRUCTION CONTRACT MODIFICATION
Department of Education

Contract ID: Enoch Pratt Free Library
Project No: ED-000-971-128
ADPICS No. 001B6400455

Original Contract Approved: BPW 10/07/15 Item 1-C

Contractor: Gilbane Building Company
Laurel, Maryland

Contract Description: Contract will include improvements to site utilities, façade restoration, roof replacement, window and exterior door replacement, interior reconfigurations, code upgrades, new interior finishes and fit-out, along with systemic improvements to MEP systems, new data and telecommunications systems along with abatement of hazardous materials.

Original Procurement Method: Request for Proposal

Modification Description: Approval is requested for all labor and material to install audio visual system that includes all the needed infrastructure, connections.

Original Contract Term: 1,095 Calendar Days

Modification Term: 0 Calendar Days

Original Contract Amount: \$ 85,570,000.00

Modification Amount: \$ 1,194,145.00

Prior Modifications/Options: \$ 1,311,975.00

Revised Total Contract Amount: \$ 88,076,120.00

Percent +/- (This Modification): 1.40%

Overall Percent +/-: 2.93%

Original MBE Participation: 0%

MBE Participation: 0%

2nd Revision

1-C-MOD. CONSTRUCTION CONTRACT MODIFICATION (cont'd)

Remarks: Contract duration will not be extended. The AV equipment is funded under a capital program for the extra project. It was agreed upon by all parties that the contractor provide the required AV equipment. The equipment that is to be provided was not part of the guaranteed maximum price.

Original MBE Participation: 32%

MBE Participation: 16%

Fund Source: \$706,550.00 - MCCBL 2017/Item 111
\$487,595.00 - Using Agency Funds

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Contact: Lauren Buckler
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2-AE. ARCHITECTURE AND ENGINEERING SERVICES
State Police

Contract ID: Barrack C: Cumberland
New Barrack and Garage
Project No. PC-110-170-001

Description: Design new Cumberland Barrack and Garage, including demolition of the existing barrack.

Procurement Method: *Maryland Architectural and Engineering Services Act*
§§ 13-301—13-323, State Finance & Procurement Article,
Annotated Code of Maryland

OFFEROR	Second Phase Scores
Manns Woodard Studio, White Marsh, MD	184.67%
Bushey Feight Morin Architects, Hagerstown, MD	171.00%
Gannett Fleming, Inc., Windsor Mill, MD	160.33%
Colimore /ATI (JV), Inc., Baltimore, MD	150.33%

Award: Manns Woodard Studio, White Marsh, MD

Amount: \$743,848

Term: 12 months (includes review)

MBE Participation: 15%

Performance Bond: No

Remarks:

Solicitation. This solicitation was advertised on *eMaryland Marketplace* on January 26, 2017. Six firms submitted Letters of Interest; four of the firms subsequently submitted technical proposals. All four technical proposals were responsive and achieved the minimum qualifying score of 85%. The Secretary of General Services determined that a Second Phase Review Panel evaluation was required.



2-AE. ARCHITECTURE AND ENGINEERING SERVICES (cont'd)

Selection. The General Professional Services Selection Board (GPSSB) performed this second review at its April 20, 2017 meeting. The GPSSB approved the Qualification Committee's recommendation ranking the firms and authorized negotiations with the top-ranked firm, Manns Woodard Studio.

Negotiations. At the June 22, 2017 GPSSB meeting, the Negotiation Committee chair certified that negotiations were conducted in accordance with State regulations; that the price proposal was based upon the scope of services outlined in the project program and DGS procedures for providing architectural/engineering services; and that the negotiated price proposal was fair, competitive, and reasonable.

Recommendation. The GPSSB approved the negotiated price proposal and the scope of services as required by § 13-308 of the A/E Act. The GPSSB now recommends that the Board of Public Works approve the award of the design contract to Manns Woodard Studio. § 13-316 of the A/E Act.

