

**BOARD OF PUBLIC WORKS**

**TABLE OF CONTENTS**

**JUNE 1, 2011**

**I. ITEMS SUBMITTED ON THE SECRETARY'S AGENDA**

Department of Agriculture  
    Agricultural Cost-Share Program Grants ..... 4-6  
Board of Public Works  
    Wetlands Licenses..... 7-9  
Department of the Environment..... 10-22  
Maryland Environmental Service..... 23-24  
Department of Housing & Community Development..... 25-27  
Department of Natural Resources..... 28-29  
Maryland State Retirement Agency ..... 30  
State Treasurer..... 31-32  
Maryland Environmental Service..... 33  
APPENDIX..... ----  
SUPPLEMENT A - Program Open Space..... 34-37  
SUPPLEMENT B - Budget & Management..... 38-142  
SUPPLEMENT C - University System of Maryland..... 143-170  
SUPPLEMENT D - Department of Information Technology ..... 171-183

**II. ITEMS SUBMITTED ON THE DEPARTMENT OF TRANSPORTATION AGENDA:**

Maintenance Contracts..... 184-191  
Equipment..... 192-193  
Service Contract ..... 194-201  
General Miscellaneous ..... 202-208  
Lease ..... 209-211  
General Miscellaneous ..... 212-213

**III. ITEMS SUBMITTED ON THE DEPARTMENT OF GENERAL SERVICES AGENDA:**

Maintenance Contracts, Options and Modifications ..... 214-225  
General Miscellaneous ..... 226-227  
Real Property ..... 228-234  
Leases..... 235-244  
Capital Grants and Loans ..... 245-251

**INDEX ..... 253-254**

**MINUTES OF THE MEETING OF  
THE BOARD OF PUBLIC WORKS, JUNE 1, 2011**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, June 1, 2011.

Board Members present:

The Honorable Anthony G. Brown, Lieutenant Governor  
The Honorable Nancy K. Kopp, Treasurer  
The Honorable Peter Franchot, Comptroller

Also present:

Al Collins, Secretary, Department of General Services  
T. Eloise Foster, Secretary, Department of Budget & Management

**CONSTRUCTION:**

General Construction Project Contingency Fund 1988  
Maryland Consolidated Capital Bond Loan of 2002  
Maryland Consolidated Capital Bond Loan of 2004  
Maryland Consolidated Capital Bond Loan of 2005  
Maryland Consolidated Capital Bond Loan of 2006  
Maryland Consolidated Capital Bond Loan of 2007  
Maryland Consolidated Capital Bond Loan of 2008  
Maryland Consolidated Capital Bond Loan of 2009  
Maryland Consolidated Capital Bond Loan of 2010

On items where payments are to be made from proceeds of the above listed bond issues, full regard is given to the provisions of each Act and its prospective amendments.

Except as otherwise provided in these Acts, before the State agency or institution responsible for an individual item may begin work with funds secured under the Act, the agency or institution shall provide satisfactory assurances to the Board of Public Works that the work described in the individual items can be completed with the funds specified for that item.

If federal funds are available to help accomplish any project identified in these Acts, the State agency or institution responsible for the project shall make efforts through proper administrative procedures to obtain these federal funds. Before spending any funds secured under these Acts, the agency or institution shall certify its efforts to the Board of Public Works and state the reason for any failure to obtain federal funds. If federal funds are obtained, they shall be used to defray the costs of the project described in these Acts, not to expand its scope.

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

### SECRETARY'S AGENDA

Norman Astle (410) 841-5864  
Astlene@mda.state.md.us

**1. DEPARTMENT OF AGRICULTURE**  
***Maryland Agricultural Cost-Share Program Grant Requests***

***Recommendation:*** That the Board of Public Works approve funding a total of 32 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$320,400.

Agreement #	Recipient	County	Amount
AT-2011-2257	JOHN RICHARD KNOTT, JR.	St. Mary's	2,600
AT-2011-2284	TERRY L. RUSSELL	St. Mary's	4,200
CH-2011-2285	GRAND VIEW HOLDINGS, LLC	Kent	9,400
CR-2011-2328-B	M. DAVID WOOD, JR	Caroline	17,100
CR-2011-2347	MABEL POTTER STEVENS	Dorchester	3,300
CR-2011-2356	BRUCE R. BARTZ	Caroline	5,000
CR-2011-2361	HELEN M. MALKUS	Dorchester	1,700
CR-2011-2362-B	CHARLES E. BALL, JR	Caroline	35,000
CR-2011-2363-B	BRENDA J. COWGILL	Caroline	22,900
CR-2011-2364-B	BRENDA J. COWGILL	Caroline	15,200
MP-2011-2224	TODD A. LEHTONEN	Frederick	6,400
MP-2011-2225	TODD A. LEHTONEN	Frederick	8,200
MP-2011-2301	TODD A. LEHTONEN	Frederick	21,700
MP-2011-2329	JAMES A. STONESIFER	Carroll	1,800
MP-2011-2333	NORMAN E. BRUNNER	Carroll	3,000
MP-2011-2334	NORMAN E. BRUNNER	Carroll	5,700
MP-2011-2338	ERIC F. BURALL	Carroll	41,300
MP-2011-2339	ERIC F. BURALL	Carroll	6,700
MP-2011-2340	NORMAN E. BRUNNER	Carroll	7,200
MP-2011-2351	BYRON D. STAMBAUGH	Carroll	11,200
MP-2011-2352	JOHN A KABLE	Carroll	700
MP-2011-2353	JOHN A KABLE	Carroll	6,900
MP-2011-2354	JOHN A KABLE	Carroll	1,300
MP-2011-2360	JOSEPHINE H. REMSBERG	Frederick	6,100
NW-2011-2272	REGINALD L. SELLERS, JR	Dorchester	400
PB-2011-2263	PAHL'S FARM JOINT VENTURE	Baltimore	4,400
RS-2011-2326-R	CLARE RAE SCHMIDT	Baltimore	1,900
RS-2011-2341	C. RICHARD WEAVER	Carroll	4,500
RS-2011-2343	C. RICHARD WEAVER	Carroll	49,300
RS-2011-2348	DAVID R. FOGLE, JR	Carroll	1,900
RS-2011-2349	DAVID R. FOGLE, JR	Carroll	4,100
RS-2011-2359	DAVID R. FOGLE, JR	Carroll	9,300

BOARD OF PUBLIC WORKS

JUNE 1, 2011

SECRETARY'S AGENDA

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

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

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

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

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS

JUNE 1, 2011

SECRETARY'S AGENDA

Norman Astle (410) 841-5864  
Astlene@mda.state.md.us

2. **DEPARTMENT OF AGRICULTURE**  
***Maryland Agricultural Cost-Share Program Additional Funding Requests***

**Recommendation:** That the Board of Public Works approve **ADDITIONAL FUNDING** of one individual grant under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$2,281.82.

<b>Agreement #</b>	<b>Recipient</b>	<b>County</b>	<b>Amount \$</b>
AT-2009-3122	DEPARTMENT OF PARKS MNCPPC	Montgomery	2,281.82

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

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

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

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

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

**APPROVED**
 **DISAPPROVED**
 **DEFERRED**
 **WITHDRAWN**

**WITH DISCUSSION**
 **WITHOUT DISCUSSION**

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

### SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791  
dmoore@comp.state.md.us

### 3. BOARD OF PUBLIC WORKS *Wetlands Licenses*

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

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

#### CALVERT COUNTY

10-0046                    KELTON CLARK – To establish an aquaculture facility for raising oysters in cages and floats within an approximately 1,240-square-foot parcel for research purposes- Patuxent River near Jefferson Patterson Park

#### TALBOT COUNTY

96-0728(R2)  
(Reauthorization)                    MARYLAND PORT ADMINISTRATION - To reauthorize for a 15-year period a license which expires on August 14, 2011 to construct a dredged material containment facility - Chesapeake Bay at Paul S. Sarbanes Ecosystem Restoration Project at Poplar Island. This license was originally approved on August 14, 1996 as Secretary's Agenda, Item 1.

11-0225                    \*CARLTON GLOYD – To fill, grade, and plant marsh vegetation along an eroding shoreline; to construct a stone sand containment sill, a stone groin, and a stone revetment; and to dredge an area to varying depths – Hambleton Cove, St. Michaels

10-0208                    \*MICHAEL PETRUZZELLO – To emplace stone marsh edging and sand fill; to construct a stone groin; and to fill, grade and plant marsh vegetation along an eroding shoreline – Boone Creek, Oxford

\*NOTE: As of May 18, 2011, BPW has approved 6.74 acres of living shoreline in FY 2011.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

### SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791  
dmoore@comp.state.md.us

4. **BOARD OF PUBLIC WORKS**  
*Wetlands License And Water Column Lease 11-0385*

Approval is requested of the following application for wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case has been classified as extraordinary because a water column lease is requested. The Board of Public Works' Wetlands Administrator recommends that a license be granted as indicated. The Department of the Environment fully concurs with this recommendation.

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

### **CALVERT COUNTY**

11-0385      **ANDREW DALE BUCK** – To establish an aquaculture facility for raising oysters in cages and floats within an approximately 15-acre parcel, which will require a water column lease.  
Patuxent River west of Broomes Island, Calvert County

- Application received – December 27, 2010
- Public comment period ended – April 15, 2011
- MDE Report and Recommendation approving works as above described received – May 12, 2011

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**JUNE 1, 2011**

**SECRETARY'S AGENDA**

Contact: Doldon Moore 410-260-7791  
dmoore@comp.state.md.us

**5. BOARD OF PUBLIC WORKS**  
***Wetlands License 11-0489***

Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case is classified as an extraordinary case because compensation is recommended. The Board of Public Works' Wetlands Administrator recommends that a license be granted as indicated. The Department of the Environment fully concurs with this recommendation.

