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**24-M-MOD. MARYLAND AVIATION ADMINISTRATION**  
***RETROACTIVE Modification - Maintenance Contract***

**Contract ID:** Plumbing Repair Services at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) and Martin State (MTN) Airports; *MAA-MC-20-010*  
EPICS No.: CO416200

**Contract Approved:** DOT Agenda 1-M, 12/04/2019

**Contract Description:** Provide all necessary labor, equipment, tools, and expertise to perform plumbing repair services at BWI Thurgood Marshall and MTN Airports.

**Modification Description: RETROACTIVE** - MAA is requesting Board of Public Works (BPW) to ratify payment of compensation to the Contractor, Denver-Elek, Inc., who provided services beyond the contract authority. Modification No. 2 provides for additional funding in the amount of \$20,255.68.

**Contractor:** Denver-Elek, Inc.; Baltimore, MD

**Contract Term:** 03/01/2020 – 02/28/2025 (Five Years)

**Modification Term:** 07/01/2022 – 07/03/2024 (**Retroactive: 734 days**)

**Original Amount:** \$752,900.00

**Modification Amount:** \$20,255.68 (**Retroactive**)

**Prior Mods:** \$50,000.00 (Mod No. 1: Additional funding for contract continuity; Delegated Authority – MAA, 5/4/23)

**Total Contract Amount:** \$823,155.68

**Percent +/- Change (this Item):** 2.5%

**Overall Percent +/- Change:** 9%

**Procurement Method:** Competitive Sealed Bid

**Living Wage Eligible:** Yes

**MBE/VSBE Participation:** 0% / 0%

**MBE/VSBE Participation:** N/A

**24-M-MOD.            MARYLAND AVIATION ADMINISTRATION (cont'd)**

**Performance Security:**                      Annualized Performance and Payment Bonds

**Hiring Agreement Eligible:**                No

**Requesting Agency Remarks:** MAA seeks approval of a retroactive contract modification to pay the Contractor for services performed beyond the contract authority.

Solicitation MAA-MC-20-010 was advertised on eMaryland Marketplace Advantage and on the MAA’s website. A total of two bids were received. On December 4, 2019, the BPW approved Contract MAA-MC-20-010, Plumbing Repair Services at BWI Thurgood Marshall and MTN Airports. This contract had a term of five years beginning March 1, 2020.

By February 2023, just prior to contract year three beginning, MAA discovered that only a third of the contract value remained due to staffing challenges in the MAA Plumbing Section. Consequently, the contract was used to provide non-emergency and emergency repair response, and to supplement MAA staff on shifts that have no MAA plumber. Therefore, on May 4, 2023, MAA modified the contract to add \$50,000, pursuant to MAA’s delegated authority to ensure contract continuity while a new procurement was advertised and awarded. On November 8, 2023, the BPW approved a new contract, Contract MAA-MC-24-016, Plumbing Repair Services at BWI Thurgood Marshall and MTN Airports for a five-year base term commencing December 1, 2023. The award was made to the incumbent Contractor.

On April 11, 2024, MAA discovered \$28,168.03 of unpaid invoices existed for services rendered under Contract MAA-MC-20-010. An invoice in the amount of \$12,365.00 for services rendered in 2022 was overlooked due to the invoice being disputed and miscommunications. A second invoice in the amount of \$15,803.03 was for an emergency leak service in November 2023. Currently, \$7,912.35 remains under Contract MAA-MC-20-010, therefore the MAA requests \$20,255.68 to pay for services already performed that exceed the previously approved contract authority.

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

**Approp. Code:**                                 J06I0002

**Resident Business:**                         Yes

**MD Tax Clearance:**                         24-2146-1111

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**