Protest. The second-ranked offeror, Bushey Feight Morin Architects, objects to the GPSSB recommendation. A party may "appeal the recommendation [of the GPSSB] to the Board of Public Works. § 13-316 of the A/E Act. Bushey Feight Morin's appeal to the Board of Public Works was timely submitted.

Board of Public Works Authority. The State Procurement Law provides that "on an appeal" of a GPSSB recommendation, the Board of Public Works shall:

1. approve the recommendation;
2. disapprove the recommendation; or
3. remand the matter to the GPSSB for further consideration.

§ 13-316 of the A/E Act

Fund Source: Item 122/MCCBL 2016 \$550,000.00
 Item 118/MCCBL 2017 \$193,847.68

Resident Business: Yes

MD Tax Clearance: 17-0972-0110
 This Item was withdrawn as Item 5-AE from the 7/26/2017 DGS Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



Contact: Lauren Buckler
 410.767.3174
 lauren.buckler@maryland.gov

3-M. MAINTENANCE CONTRACT
Department of Juvenile Services
Backbone Mountain Youth Center

Contract ID: Replacement of Emergency Generators
 Project No. NG-591-150-003
 ADPICS No. 001B8400162

Description: Contract to provide all labor, materials, equipment, tools, insurance, etc., necessary for a complete electrical service replacement for the Backbone Mountain Youth Center in Garrett County. All existing overhead power lines will be removed. A new underground duct bank system will be installed with new service provided to each existing building. New medium voltage oil filled transformers will be provided and a building will be constructed to house a new central diesel generator unit to provide back-up power for the entire site. New power distribution equipment will be provided in coordination with the generator. A new sub-base tank will be provided. Existing pole mounted lighting will remain and be re-fed from existing buildings via new underground branch circuits.

Procurement Method: Competitive Sealed Bids

<i>Bids or Proposals</i>	<i>Amount</i>
Carl Belt, Inc., Cumberland, MD	\$1,064,500.00
Beitzel Corporation, Grantsville, MD	\$1,146,729.50

Award: Carl Belt, Inc.
Term: 180 calendar days
Amount: \$1,064,500.00
MBE Participation: 5%
VSBE Participation: N/A
Performance Bond: Yes
Payment Bond: Yes
Hiring Agreement Eligible: No

3-M. MAINTENANCE CONTRACT (cont'd)

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, 2017. Approximately 2,227 vendors were notified of this solicitation electronically. The engineer's estimate is \$2,378,554.89. The recommended contractor Carl Belt, Inc. has been found responsible, its bid responsive and has confirmed its bid.

Fund Source: UA 10101 1452 0812
DJS funds transferred to DGS Clearing Account

Resident Business: Yes

MD Tax Clearance: 17-1823-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Contact: Lauren Buckler
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4-M-MOD. MAINTENANCE CONTRACT MODIFICATION
Department of Health

Contract ID: Office of Preparedness and Response Warehouse
Emergency – Install Rooftop HVAC Units
Project No. DH-900-170-003
ADPICS No.001B8400093

Original Contract *Reported*: Appendix A2 (10/4/17)

Contractor: Emjay Engineering and Construction Co., Inc.
Baltimore, Maryland

Original Contract Description: Contract to provide engineering design, all labor, materials, supervision, equipment, insurance, services, permits, etc., necessary to install four roof top units at the Office of Preparedness and Response Warehouse.

Original Procurement Method: Emergency

Modification Description: Approval is requested for all labor and material to add a 400KW generator to the scope of work and an additional 98 day non-compensable time extension to the project with a revised completion date of May 4, 2018.