*Background:* On February 25, 2011, the Wetland Administrator issued the applicant an expedited license because of an emergency condition: the severing of the existing cable. Wetlands Regulations permit the Administrator to issue an expedited license when an emergency condition or undue hardship exists. After issuance, the standard public process ensues and the Board may affirm or revoke the license. COMAR 23.02.04.05C.

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

**QUEEN ANNE'S COUNTY**

**11-0489      DELMARVA POWER AND LIGHT COMPANY**

Emplace by horizontal directional drill method 675 feet of 25 kV submarine electric cable a minimum of 25 feet below the existing substrate bottom.  
Below the Kent Narrows Bridge, Kent Narrows

- Application received – February 11, 2011
- Expedited Wetlands License issued: February 25, 2011
- Public comment period ended – April 1, 2011
- MDE Confirmation Received – May 12, 2011

*Compensation:* \$1,000.00 non-recurring fee and an annual fee of \$1.00 per linear foot of cable. The annual fee will be adjusted every five years based on the Consumer Price Index.

*Indemnification:* Licensee must indemnify, defend, and save harmless the State, its officers, and employees from and against any and all liability, suits, claims and actions of whatever kind, caused by or arising from the placement of the transmission/ telecommunication cables under the bottom of Kent Narrows.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**BOARD OF PUBLIC WORKS**

**JUNE 1, 2011**

**SECRETARY'S AGENDA**

Contact Person: Terri Wilson (410) 537-4155  
[twilson@mde.state.md.us](mailto:twilson@mde.state.md.us) / [creilly@mde.state.md.us](mailto:creilly@mde.state.md.us)

**6. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve **new funding** up to \$6,000,000 to Baltimore City for the **Towson Finished Reservoir Cover (WC1164)**. These loans may involve multiple sources of funding including GO bonds as the required 20% State match to Federal funds. (Legislative District 42)

**A. New Loan Estimated to be \$4,500,000 – Drinking Water State Revolving Loan Fund.** The loan will be repaid 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 1.10% interest rate. To secure this debt, the City of Baltimore will deliver to the Maryland Water Quality Financing Administration a revenue bond.

**B. New Loan Forgiveness Estimated to be \$1,500,000 – Drinking Water State Revolving Loan Fund.** The loan will be a Principal Forgiveness loan to be forgiven as a Disadvantaged Community under the Federal Drinking Water Act. The Principal Forgiveness Loan terms are enforceable should there be a programmatic default on the Loan Agreement.

**Project Description:** The proposed project involves planning, design and construction of a covered finished water reservoir to replace the existing uncovered facility along with ancillary improvements, necessary to bring the reservoir into compliance with the Environmental Protection Agency's Long Term 2 Enhanced Surface Water Treatment Rule. In addition, the reservoir usable storage volume will be increased to 16 million gallons from the current 9 million gallons in order to provide flow equalization and emergency storage.

**Project Funding Sources:**

<b>Drinking Water State Revolving Loan Fund (this action)</b>	<b>\$ 4,500,000</b>
<b>Drinking Water State Revolving Loan Fund w/Principal Forgiveness (this action)</b>	<b>\$ 1,500,000</b>
Water Supply Grant WSG 01.03 (future action)	\$ 1,500,000
Baltimore County Drinking Water State Revolving Loan (future action)	\$ 9,246,000
Local Share	<u>\$ 8,235,713</u>
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$24,981,713</b>

**BOARD OF PUBLIC WORKS****JUNE 1, 2011****SECRETARY'S AGENDA****6. 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 this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

## SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155  
[twilson@mde.state.md.us](mailto:twilson@mde.state.md.us) / [creilly@mde.state.md.us](mailto:creilly@mde.state.md.us)

7. MARYLAND DEPARTMENT OF THE ENVIRONMENT

**Recommendation:** That the Board of Public Works approve **further funding** up to \$9,778,000 to the Town of LaPlata for the **La Plata Wastewater Treatment Plant Enhanced Nutrient Removal Upgrade** project in Charles County. The project involves multiple sources of funding which are being provided over several years based on project schedule. (Legislative District 28).

**A. New Loan up to \$1,010,000 – Water Quality State Revolving Loan Fund.** The loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 50% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 2.30% interest rate. To secure this debt, the Town of La Plata will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. This loan may involve multiple sources of funding including GO bonds as the required 20% State match of Federal funds.

**B. Grant Increase up to \$8,768,000 – Bay Restoration Fund (BR-NR 02.09)** The source of these grant funds is the Bay Restoration Fund. These funds may be expended using multi-year appropriations based on project schedule and will be used only for eligible ENR costs, as determined by the Department. The ENR projects may be funded using special funds, revenue bonds or GO bonds.

**Project Description:** The project involves the planning, design and construction of Enhanced Nutrient Removal facilities at the existing 1.5 million gallons per day La Plata Wastewater Treatment Plant (WWTP). Upon completion of the ENR upgrade the plant will achieve an effluent with Total Nitrogen goal of 3 mg/l and a Total Phosphorous goal of 0.3 mg/l. The purpose of the project is to reduce nutrients to the Port Tobacco Creek, Potomac River and ultimately the Chesapeake Bay.

**Project Funding Sources:**

<b>Water Quality State Revolving Loan Fund (this action)</b>	<b>\$ 1,010,000</b>
<b>Bay Restoration Fund Grant BR-NR 02.09 (this action)</b>	<b>\$ 8,768,000</b>
Bay Restoration Fund Grant BR-NR 02.09 (3/24/10)	<u>\$ 610,000</u>
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$10,388,000</b>

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

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

BOARD OF PUBLIC WORKS ACTION

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 1, 2011

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155  
twilson@mde.state.md.us / creilly@mde.state.md.us

8. MARYLAND DEPARTMENT OF THE ENVIRONMENT

**Recommendation:** That the Board of Public Works approve **new loan** funding up to \$1,000,000 to the Town of La Plata for the **La Plata Water Meter System** project in the Charles County. To secure this debt, the Town of La Plata will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. These loans may involve multiple sources of funding including GO bonds as the required 20% State Match to Federal funds. (Legislative District 28).

**A. New Loan Estimated \$500,000 – Drinking Water State Revolving Loan Fund.** The loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 50% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 2.30% interest rate.

**B. New Loan Forgiveness Estimated \$500,000 – Drinking Water State Revolving Loan Fund.** The loan will be a Principal Forgiveness loan. This loan forgiveness is for the “Green” components of the project under the Drinking Water Revolving Loan Fund program funding eligibility. The Principal Forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

**Project Description:** The proposed project entails the installation of new water meters throughout the Town of La Plata water system. The Town plans to acquire and install new water meters in order to accurately track water losses, minimize leakage and promote water conservation.

**Project Funding Sources:**

<b>Drinking Water State Revolving Loan Fund (this action)</b>	<b>\$ 500,000</b>
<b>Drinking Water State Revolving Loan Fund w/Principal Forgiveness (this action)</b>	<b><u>\$ 500,000</u></b>
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$1,000,000</b>

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

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

---

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

APPROVED
         
 DISAPPROVED
         
 DEFERRED
         
 WITHDRAWN

WITH DISCUSSION
         
 WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 1, 2011

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155  
twilson@mde.state.md.us / creilly@mde.state.md.us

9. MARYLAND DEPARTMENT OF THE ENVIRONMENT

**Recommendation:** That the Board of Public Works approve further funding up to \$21,516,000 to Anne Arundel County for the **Broadneck Water Reclamation Facility (WRF) Enhanced Nutrient Removal (ENR) Upgrade and Expansion** project in Anne Arundel County. The project involves multiple sources of funding which are being provided over several years based on project schedule. (Legislative District 30).

**A. New Loan up to \$14,005,000 – Water Quality State Revolving Loan Fund.** The loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 50% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 2.30% interest rate. To secure this debt, Anne Arundel will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. This loan may involve multiple sources of funding including GO bonds as the required 20% State match of Federal funds.

**B. Grant Increase up to \$7,511,000 – Bay Restoration Fund (BR-NR 02.02)** The source of these grant funds is the Bay Restoration Fund. These funds may be expended using multi-year appropriations based on project schedule and will be used only for eligible ENR costs, as determined by the Department.

**Project Description:** The proposed project entails the planning, design and construction of Enhanced Nutrient Removal facilities at the existing 6 million gallons per day (mgd) Broadneck Water Reclamation Facility and expansion of the facility to 8 mgd. Upon completion of the ENR upgrade, the plant will achieve an effluent with Total Nitrogen goal of 3 mg/l and Total Phosphorus of 0.3 mg/l. These improvements will reduce nutrients to the Lower Western Shore and ultimately the Chesapeake Bay.

**Project Funding Sources:**

Water Quality State Revolving Loan Fund (this action)	\$14,005,000
Bay Restoration Fund Grant BR-NR 02.02 (this action)	\$ 7,511,000
Bay Restoration Fund Grant BR-NR 02.02 (most recent action 06/09/10)	\$ 340,000
Local	\$ 620,495
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$22,476,495</b>

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

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

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

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

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

## SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155  
[twilson@mde.state.md.us](mailto:twilson@mde.state.md.us) / [creilly@mde.state.md.us](mailto:creilly@mde.state.md.us)

**10. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve **further funding** up to \$5,300,000 to Baltimore City for the **Patapsco Wastewater Treatment Plant Biological Nutrient Removal and Enhanced Nutrient Removal** project in Baltimore City. These loans may involve multiple sources of funding including GO bonds as the required 20% State match to Federal funds. (Legislative District 46)

**A. Estimated \$4,000,000 loan** to be repaid over a period not to exceed 20 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 1.10% interest rate. To secure this debt, the City of Baltimore will deliver to the Maryland Water Quality Financing Administration a revenue bond that is on parity with its outstanding sewer utility revenue bonds which have a first lien on the gross revenues of the system.