Original Contract Term: 183 Calendar Days

Modification Term: 98 Calendar Days

Original Contract Award Amount: \$ 788,896.00

Modification Amount: \$ 347,000.00

Prior Modifications/Options: \$ 0.00

Revised Contract Amount: \$ 1,135,896.00

4-M-MOD. MAINTENANCE CONTRACT MODIFICATION (cont'd)

Percent +/- (This Modification): 43.99%

Overall Percent +/-: 43.99%

Remarks: Department of Health, Office of Preparedness and Response Warehouse, acquired the lease space in April, 2017, after notice was given to vacate their current lease space. As a result they must immediately outfit their new space with specialized HVAC. Immediate installation of the HVAC units is necessary to avoid or mitigate serious damage to public health, safety and welfare. The Using Agency has requested an emergency generator for the site and will be funding this change order. The facility requires that emergency power be available.

Original MBE Participation: N/A

MBE Participation: N/A

Fund Source: DH Agency Funding

Resident Business: Yes

BOARD OF PUBLIC WORKS

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DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



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5-GM. GENERAL MISCELLANEOUS
Department of General Services

Reference: In accordance with provisions of the State Finance and Procurement Article, Section 12-202, Annotated Code of Maryland, approval is requested for the following construction inspection
Expenditures related to the respective capital improvement project identified below in the total amount of \$226,758.00. (1 item).

<i>Project Description</i>	<i>Amount</i>	<i>Fund Source</i>
Project No. : BC-230-080-001 Inspection Services for Construction of New Catonsville District Court in Baltimore County	\$ 226,758.00	MCCBL 2016 Item 106
TOTAL	\$ 226,758.00	

Remarks: These are anticipated amounts, subject to necessary extensions, in the event the construction takes longer than expected to complete. Construction inspection services are required to ensure compliance with the requirements of the construction contract.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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6-GM. GENERAL MISCELLANEOUS

Reference In accordance with provisions of the State Finance and Procurement Article, Section 12-202, Annotated Code of Maryland, Board of Public Works approval is requested to approve to the Maryland State Police, to support the above-reference project. Invoices must be presented to the State Comptroller for payment. Disbursements from these accounts will be by the State Treasurer based on warrants from the State Comptroller. Total amount of funds used is \$70,441.34. (3 items).

State Police: Waterloo Barrack
 Jessup, MD

Contract ID: Tactical Services Equipment
 Project No. 001P8100011/001P8100010
 ADPICS No.: 001P8100008

Description: The Maryland State Police is requesting the approval for the use of Capital Bonds Funds for the following items listed below. These funds will be used to construct and equip a garage and storage building at the Maryland State Police Waterloo Barrack complex in Jessup.

Contractor	Description	Amount
Tidewater Tactical	Various Equipment	\$61,184.84
Tidewater Tactical	Equipment	\$5,170.00
Techops Specialty Vehicle	Security Monitoring System	\$4,086.50
Total		\$70,441.34

Fund Source: MCCBL 2008/Item 026

Resident Business: Yes

MD Tax Clearance: 17-2198-0000
 17-2000-1110

BOARD OF PUBLIC WORKS

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APPROVED

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WITH DISCUSSION

WITHOUT DISCUSSION

Hand Carried

Contact: Joseph Sedtal
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7-M. MAINTENANCE CONTRACT

*Maryland Department of Transportation
Maryland Transit Administration
Commodities Contract*

Contract ID: Safety Shoes
ADPICS No. TT16378

Contract Description: Contract to provide safety shoes for employees across the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA).

Awards: Red Wing Shoe Store
Chicago, IL

Term: 08/24/2015 – 09/20/2017 (Retroactive)

Amount: \$80,383

Procurement Method: Sole Source

MBE Participation: None

Performance Security: None

Incumbents: Red Wing Shoe Store
Chicago, IL

Requesting Agency Remarks: RETROACTIVE - This contract provided safety shoes across all MDOT MTA modes. The MDOT MTA entered into an appropriate small procurement contract with the vendor, Red Wing Shoe Store, on December 19, 2014. The contract expired on December 18, 2015. Before the contract expired, payments were made that exceeded the amount authorized in the contract. Furthermore, after the contract expired, MDOT made additional payments to the vendor. These payments amounted to \$80,383. MDOT MTA is now receiving these products under the appropriate statewide contract with DGS.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Hand Carried