**B. Estimated \$1,300,000 will be Principal Forgiveness loan.** This loan will be forgiven as a Disadvantaged Community under the Federal Clean Water Act. The principal forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

**Project Description:** The project consists of the upgrade and expansion of the existing 73 million gallons per day Patapsco Wastewater Treatment Plant (WWTP). The WWTP upgrade involves the planning, design and construction of BNR and ENR facilities to achieve annual average Total Nitrogen concentrations of 4.0 mg/l, a seasonal TN concentration of 3.0 mg/l from May to October, and annual Total Phosphorous concentration of 0.3 mg/l based on average flows of 81 mgd, that represents an 83% reduction in TN and 85% in TP. This project also involves expansion of plant capacity from 73 mgd to the design capacity of 81 mgd identified in the City's Comprehensive Wastewater Facility Master Plan of 2002. This action will fund the work related to contract SC855, which primarily is the Enhanced Nutrient Removal modifications to existing facilities.

**Project Funding Sources:**

<b>Water Quality Revolving Loan Fund (this action)</b>	<b>\$ 4,000,000</b>
<b>Water Quality Revolving Loan Fund w/Principal Forgiveness (this action)</b>	<b>\$ 1,300,000</b>
Water Quality Loan – Baltimore County (11/18/09)	\$ 4,000,000
ARRA Baltimore City Principal Forgiveness Loan (3/24/10)	\$ 6,000,000
ARRA Baltimore City Water Quality Loan (3/24/10)	\$ 3,000,000
ARRA Baltimore County Water Quality Loan (3/24/10)	\$ 9,000,000
<b>Bay Restoration Fund Grant BR-NR 02.03 (12/15/10)</b>	<b>\$ 83,707,000</b>
Biological Nutrient Removal NR 08.03 (12/15/10)	\$ 54,499,543
Estimated Cost of Future Contract (SC845)	\$193,238,500
Local Share	<u>\$ 32,451,357</u>
<b>TOTAL ESTIMATED BNR/ENR PROJECT COST:</b>	<b>\$391,196,400</b>

**BOARD OF PUBLIC WORKS**

**JUNE 1, 2011**

**SECRETARY'S AGENDA**

**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 this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. MDE has reviewed the State Clearinghouse comments.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

## SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155  
[twilson@mde.state.md.us](mailto:twilson@mde.state.md.us) / [creilly@mde.state.md.us](mailto:creilly@mde.state.md.us)

11. MARYLAND DEPARTMENT OF THE ENVIRONMENT

**Recommendation:** That the Board of Public Works approve a new grant up to \$284,990 to City of Greenbelt for the Greenhill/Hillside Road Stream Restoration project in Prince George's County (Legislative District 22).

**Project Description:** The Greenhill/Hillside Road Stream Restoration project consists of stabilizing and restoring 623 linear feet of riverine intermittent stream on the two unnamed streams located above, and which discharge to, Greenbelt Lake. Stabilizing/restoration techniques to be used include grading the stream banks, installing a coastal plain outfall, a series of step pools, two bed sills, and removing a failed culvert. This project also includes a public education element by inviting communities to assist with planting and using the site for workshops regarding Low Impact Development. Project completion will reduce sediment loads on downstream waterways and will promote groundwater infiltration.

**Project Funding Sources:**

Chesapeake and Atlantic Coastal Bays Nonpoint Source Fund (TF 04.16) (This Action)	\$284,990
Local Funds	\$144,760
TOTAL ESTIMATED COST:	\$429,750

**Authority:** Section 9-1605.3 of the Environment Article, Maryland Code, known as the Chesapeake and Atlantic Coastal Bays Nonpoint Source Fund.

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



## BOARD OF PUBLIC WORKS

JUNE 1, 2011

## SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155  
[twilson@mde.state.md.us](mailto:twilson@mde.state.md.us) / [creilly@mde.state.md.us](mailto:creilly@mde.state.md.us)

12. MARYLAND DEPARTMENT OF THE ENVIRONMENT

**Recommendation:** That the Board of Public Works approve a new grant up to \$650,234 to Baltimore County for the Essex Sky Park Shoreline Enhancement project in Baltimore County (Legislative District 6).

**Project Description:** The Essex Sky Park Shoreline Enhancement project consists of restoring three stream reaches along the Back River shoreline that have been identified by the County as being severely eroded. Restoration tactics will consist of a combination of segmented sills, minor regrading/filling, stone breakwaters, phragmites removal, and planting tidal wetland vegetation.

**Project Funding Sources:**

Chesapeake and Atlantic Coastal Bays Nonpoint Source Fund (TF 02.04) (This Action)	\$650,234
Local Funds	\$675,902
TOTAL ESTIMATED COST:	\$1,326,136

**Authority:** Section 9-1605.3 of the Environment Article, Maryland Code, known as the Chesapeake and Atlantic Coastal Bays Nonpoint Source Fund.

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS**

**JUNE 1, 2011**

**SECRETARY'S AGENDA**

Contact Person: Terri Wilson (410) 537-4155  
[twilson@mde.state.md.us](mailto:twilson@mde.state.md.us) / [creilly@mde.state.md.us](mailto:creilly@mde.state.md.us)

**13. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

A.Submission of a request by the Maryland Department of the Environment for approval of capital construction grants totaling \$3,235,725 for the following projects, which will be funded from proceeds of various general obligation bonds:

**1. Cumberland CSO Improvements: Cedar Street - Further Funding - \$918,833**

Recipient: City of Cumberland in Allegany County  
 Legislative District 1C  
 Project No. SWQH 30.01

MCCBL 2007 (07084) - \$437,385 - Chesapeake Bay Water Quality Project Funds,  
 Supplemental Assistance Program

MCCBL 2008 (08055) - \$62,684 - Chesapeake Bay Water Quality Project Funds,  
 Supplemental Assistance Program

MCCBL 2010 (10067) - \$418,764 – Chesapeake Bay Water Quality Project Funds,  
 Supplemental Assistance Program

**2. Oliver Drive Sewer System – New Grant - \$209,127**

Recipient: St. Mary's County Metropolitan Commission  
 Legislative District 29B  
 Project No. SWQH 13.19

MCCBL 2010 (10067) - \$209,127 – Chesapeake Bay Water Quality Project Funds,  
 Supplemental Assistance Program

**3. Braddock Run Interceptor Rehab: Phase 2 New Grant - \$1,257,765**

Recipient: LaVale Sanitary Commission in Allegany County  
 Legislative District 1B  
 Project No. SWQH 33.01

MCCBL 2010 (10067) - \$1,257,765 – Chesapeake Bay Water Quality Project Funds,  
 Supplemental Assistance Program

**BOARD OF PUBLIC WORKS****JUNE 1, 2011****SECRETARY'S AGENDA****13. MARYLAND DEPARTMENT OF THE ENVIRONMENT (Cont'd)**

4. **East New Market Wells Project** - New Grant - \$70,000  
Recipient: Town of East New Market in Dorchester County  
Legislative District 37B  
Project No. WSG 04.10  
  
MCCBL 2006 (06064) - \$70,000 - Maryland Consolidated Capital Bond Loan, Water Supply Financial Assistance Program
5. **Snow Hill Water Line Replacement** - New Grant - \$150,000  
Recipient: Town of Snow Hill in Worcester County  
Legislative District 38B  
Project No. WSG 05.24  
  
MCCBL 2006 (06064) - \$150,000 - Maryland Consolidated Capital Bond Loan, Water Supply Financial Assistance Program
6. **Milford Street Two-Million Gallon Elevated Water Storage Tank** – New Grant - \$630,000  
Recipient: City of Salisbury in Wicomico County  
Legislative District 38B  
Project No. WSG 07.23  
  
MCCBL 2010 (10068) - \$603,008 – Maryland Consolidated Capital Bond Loan, Water Supply Financial Assistance Program  
MCCBL 2006 (06064) - \$26,992 – Maryland Consolidated Capital Bond Loan, Water Supply Financial Assistance Program

**BOARD OF PUBLIC WORKS**

**JUNE 1, 2011**

**SECRETARY'S AGENDA**

**13. MARYLAND DEPARTMENT OF THE ENVIRONMENT (Cont'd)**

B. Recommendation that the Board of Public Works CANCEL the State's authority to issue general obligation bonds in the amount of \$55,670 and at the same time reduce the State's spending authority as shown for the following capital project. This project has been completed and closed out.

<u>Project #</u>	<u>Program*</u>	<u>Project Name</u>	<u>Recipient/County</u>	<u>MCCBL</u>	<u>Appropriation</u>	<u>Amount</u>
WSG 07.12	WSG	Crellin Water System Improvements Public Works	Garrett County Department of	2001	01195	\$ 55,670

\*Water Supply Financial Assistance

C. Request to REVERT unneeded funds in the amount of \$262,301 within the Maryland Department of the Environment. These projects have been administratively closed out. The reverted funds will be used for future projects, subject to Board approval.

<u>Project #</u>	<u>Program*</u>	<u>Project Name</u>	<u>Recipient/County</u>	<u>MCCBL</u>	<u>Appropriation</u>	<u>Amount</u>
WSG 04.23	WSG	Willards WTP Drinking Water Facility	Town of Willards	2006	06064	\$246,992
SWQH <del>23-13</del> 12-23	SWQH	Fruitland I/I Reduction Sewer Project <i>*see attachment</i>	City of Fruitland/ Wicomico County	2010	10067	\$15,309

\*WSG – Water Supply Financial Assistance

\*SWQH – Chesapeake Bay Water Quality Project Funds, Supplemental Assistance Program

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.

MDE has determined that these projects are consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. These projects are consistent with State Clearinghouse comments and recommendations.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



MARYLAND DEPARTMENT OF THE ENVIRONMENT

1800 Washington Boulevard • Baltimore MD 21230  
410-537-3000 • 1-800-633-6101 • www.mde.state.md.us

Martin O'Malley  
Governor

Robert M. Summers, Ph.D.  
Secretary

Anthony G. Brown  
Lieutenant Governor

OK  
SMS  
11-29-11

NOV 28 2011

RECEIVED  
2011 NOV 29 AM 11:50  
BOARD OF PUBLIC WORKS

Ms. Sheila McDonald  
Executive Secretary  
Board of Public Works  
80 Calvert Street  
Louis L. Goldstein Treasury Building, Room 117  
Annapolis MD 21401

RE: Changes to previous MDE agenda items

Dear Ms. McDonald:

This is to advise you of the following clerical change to the Maryland Department of the Environment's agenda item previously approved by the Board of Public Works. Enclosed is a copy of the item as approved by the Board.

Board of Public Works meeting June 1, 2011

Item 13.C., Page 18

Reversion for City of Fruitland – Fruitland I/I Reduction Sewer Project - Change the project number

FROM: SWQH 23.13

TO: SWQH 12.23

These changes to our records will be effective as of June 1, 2011, the date of the Board's approval. Thank you for your attention to this matter. If you need further information, please call me on 410-537-4155, or have a member of your staff contact Ms. Cheryl Reilly on 410-537-3815.

Sincerely,

Terri Wilson  
Director,  
Office of Budget and Infrastructure Financing

**BOARD OF PUBLIC WORKS**  
**JUNE 1, 2011**  
**SECRETARY'S AGENDA**

Contact Person: Terri Wilson (410) 537-4155  
[twilson@mde.state.md.us](mailto:twilson@mde.state.md.us) / [creilly@mde.state.md.us](mailto:creilly@mde.state.md.us)

**14. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve up to \$8,943,000 in grant funding for the Applicants listed below, to upgrade On-site Disposal (Septic) Systems (OSDS) with best available technology (BAT) for nitrogen removal, using the Bay Restoration Fund during FY 2012.

<u>Applicant/County</u>	<u>Grant Request (\$)</u>	<u>Applicant/County</u>	<u>Grant Request</u>
Allegany County	\$ 50,000	Harford County	\$ 100,000
Anne Arundel County	\$1,901,000	Canaan Valley Inst. (Howard)	\$ 100,000
Baltimore County	\$ 250,000	Kent County	\$ 273,000
Calvert County	\$ 866,000	Canaan Valley Inst (Montgomery)	\$ 105,000
Caroline County	\$ 230,000	Queen Anne's County	\$ 851,000
Carroll County	\$ 100,000	Worcester Co (Somerset)	\$ 339,000
Cecil County	\$ 487,000	St. Mary's County	\$ 907,000
Charles County	\$ 200,000	Talbot County	\$ 557,000
Dorchester County	\$ 687,000	Canaan Valley Inst. (Washington)	\$ 144,000
Canaan Valley Inst. (Fred. Co)	\$ 100,000	Wicomico County	\$ 355,000
Garrett County	\$ 100,000	Worcester County	\$ 241,000

**Program Description:** The above grant recipients will implement the OSDS-BAT program locally, consistent with MDE program guidance and prioritize application for funding as follows:

1. Failing OSDS or holding tanks in the Critical Areas
2. Failing OSDS or holding tanks not in the Critical Areas
3. Non-failing OSDS in the Critical Areas including new BAT installation
4. Non-failing OSDS outside the Critical Areas

Owners of failing OSDS in critical areas are eligible for 100% reimbursement of BAT cost as grant. Homeowners with OSDS not in critical areas will be eligible to be reimbursed from 25% to 100% of BAT cost as grant, based on income, while businesses, non-residential or rental property owners with OSDS not in critical areas are eligible for 25% reimbursement of BAT cost as grant.

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

The project is consistent with State Clearinghouse comments and recommendations.

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

**APPROVED**
 **DISAPPROVED**
 **DEFERRED**
 **WITHDRAWN**

**WITH DISCUSSION**
 **WITHOUT DISCUSSION**

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

## SECRETARY'S AGENDA

Contact: Ellen Frketic 410-729-8307  
[efrke@menv.com](mailto:efrke@menv.com)

15. MARYLAND ENVIRONMENTAL SERVICE

**Recommendation:** That the Board of Public Works approve the use of General Obligation Bond funding proceeds for the following contracts totaling \$48,552.24.

A. **Fort Frederick State Park**

Water Distribution System Improvements  
 MES Project # 11-05-26

Description:	Replace approximately 2,500 feet of water lines.
Procurement Method:	Small Procurement
Award:	Callas Contractors, Inc. Hagerstown MD
Amount:	\$24,950.00
Term:	30 Calendar Days
Fund Source:	MCCBL of 2004: <i>MES Infrastructure Improvement Fund</i> Item 083 (PCA #10925)
Resident Business:	Yes
MD Tax Clearance:	11-1283-1111

B. **Fort Fredrick State Park**

Western Maryland Parks Water/Wastewater Improvements  
 Replacement Piping for Water Distribution System

Description:	Purchase 2,500 linear feet of 2-inch diameter HDPE pipe
Procurement Method:	Small Procurement
Award:	Isco Industries Martinsburg, WV
Amount:	\$8,002.24
Fund Source:	MCCBL 2004: <i>Infrastructure Improvement Fund</i> , Item 083 (PCA #10925)
Resident Business:	No
MD Tax Clearance:	11-1282-1111

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

## SECRETARY'S AGENDA

15. MARYLAND ENVIRONMENTAL SERVICEC. **Gambrill State Park**

Water Booster Pump Station Improvements  
 MES Project #11-05-27

Description:	Construction of upgrades to the Water Booster Pump Station
Procurement Method:	Small Procurement
Award:	Premo Industrial Contracting Towson, MD
Amount:	\$15,600.00
Fund Source:	MCCBL 2004: <i>Infrastructure Improvement Fund</i> , Item 083 (PCA #10925)
Resident Business:	Yes
MD Tax Clearance:	11-1295-0111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**BOARD OF PUBLIC WORKS**

**JUNE 1, 2011**

**SECRETARY'S AGENDA**

Contact: Norman C. Swoboda (410)514-7355  
swoboda@mdhousing.org

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

**RECOMMENDATION:** That the Board of Public Works approve releasing the deed of trust on one property that received a loan from DHCD's Down Payment and Settlement Expense Loan Program. The deed of trust is a second mortgage; the borrower is selling the property in lieu of foreclosure to pay off the first mortgage owed to DHCD, and the borrower has requested a release of the deed of trust securing the second mortgage on the basis of a hardship (e.g., loss of income due to unemployment or illness). The borrower has/will sign a promissory note in the amount of the outstanding principal of the second mortgage.

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

**AUTHORITY TO RELEASE** State Finance and Procurement  
**SECURITY INTEREST:** Article §§ 10-305, Maryland Code

**Loan Recipient:** **Ayana Pitts**  
807 Lynhurst Street, Baltimore, MD 21229  
(Baltimore City)  
Original Loan: \$10,000  
Current Balance: \$ 8,300  
Type: Second Mortgage

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**JUNE 1, 2011**

**SECRETARY'S AGENDA**

Contact: Patricia Rynn Sylvester 410-514-7481 sylvester@dhcd.state.md.us  
 John Maneval 410-514-7451 maneval@dhcd.state.md.us  
 Linda Webb 410-514-7590 webb@dhcd.state.md.us

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

**NAME OF GRANTEE:** House of Freedom, Inc.

**AUTHORITY:** Maryland Consolidated Capital Bond Loan of 2010 - Shelter and Transitional Housing Facilities Grant (See COMAR 05.05.09.01 - .18)

**Program Requirements:**

- The Shelter and Transitional Housing Facilities Grant Program provides capital financing in the form of a grant to develop facilities that provide shelter with supportive services to homeless persons.
- Eligible uses include acquisition of land or buildings, new construction, rehabilitation, predevelopment costs, and the purchase of capital equipment.
- Only nonprofit organizations and units of local government are eligible.

**PROJECT TITLE:** House of Freedom Phase III

**AMOUNT:** \$740,838

**DESCRIPTION:** This project involves interior demolition and renovation to increase the capacity of an existing facility serving the homeless by 102 transitional housing beds (from 48 to 150 beds). The facility will serve adults who are recovering from alcohol and drug addiction at 1029 E. Baltimore Street in Baltimore City. The facility will also include office space, recreation and support areas, live-in staff, and 24 hour security. The building will be connected to other facilities operated by House of Freedom. Support services will include work therapy assignments, case management, support groups, education programs, and training and employment services with a goal of moving residents to economic stability. Operating funds will come from grants, donations, and resident contribution of temporary assistance payments and food stamps.

**FUNDS SOURCE:**

<u>Source</u>	<u>Amount</u>
Maryland Consolidated Capital Bond Loan of 2010 - Shelter and Transitional Housing Facilities Grant -----	\$ 740,838
Federal Home Land Bank Affordable Housing Program Grant -----	1,000,000
MD State Bond Bill FY 2008 -----	200,000
<b>Total</b>	<b>\$ 1,940,838</b>

**BOARD OF PUBLIC WORKS****JUNE 1, 2011****SECRETARY'S AGENDA****17. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (cont'd)**

**REMARKS:** The proposed grant will be used for eligible project costs under COMAR 05.05.09.

The Maryland Office of Planning reviewed and approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy on September 10, 2010 (Project #SP201100826-5118).