7-M. MAINTENANCE CONTRACT (cont'd)

Appropriation Codes: J0503710
Resident Businesses: No
MD Tax Clearances: 17-0000-0000

This Item was withdrawn as Item 3-M from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Hand Carried

Contact: Joseph Sedtal
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8-M. MAINTENANCE CONTRACT

*Maryland Department of Transportation
Maryland Transit Administration
Services Contract*

Contract ID: MTA Operators' Uniform; AGY-17-038-SR
ADPICS No. J05B8400003

Contract Description: Provide uniforms for operators across three Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) modes; MARC, Metro, and Bus.

Awards: R.J. Uniform Company
Baltimore, MD

Term: 05/18/2006 – 10/4/2017 (Retroactive)
10/5/2017 – 04/4/2018 (Proactive)
4/5/2018 – 10/4/2018 (Proactive option)

Amount: \$3,311,375(Retroactive)
\$268,975 (Proactive)
\$268,975 (Proactive option)
\$3,849,325

Procurement Method: Sole Source

MBE Participation: None

Performance Security: None

Incumbents: R.J. Uniform Company
Baltimore, MD

Requesting Agency Remarks: This is a sole source procurement to provide transit operators across MDOT MTA Bus, Metro, and MARC modes with uniforms. R.J. Uniform Company (RJ) has been providing uniforms to the MDOT MTA for over a decade. Over this time RJ have provided an excellent product and service to the MDOT MTA. However, during this time, an appropriate contract has not been issued or approved by the BPW.

Hand Carried

8-M. MAINTENANCE CONTRACT (cont'd)

For that reason, MDOT MTA is asking permission from the BPW for retroactive approval of monies spent for operator uniforms since 2006 as well as for permission to enter into an appropriate sole source contract with RJ for a term of six months with one six-month option. MDOT MTA will use the time granted through this contract to solicit and procure a new uniform contract and bring it to the BPW for approval.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Appropriation Codes: J05H0104

Resident Businesses: Yes

MD Tax Clearances: 17-2398-1110

This Item was withdrawn as Item 4-M from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Hand Carried

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9-M. MAINTENANCE CONTRACT

*Maryland Department of Transportation
Maryland Transit Administration
Services Contract*

Contract ID: Commodities; Anti-Freeze
ADPICS No. TT15055FA
Commodities; Transyn Automatic Transmission
Fluid
ADPICS No. TT14124EA
Commodities; Oils, Greases, & Lubricants
ADPICS No. TT14981C

Contract Description: Contracts for bulk petroleum products based upon Department of General Services (DGS) statewide contracts. BPOs; 001B8900307 / 001B4000469 / 001B8900023.

Awards: Petro Choice
Defiance, Pennsylvania

Term: 09/16/2015 – 09/20/2017 (Retroactive)

Amount: \$534,199 (\$95,518 / \$242,307 / \$196,374)

Procurement Method: Sole Source

MBE Participation: None

Performance Security: None

Incumbents: Petro Choice
Defiance, Pennsylvania

Requesting Agency Remarks: **RETROACTIVE** - These contracts provided bulk petroleum products for the entire Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) transit fleet. Originally, they were attached to statewide contracts administered through DGS. At the expiration of the DGS contracts with Petro Choice, MDOT MTA continued to contract with Petro Choice instead of moving to the appropriate vendor. MDOT MTA is now receiving these products under the appropriate statewide contract with DGS.

Fund Source: 100% Special Funds (Transportation Trust Fund)

Hand Carried

9-M. MAINTENANCE CONTRACT (cont'd)

Appropriation Codes: J0503710
Resident Businesses: No
MD Tax Clearances: 17-2396-0100

This Item was withdrawn as Item 5-M from the 9/20/2017 Agenda.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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