---

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

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

**BOARD OF PUBLIC WORKS**

JUNE 1, 2011

**SECRETARY'S AGENDA**

Contact: Robert Gaudette 410-260-8462  
[bgaudette@dnr.state.md.us](mailto:bgaudette@dnr.state.md.us)

**18. DEPARTMENT OF NATURAL RESOURCES*****Waterway Improvement Fund Project Grants***

**Recommendation:** That the Board of Public Works approve the substitution of \$7,347,000 in general obligation bond proceeds for Special Funds in that amount. The bond proceeds will partially fund Waterway Improvement Fund grant projects. Encumbrances for individual projects are subject to change.

**Authority:**

Budget Reconciliation and Financing Act (BRFA) of 2011 (Chapter 397 [2011 Maryland Laws])  
Maryland Consolidated Capital Bond Loan (MCCBL) of 2011 (Chapter 396 [2011 Maryland Laws])

**Description:** By June 30, 2012, the Department of Natural Resources must transfer \$1,090,000 from the Waterway Improvement Fund to the General Fund. See 2011 BRFA The 2011 MCCBL simultaneously makes available to DNR \$7,347,000 in State general obligation bond proceeds to finance projects that expand and improve recreational boating throughout the State, allocated:

- \$1,090,000 for FY 12 Waterway Improvement Fund Projects
- \$6,257,000 for Prior Funds Replacement for Waterway Improvement Fund Projects.

Reference is made to Secretary's Agenda Item 12 (June 23, 2010) in which the Board of Public Works approved a similar substitution of bond proceeds. That approval was pursuant to the 2010 BRFA (which required DNR to transfer \$16,449,000 from the Waterway Improvement Fund to the General Fund), and the 2010 MCCBL (which made available \$10,192,000 in State general obligation bond proceeds to the Fund to finance projects that expand and improve recreational boating throughout the State). The discrepancy between the amount that DNR transferred out and the amount of bond proceeds made available in FY 2011 is \$6,257,000. That amount of transferred funds not replaced with State general obligation bond proceeds last year was appropriated in the 2011 MCCBL for use in FY 2012.

## BOARD OF PUBLIC WORKS

JUNE 1, 2011

## SECRETARY'S AGENDA

18. DEPARTMENT OF NATURAL RESOURCES (cont'd)  
*Waterway Improvement Fund Project Grants*

DNR seeks to substitute State general obligation bond proceeds as follows:

**CHANGE FUND SOURCE:****From:**

Waterway Improvement Fund FY 2005	\$ 99,000.00
Waterway Improvement Fund FY 2007	\$1,026,057.04
Waterway Improvement Fund FY 2008	\$1,944,999.76
Waterway Improvement Fund FY 2009	\$1,526,943.20
Waterway Improvement Fund FY 2010	\$ 425,000.00
Waterway Improvement Fund FY 2011	<u>\$1,235,000.00</u>

Subtotal Prior Funds

Replacement: \$6,257,000.00

Waterway Improvement Fund FY 2012	<u>\$1,090,000.00</u>
Total:	\$7,347,000.00

**To:**

MCCBL of 2011 (HB 71, Chapter 396 [2011 Maryland Laws])	\$ 7,347,000.00
---	-----------------

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****JUNE 1, 2011****SECRETARY'S AGENDA**

Contact: R. Dean Kenderdine: 410-625-5601  
[dkenderdine@sra.state.md.us](mailto:dkenderdine@sra.state.md.us)

**19. MARYLAND STATE RETIREMENT AGENCY**

Submission of a request by the Board of Trustees of the State Retirement and Pension System of Maryland, in accordance with State Personnel and Pensions Article, Section 21-115 (b)(2), for the reappointment of **Wayne H. Shaner**, as a public member of the Investment Committee of the Board for a three-year term beginning July 1, 2011.

Mr. Shaner meets all of the requirements to serve as a public member. State Personnel and Pensions Article 21-115 (b)(2) provides that this appointment by the Board of Public Works is for a term of three years.

---

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

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

**BOARD OF PUBLIC WORKS****JUNE 1, 2011****SECRETARY'S AGENDA**

Contact: Patti Konrad (410)260-7920  
[pkonrad@treasurer.state.md.us](mailto:pkonrad@treasurer.state.md.us)

**20. STATE TREASURER***June 2011 Tax-Exempt Equipment Lease-Purchase Financing*

The State Treasurer recommends that the Board of Public Works approve the award of the June 2011 Tax-Exempt Equipment Lease-Purchase Agreement for financing, on a consolidated basis under a lease-purchase financing arrangement, the acquisition of capital equipment by certain State agencies. This June 2011 Tax-Exempt Equipment Lease-Purchase Financing will provide financing for \$891,526.03 in capital equipment.

**TERM:** June 1, 2011 through June 10, 2011.

**PROCUREMENT**

**METHOD:** Competitive Sealed Bids

**AWARD:** J.P. Morgan Chase Bank, N.A.

**BIDS:** The award was based on the lowest weighted average rate submitted by the bidders.

<u>Bidder's Name</u>	<u>Weighted Average Rate</u>
J.P. Morgan Chase Bank, N.A.	1.473
Banc of America Public Capital Corp	1.535
SunTrust Equipment Finance & Leasing Corp.	1.675
PNC Equipment Finance, LLC	1.904
Capital One Public Funding, LLC	1.980
First Niagara Leasing, Inc.	2.038

**MBE:** There are no subcontracting opportunities; MBEs are encouraged to respond as primes.

**FUND SOURCES:** Agency operating budgets

**AMOUNT:** \$891,526.03

BOARD OF PUBLIC WORKS

JUNE 1, 2011

SECRETARY'S AGENDA

20. STATE TREASURER (cont'd)  
*June 2011 Tax-Exempt Equipment Lease-Purchase Financing*

**REMARKS:** The State Treasurer's Office issued an Invitation for Bids for financing on a consolidated basis \$891,526.03 in capital equipment; published it on *eMarylandMarketplace*; posted on the websites for the National Association of State Treasurers and the State Treasurer's Office; and emailed to 30 firms known to be active in financing municipal leases. This Lease-Purchase financing is expected to close no later than June 10, 2011. Eight bids were received on May 20, 2011. Following evaluation, two of the bids were rejected for failure to meet bid requirements. The remaining six bids were evaluated and were weighted based on the actual amounts to be financed and the rates for the respective lease terms of 3 years and 5 years. See the attached Summary of Equipment Schedules.

Rather than utilize a long-term Master Lease, the State Treasurer's Office has determined to periodically consolidate the financing requests for equipment from State agencies and to solicit new equipment lease-purchase financing bids from lessors. This method more appropriately corresponds to current market conditions.

Following the June 2011 Tax-Exempt Equipment Lease-Purchase financing, the remaining balance of the \$100 million originally approved by the Legislative Policy Committee for equipment lease-purchase financing will be approximately \$72.8 million. This authorization expires on June 30, 2011 and the Treasurer has requested approval from the Legislative Policy Committee of \$40 million in new authorizations for the period July 1, 2011 – June 30, 2013.

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
<b>WITH DISCUSSION</b>		<b>WITHOUT DISCUSSION</b>	



## BOARD OF PUBLIC WORKS

JUNE 1, 2011

## SECRETARY'S AGENDA

Contact: Ellen Frketic 410-729-8307  
[efrke@menv.com](mailto:efrke@menv.com)

21. MARYLAND ENVIRONMENTAL SERVICE

**Recommendation:** That the Board of Public Works grant Maryland Environmental Service a temporary exception for one year from the automatic termination of funds authorized by the MES Infrastructure Improvement Fund in the Maryland Consolidated Capital Bond Loan of 2004. Chapter 432, Acts of 2004, Maryland Environmental Service UB00 (083 MCCBL 04).

**Authority:** Section 8-128(c), State Finance and Procurement Article, Annotated Code of Maryland states: "Except to the extent that money authorized by an enabling act for a State project or program has been encumbered by the Board, an authorization of State debt shall automatically terminate 7 years after the date of authorization, unless . . . (2) In an emergency, the Board [of Public Works] unanimously grants a temporary exception for a period of 1 year."

**Background:** The 2004 MCCBL provided funds to the Maryland Environmental Service "to design, construct, and equip capital improvement for State institutions," specifically:

1. Springfield Hospital Center. Construct improvements to the water distribution and wastewater system.
2. Deep Creek State Park. Design and construct improvements to the water distribution and wastewater treatment facility.
3. Western Maryland State Parks. Design and construct improvements to the water and wastewater systems.
4. St. Mary's College. Design and construct improvements to the water distribution and wastewater collection system.
5. Sandy Point State Park. Construct improvements to the water tower.
6. Jessup Correctional Complex. Construct improvements to the water tower.

MES recently became aware of additional areas at Western Maryland State Parks (Deep Creek, Fort Frederick, and Gambrill) that need replacement or rehabilitation. Although projects were undertaken and completed several years ago, the work did not include replacement of the entire distribution and collection systems at these Parks because it was cost prohibitive and unnecessary at the time the work was performed. MES seeks to use the balance of the appropriation in the next year to fix leaking water lines at Deep Creek and continue upgrades to the systems at Gambrill and Fort Frederick State Parks.

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A**

**BOARD OF PUBLIC WORKS**

**June 1, 2011**

**Secretary's Agenda**

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

**ITEM 1A**

**PROGRAM OPEN SPACE LOCAL SHARE:**

**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010:**

Approval is requested to commit \$307,000.00 for the following **acquisition** project located in **Anne Arundel County**. Funding will come from the Program Open Space Local Share that is allocated to the County and MCCBL proceeds as noted.

**Crownsville Park-Floyd Property - \$307,000.00 - POS #5863-2-285 - MD20110406-0194**

Acquire 9.37 additional acres for the existing 11.27 acre park. The property will provide a forested buffer to future park facilities and possible area for regenerative stormwater management. The master plan includes a playground, athletic fields, and a restroom building to serve local youth sports programs. The property lies within the South River Greenway and will connect to the future South Shore Trail.

<u>APPRAISED VALUE:</u>	George L. Peabody	\$275,000.00
	Brice J. Worthington	\$295,000.00

PROPERTY COST: \$285,000.00

INCIDENTAL COSTS: \$ 22,000.00

FUND SOURCE: MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Anne Arundel County  
Program 89.22.49 Item 056 \$307,000.00

---

Board of Public Works Action: The above referenced item was:

<u>Approved</u>	Disapproved	Deferred Withdrawn
With Discussion		<u>Without Discussion</u>

**PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A**

**BOARD OF PUBLIC WORKS**

**June 1, 2011**

**SECRETARY'S AGENDA**

Contact: Robert Feldt  
(410) 260-8529  
[rfeldt@dnr.state.md.us](mailto:rfeldt@dnr.state.md.us)

ITEM 2A  
SALE OF FOREST PRODUCTS:

Request approval of the following timber sale. See BPW Advisory 2005-2

PROJECT NAME: Mount Nebo WMA - Garrett County

SALES DESIGNATION: MN-01-11

AREA DESCRIPTION: 55 acres / Habitat Management Units 1 & 6

DESCRIPTION: This sale involves two separate management units; the first is a 15 acre clearcut and the second is a 40 acre crop tree release. In addition to silvicultural activities, major road improvements will be made. Doing so will improve existing roads and access to this area of the WMA. These improvements are reflected in the bid amount. This sale includes 337,983 board feet of sawtimber and 200 cords and used the One-Step Method sales procedure. No bond money was used in the purchase of this land.

METHOD: Competitive Sealed Bid

BIDS:

Glotfelty Lumber Co. \$50,400.00

AWARD: Glotfelty Lumber Co.

AMOUNT: \$50,400.00

ESTIMATED VALUE: \$52,506.00

---

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**PROGRAM OPEN SPACE - SUPPLEMENT AGENDA**

**BOARD OF PUBLIC WORKS**

**June 1, 2011**

**Secretary's Agenda**

Contact: Meredith Lathbury  
mlathbury@dnr.state.md.us  
(410) 260-8450

ITEM 3A

RURAL LEGACY PROGRAM FUNDS:

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010:

Approval is requested to grant to Wicomico County \$193,798.25 for the following projects from Rural Legacy Funds.

PROJECT NAME: Quantico Creek Rural Legacy Area

BACKGROUND: The Board of Public Works authorized a \$512,252.00 FY 2010 grant on the December 16, 2009 Program Open Space Agenda Item 10A, for easement acquisitions in Wicomico County.

PROJECT DESCRIPTION:

**Cooper - \$193,798.25**

Acquisition of this 61.776 acre conservation easement located in the Quantico Creek Rural Legacy Area of Wicomico County preserves agricultural and forest land. Water quality will be protected in the Nanticoke River Watershed, a tributary watershed of the Chesapeake Bay. The easement will be held by the Wicomico County Council and the Maryland Department of Natural Resources.

VALUE OF EASEMENT: Total easement value \$170,000.00 - \$2,751.88 per acre

TOTAL OTHER COSTS: \$ 23,798.25

ADMINISTRATIVE:	\$ 5,100.00	
INCIDENTAL:	\$16,148.25	(\$5,900.00 – Appraisal \$7,893.75 – Survey \$2,354.50 – Legal Work)
COMPLIANCE:	\$ 2,550.00	

AMOUNT REQUESTED: \$193,798.25

FUND SOURCE: Program 81.20.04 Item 025 \$ 2,550.00 (FY 2009)

MCCBL of 2010: Rural Legacy Program  
Program 89.22.49 Item 054 \$191,248.25 (FY 2011)

---

Board of Public Works Action: the above referenced item was:

**Approved**

Disapproved

Deferred

Withdrawn

With Discussion

**Without Discussion**

## PROGRAM OPEN SPACE - SUPPLEMENT A

## BOARD OF PUBLIC WORKS

June 1, 2011

## Secretary's Agenda

Contact: Meredith Lathbury  
mlathbury@dnr.state.md.us  
410-260-8450

ITEM 4A

RURAL LEGACY PROGRAM FUNDS:MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2009:MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010:

Approval is requested to grant to Charles County \$616,857.37 for the following project from the Rural Legacy Funds.

PROJECT NAME: Zekiah Watershed Rural Legacy Area

BACKGROUND: The Board of Public Works authorized a \$1,000,000 FY 2009 grant on the January 7, 2009 Program Open Space Agenda Item 10A for easement acquisitions in Charles County.

PROJECT DESCRIPTION:Thorne, David and Cynthia - \$616,857.37

This acquisition of a conservation easement on a 115.635-acre property in Charles County will protect significant farmland, forest resources, and riparian buffers, and will be held by Charles County.

VALUE OF EASEMENT: Total easement value \$596,907.87 - \$5,162.00 per acre

TOTAL OTHER COSTS: \$ 19,949.50

ADMINISTRATIVE: \$17,907.23

INCIDENTAL: \$ 2,042.27 (\$1,867.27 – Title Insurance  
\$ 175.00 – Title Work)

COMPLIANCE: \$ -0-

TOTAL COST: \$616,857.37

FUND SOURCE: MCCBL of 2009: Rural Legacy Program  
Program 89.22.45 Item 062 \$ 41,000.00 (FY 2010)

MCCBL of 2010: Rural Legacy Program  
Program 89.22.49 Item 054 \$575,857.37 (FY 2011)

---

Board of Public Works Action: the above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICE CONTRACT**

**ITEM:** 1-S                                      **Agency Contact:** Robert P. Gay  
410-545-0433  
rgay@sha.state.md.us

**DEPARTMENT/PROGRAM:**                      Transportation (MDOT)  
State Highway Administration (SHA)  
Maryland Highway Safety Office (MHSO)

**CONTRACT ID:**                                      MHSO-001-09;  
Maryland Strategic Highway Safety Plan  
ADPICS NO. J02B1400011

**CONTRACT DESCRIPTION:**                      Task-order based contract to provide support for the  
improvement of existing programs and guidance in the development of new programs associated  
with the Maryland Strategic Highway Safety Plan (SHSP).

**AWARD:**    Science Applications International Corporation  
(SAIC)  
McLean, VA

**TERM:**    6/6/2011 – 6/5/2015 (w/2 one-year renewal  
options)

**AMOUNT:**    \$ 797,334 NTE (4 Years; Base Contract)  
\$ 208,000 NTE (1 Year; Renewal Option #1)  
\$ 216,320 NTE (1 Year; Renewal Option #2)  
\$1,221,654 NTE Total (6 Years)

**PROCUREMENT METHOD:**                          Competitive Sealed Proposals

**BIDS OR PROPOSALS:**                              See Attachment

**MBE PARTICIPATION:**                            25.41% (See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:**                      None

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**INCUMBENT:** Cambridge Systematics, Inc.  
Bethesda, MD

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* reaching 786 prospective offerors, of which 382 are registered small businesses and 231 are certified minority businesses. A copy of the solicitation was also provided to the Governor's Office of Minority Affairs.

This is a task order based contract with approved labor categories fixed hourly rates. The contract provides for the redevelopment and implementation of the Maryland Strategic Highway Safety Plan (SHSP), the statewide plan dedicated to saving lives and preventing injuries by reducing the number and severity of motor vehicle crashes through the administration of a comprehensive and effective network of traffic safety programs in Maryland. The contractor will provide project management, technical assistance, production coordination, quality control and assurance for all tasks and work activities required to support the SHSP.

A total of five proposals were received in response to the RFP, four of which were deemed reasonably susceptible of being selected for award. One proposal was deemed not reasonably susceptible of being selected for award.

The recommended offeror, Science Applications International Corporation (SAIC) was ranked highest technically and had the second lowest price. The lowest priced offeror was ranked technically #4. Technical evaluation factors received greater consideration than price, and SAIC's technical superiority was judged to outweigh the \$67,634 difference in the evaluated financial price of the lowest priced offeror. Some of the strengths of SAIC's well organized proposal included:

- Evidence of SAIC's superb experience in engineering, behavioral highway safety programs, other states' strategic highway safety plans and highway safety grant programs.
- A very good understanding of the current SHSP, including weaknesses that should be addressed as a part of the SHSP update process.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

- A coherent plan which included data analysis, application of proven countermeasures and consistent evaluation methods that will assist the State in monitoring the progress toward its goals for traffic safety
- Specific recommendations on data analysis and problem identification to make the most efficient use of available funding.
- A discussion of performance measures and their importance in the implementation of the SHSP and in monitoring its success.
- An explanation of how SAIC would assist the State in leveraging resources in other plans and processes to support SHSP and how funding decision-making processes should be integrated into the implementation of the plan.
- The identification of SAIC's proposed team, which is competent and knowledgeable of proven, cost-effective and innovative highway safety strategies and best practices and is in a position to make immediate contributions to the State on this project.

The renewal option amounts are based upon the changes in the Consumer Price Index (CPI), capped at a 4% maximum increase as per the terms of the contract. If the options are exercised, the actual renewal option amounts will be determined using the CPI at the end of the base term of the contract for option #1 and the first option for option #2.

The MBE/DBE (Federal Disadvantaged Business Enterprise Program) participation goal was established at 25%. SAIC has committed to exceeding the goal by subcontracting 25.41% to certified MBE/DBE firms.



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**FUND SOURCE:** 100% Federal

**APPROP. CODE:** J00B01.01

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-1141-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

<b>Offerors</b>	<b>Technical Rank</b>	<b>Financial Price (4 Year Base Contract) / Rank *</b>	<b>Overall Rank **</b>
SAIC McLean, VA	1	\$797,333.92 / 2	1
Kittleson & Associates, Inc. Baltimore, MD	2	\$857,358.00 / 3	2
Cambridge Systematics, Inc. Bethesda, MD	3	\$896,083.00 / 4	3
Johnson Mirmiran & Thompson (JMT)/RK&K Sparks, MD	4	\$729,700.00 / 1	4

Note: \* The financial price was based upon a model of hourly rates for five different labor classifications of work for an estimated number of hours to be worked in each labor classification for the four years of the base contract only.

\*\* Technical factors had greater weight than financial factors in the overall award determination.



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**INCUMBENT:** Vision Forestry, LLC  
Salisbury, MD

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*. Copies of the solicitation notice were emailed directly to 23 prospective vendors, 16 of which are Maryland firms, and none are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Three proposals were received in response to the RFP. All three were deemed to be reasonably susceptible of being selected for award. Parker Forestry Services, Inc. (Parker) was ranked technically #3 and financially #1. Although Parker was the 3<sup>rd</sup> (lowest) technically ranked offeror, it was still judged to be a very capable vendor. In fact, the technical difference among the three offerors was not judged to be sufficient to off-set the difference in price, \$707,139 and \$1,045,140 respectively, between the 1<sup>st</sup> and 2<sup>nd</sup> technically ranked offerors and Parker. The #1 ranked technical offeror had the second lowest price; however, the slight technical advantage of the incumbent was not determined to outweigh the \$707,139 lower price of Parker, the #3 ranked technical offeror. The #2 ranked technical offeror had the highest price. Consistent with the judgment that the technical differences were so slight between the #1 and #3 technically ranked offerors, the #2 technical offeror's price was considered too high since it was \$338,001 higher than the #1 ranked technical offeror and \$1,045,140 higher than the #3 ranked technical offeror. Therefore, award is recommended to Parker Forestry Services, Inc., which was determined to provide the most advantageous offer for the State.

This contract will provide forestry management services as it relates to the sale of forest products, the implementation of silvicultural activities and other treatments, in addition to the adherence of forest certification protocols on the Chesapeake and Pocomoke Forest Lands Project. This Project supports sustainable forestry that will promote the local timber industry and contribute to the local economy on the Eastern Shore of Maryland. The contract also provides for the support of diverse plant and animal life and will contribute to improved water quality while providing recreational opportunities.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

The contract contains fixed-fee provisions for certain land management services to be provided by the contractor. In addition, for those parcels of land in the Project that are subject to timbering, revenues are generated. During the five-year term of the contract an estimated gross \$9,500,000 in revenue is expected to be received by the State. From the revenue stream, the contractor will be reimbursed for eligible expenses per contract guidelines. Reimbursements are to cover the expenses incurred by the contractor for paying logging contractors for harvesting forest products and for land management expenses. Over the five-year term of the contract an estimated \$5,000,000 in eligible expenses will be paid out. This is based upon historically documented revenue and expense amounts obtained over the five years of the prior contract. The revenue and expense amounts are only estimates that are affected every year by local timber markets and weather conditions. After deducting the estimated \$5 million in eligible expenses and the Contractor's \$1,090,000 fee, it is projected that net contract revenue to the State will be between \$3.4 - \$4 million.

There was no MBE goal established for this contract because a search of the State's MBE Directory by the Department using every service sub-category possible found no certified MBEs for this service.

**FUND SOURCE:** 100% Special (State Forest & Park Reserve Fund)  
**APPROP. CODE:** K00.A02  
**RESIDENT BUSINESS:** Yes  
**MD TAX CLEARANCE:** 11-1041-0111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

<u>Offerors</u>	<u>Technical Ranking</u>	<u>Financial Price (Ranking) *</u>	<u>Overall Ranking **</u>
Parker Forestry Services Inc. Salisbury, MD	3	\$1,090,000 (1)	1
Vision Forestry, LLC Salisbury, MD	1	\$1,797,139 (2)	2
Fountains Forestry Inc. Pearisburg, VA	2	\$2,135,140 (3)	3

Note: \* The Financial Price was based upon a model incorporating three components: (1) Base Fee [fixed price fee]; (2) Optional Acreage Base Fee [fixed price fee per acre]; and (3) Implementation Fee [time and material fixed-unit price per each acre of completed project]. The three components were added together to create the total evaluated price.

\*\* Technical Factors and Financial Factors had equal weight in the overall award determination.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT**

**ITEM:** 3-S **Agency Contact:** Diane Herr  
410-767-4248  
herrd@dhmh.state.md.us

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Office of Health Services (OHS)

**CONTRACT ID:** DHMH/OPASS 12-10588;  
External Quality Review of Managed Care  
Organizations  
ADPICS NO. M00B2400006

**CONTRACT DESCRIPTION:** Provide external quality review organization  
services for the HealthChoice Managed Care Organizations (MCO).

**AWARD:** Delmarva Foundation – Med Care  
Easton, MD

**TERM:** 9/1/2011 – 8/31/2016

**AMOUNT:** \$4,885,827 (5 Years)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** Only One Acceptable Offer

**MBE PARTICIPATION:** 30.4% (See Requesting Agency Remarks below)

**INCUMBENT:** Same

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandmarketplace.com* and DHMH's website. Copies of the solicitation notice were mailed to four prospective vendors, one of which is a Maryland firm and none are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

Three proposals were received in response to the RFP; however, two of the proposals were deemed not reasonably susceptible of being selected for award due to MBE issues. The remaining proposal from Delmarva Foundation – Med Care (Delmarva), the incumbent, was deemed to be reasonably susceptible of being selected for award. In addition, Delmarva was determined to be responsible, and the financial offer was considered fair and reasonable. It was also determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Delmarva Foundation.

As per federal requirements, this contract requires vendors to be a federally qualified External Quality Review Organization (EQRO) and must be independent from the State Medicaid Agency and any provider that is subject to audit.

The Office of Health Services (OHS), a unit of the Department of Health and Mental Hygiene of the State of Maryland, is charged with the task of meeting the statutory and regulatory requirements of the Federal Medicaid Program for the performance of all external quality review activities as detailed in 42 CFR 438, Subpart E. These activities include an annual Systems Performance Review of each MCO, medical record review to ensure receipt of required Early and Periodic Screening, Diagnostic and Treatment (EPSDT) services, validation of performance measures for the DHMH Value Based Purchasing Initiative (established in 2002, which rewards HealthChoice MCOs for performance that exceeds specified targets), monitoring and reporting on two clinical Performance Improvement Projects by the MCOs, and the production of an annual MCO Report Card for recipient enrollment packets.

The RFP established a 20% MBE Participation goal based upon the ability to subcontract portions of the scope of work; however, Delmarva has committed to a 30.4% MBE participation goal.



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

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

**APPROP. CODE:** M00Q01.04

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-0913-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT**

**ITEM:** 4-S **Agency Contact:** Marcus Filson  
410-230-3325  
filsonm@djs.state.md.us

**DEPARTMENT PROGRAM:** Juvenile Services (DJS)  
Contractual Residential Operations

**CONTRACT IDS:** See Attachment;  
ADPICS NOs. See Attachment

**CONTRACT DESCRIPTION:** Request for approval of 42 contracts for currently licensed contractors to provide residential and non-residential services for youth referred by DJS who are before the Juvenile Courts of the State of Maryland. The types of programs include: treatment foster care, group homes, therapeutic group homes, residential schools, home based therapy, home based supervision and independent living programs.

**AWARDS:** See Attachment

**TERMS:** 7/1/2011 – 6/30/2014 (9 contracts); and  
7/1/2011 – 6/30/2015 (33 contracts)  
(See Attachment)

**AMOUNT:** \$179,003,321 Cumulative Grand Total  
(See Attachment)

**PROCUREMENT METHOD:** Non-Competitive Negotiated Procurement of  
Human, Social or Educational Services

**MBE PARTICIPATION:** 6 of the 42 Providers are MDOT Certified MBEs;  
0% Subcontracting Goal (Providers with less than 25 beds or out-of-state) – 16 Providers  
5% Subcontracting Goal (In-State Providers with 25 or more beds) – 26 Providers

**PERFORMANCE SECURITY:** None

**INCUMBENTS:** See Attachment

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REQUESTING AGENCY REMARKS:** Request for approval of 42 contracts beginning 7/1/2011 for residential and non-residential services for youth referred by DJS. DJS is required to provide both residential and non-residential services and programming for youth who are ordered by the Juvenile Court to be placed in specific types of programs. Since DJS does not have a sufficient number of State operated programs, private providers have been relied upon to provide the majority of these services and programs. The types of residential programs include: treatment foster care, group homes, therapeutic group homes, shelter homes, residential treatment centers, residential educational programs or schools and independent living programs. Home based supervision treatment is also provided. There are approximately 1,078 youth in these programs daily.

For In-State providers, the State's Office of Children, through the Interagency Rates Committee (IRC), sets standardized rates for these services. Similarly, for Out-of-State providers a government organization in the provider's state (the rate setting authority) establishes or approves standardized rates. For both In-State and Out-of-State providers, DJS determines the not to exceed amounts of each contract based upon an estimated number of youth that may require these services annually. Contractors are paid only for the youth placed in the program for the actual number of days they receive services. Daily (Per Diem) rates are paid in accordance with the IRC or the rate setting authority for Out-of-State providers.

These services were procured through Non-Competitive Negotiated Procurement of Human, Social or Educational Services. (See State Finance and Procurement Article 13-106 and COMAR 21.14.01.03 G). The reasons for employing this method of procurement are:

- DJS's Secretary and Procurement Officer have determined that two or more sources for the service are available but that because of the absence of effective competition, it is unreasonable to expect those sources to respond to an Invitation for Bids under COMAR 21.05.02 or Request for Proposals under COMAR 21.05.03;
- For these services, the recommended contractors have submitted an acceptable response to a Request for a General Expression of Interest (RGEI) that was last advertised on *eMarylandMarketplace.com* on 3/17/2011;
- Under this procurement method, contractors that respond to the RGEI may be awarded contracts as the need arises, as determined by the Agency head. As stated above, the DJS Secretary has made this determination; and

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

- The Maryland Office of Children is the single point of entry for these services for In-State providers under approved negotiated rates for youth of the various State agencies.

Out-of -State Contractors are used only when In-State Contractors are not available. Youth with special physical, mental or emotional needs or who do not meet the admission criteria of In-State Contractors, are placed with out-of-State Contractors.

Some of these contracts meet the criteria for inclusion of a 5% Minority Business Enterprise (MBE) subcontracting goal as established by DJS and the Department of Human Resources (DHR). The criteria requires that all In-State foster care/per diem providers who have a capacity, as approved by the Interagency Rate Committee (IRC), of 25 or more slots across all programs (see "Total Bed Capacity" on the Attachment) to have a MBE participation goal. The 26 identified Contractors agreed to make a good faith effort to achieve the 5% MBE participation goal.

**FUND SOURCE:** 85 % General; 15 % Federal

**APPROP. CODES:** V00G0102; V00H0102; V00I0102; V00J0102;  
V00K0102; V00L0102

**RESIDENT BUSINESSES:** See Attachment

**MD TAX CLEARANCES:** See Attachment

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

ITEM: 4-S (Cont.)

16B  
BPW 6/1/2011

ATTACHMENT

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
<b>BPO #1 - V00B1400074</b> <i>Term: 7/1/2011 - 6/30/2014</i> 12-PD-007; Services: GH Bennington School, Inc. Bennington, VT	11-0611-0000	YES	NO	128	3	\$1,177,924
<b>BPO #2 - V00B1400049</b> <i>Term: 7/1/2011 - 6/30/2014</i> 12-PD-012; Services: RS The Glen Mills Schools, Inc. Philadelphia, PA	11-0616-0010	YES	NO	910	16	\$2,275,921
12-PD-038; Services: RS The Summit School, Inc. Pittsburgh, PA	11-0652-0000	YES	NO	353	6	\$1,480,730
<b>TOTAL FOR BPO #2:</b>						<b>\$3,756,651</b>
<b>BPO #3 - V00B1400030</b> <i>7/1/2011 - 6/30/2014</i> 12-PD-011; Services: TFC Foundations for Home and Community, Inc. Portsmouth, VA (Local Office in Clinton, MD) 5% MBE Subcontracting Goal	11-0615-1110	YES	YES	120	3	\$394,767
<b>BPO #4 - V00B1400029</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-009; Services: RTC Chesapeake Treatment Centers, Inc. Baltimore, MD	11-0613-0111	YES	YES	29	28	\$6,203,120

ITEM: 4-S (Cont.)

ATTACHMENT

17B  
BPW 6/1/2011

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
<b>BPO #5 - V00B1400054</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-006; (MBE) Services: GH ARC of Washington County, Inc. Hagerstown, MD	11-0610-1110	YES	YES	22	2	\$618,548
12-PD-013; (MBE) Services: TGH Guide Program, Inc. Laurel, MD	11-0617-0110	YES	YES	12	8	\$2,911,232
12-PD-017; Services: GH Kent Youth, Inc. Chestertown, MD	11-0622-0110	YES	YES	10	9	\$2,306,376
12-PD-018; Services: GH KHI Services, Inc. Germantown, MD	11-0623-0110	YES	YES	21	7	\$2,954,728
12-PD-025; Services: GH, S North American Family Institute, Inc. Peabody, MA (Local Office in Baltimore, MD)	11-0638-0110	YES	YES	15	15	\$4,187,400
12-PD-026; Services: GH Our House, Inc. Brookeville, MD	11-0639-0110	YES	YES	16	15	\$3,578,520
12-PD-041; Services: GH, RS United States Fellowship, Inc. Annapolis, MD	11-0657-0110	YES	YES	14	10	\$3,270,000
<b>TOTAL FOR BPO #5:</b>						<b>\$19,826,804</b>

ITEM: 4-S (Cont.)

ATTACHMENT

18B  
BPW 6/1/2011

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
<b>BPO #6 - V00B1400036</b> 7/1/2011 - 6/30/2015 12-PD-005 Services: GH Adventist Healthcare, Inc. Rockville, MD 5% MBE Subcontracting Goal	11-1083-1111	YES	YES	84	50	\$11,309,735
<b>BPO #7 - V00B1400070</b> 7/1/2011 - 6/30/2015 12-PD-032; Services: RS Arrow Child and Family Ministries of Maryland, Inc. Baltimore, MD 5% MBE Subcontracting Goal	11-0647-0110	YES	YES	155	9	\$3,278,208
<b>BPO #8 - V00B1400080</b> 7/1/2011 - 6/30/2015 12-PD-008; Services: GH, S Board of Child Care of the United Methodist Church, Inc. Baltimore, MD 5% MBE Subcontracting Goal	11-0612-0110	YES	YES	136	25	\$7,544,076
<b>BPO #9 - V00B1400077</b> Term: 7/1/2011 - 6/30/2015 12-PD-033; Services: NR The Chesapeake Center for Youth Development, Inc. Baltimore, MD 5% MBE Subcontracting Goal	11-0648-1110	YES	YES	44	30	\$2,000,000

ITEM: 4-S (Cont.)

ATTACHMENT

19B  
BPW 6/1/2011

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
---------------------------------------	-----------------	-------------------------	------------------------------------	--------------------------	--------------------------------	--------------------

**BPO #10 - V00B1400079**

*Term: 7/1/2011 - 6/30/2015*

12-PD-010; Services: GH

Children's Resources, Inc.

Hagerstown, MD

5% MBE Subcontracting Goal

11-0614-0111

YES

YES

28

10

\$3,335,640

**BPO #11 - V00B1400059**

*Term: 7/1/2011 - 6/30/2015*

12-PD-014; Services: GH, TGH, S, TFC, ILP

Hearts and Homes for Youth, Inc.

Silver Spring, MD

5% MBE Subcontracting Goal

11-0618-0110

YES

YES

27

25

\$12,400,000

**BPO #12 - V00B1400069**

*Term: 7/1/2011 - 6/30/2015*

12-PD-020; (MBE) Services: TFC, TG, H, S

Maple Shade Youth and Family Services, Inc.

Mardela Spring, MD

5% MBE Subcontracting Goal

11-0625-0110

YES

YES

25

6

\$1,607,000

**BPO #13 - V00B1400075**

*Term: 7/1/2011 - 6/30/2015*

12-PD-021; Services: RTC

Maryland Treatment Centers, Inc.

Baltimore, MD

5% MBE Subcontracting Goal

11-0626-0111

YES

YES

113

25

\$4,000,000



ATTACHMENT

ITEM: 4-S (Cont.)

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
<b>BPO #14 - V00B1400035</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-022; Services: TFC, GH, ILP Mentor Maryland Baltimore, MD 5% MBE Subcontracting Goal	11-0632-0001	YES	YES	Unlimited	45	\$12,621,208
<b>BPO #15 - V00B1400062</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-024; Services: GH New Pathways, Inc. Baltimore, MD 5% MBE Subcontracting Goal	11-0636-0110	YES	YES	64	4	\$900,512
<b>BPO #16 - V00B1400040</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-027; (MBE) Services: TFC Pressley Ridge - Maryland, Inc. Baltimore, MD 5% MBE Subcontracting Goal	11-0640-0110	YES	YES	107	19	\$3,490,376
<b>BPO #17 - V00B1400032</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-028; Services: TFC PSI Services III, Inc. Baltimore, MD 5% MBE Subcontracting Goal	11-0643-0110	YES	YES	80	2	\$367,408

ATTACHMENT

ITEM: 4-S (Cont.)

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
<b>BPO #18 - V00B1400033</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-029; Services: TFC, TG, H San Mar Children's Home, Inc. Boonsboro, MD 5% MBE Subcontracting Goal	11-0644-0110	YES	YES	40	23	\$5,911,788
<b>BPO #19 - V00B1400058</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-050 Services: TMP St. Ann's Infant and Maternity Home Hyattsville, MD 5% MBE Subcontracting Goal	11-0734-0110	NO	YES	81	5	\$1,421,028
<b>BPO #20 - V00B1400043</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-034; Services: GH The KOBA Institute, Inc. Silver Spring, MD 5% MBE Subcontracting Goal	11-0655-0000	YES	YES	40	7	\$1,390,832
<b>BPO #21 - V00B1400063</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-035; Services: GH, S The Maryland Salem Children's Trust, Inc. Frostburg, MD 5% MBE Subcontracting Goal	11-0649-0111	YES	YES	32	11	\$3,267,600

ATTACHMENT

ITEM: 4-S (Cont.)

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
<b>BPO #22 - V00B1400072</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-036; Services: TFC, GH, ILP The National Center for Children and Families, Inc. Bethesda, MD 5% MBE Subcontracting Goal	11-0650-0110	YES	YES	30	23	\$4,966,732
<b>BPO #23 - V00B1400034</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-040; Services: GH Tuttie's Place Baltimore, MD 5% MBE Subcontracting Goal	11-0654-0110	YES	YES	42	2	\$557,264
<b>BPO #24 - V00B1400078</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-042 ; (MBE) Services: TFC Villa Maria, Inc. Timonium, MD 5% MBE Subcontracting Goal	11-0658-1110	YES	YES	178	11	\$2,594,564
<b>BPO #25 - V00B1400067</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-043; Services: GH, R VisionQuest National, Ltd. Tucson, AZ (Local Office in Woolford, MD) (Residential) 5% MBE Subcontracting Goal	11-0659-0111	YES	YES	56	30	\$10,379,880

ATTACHMENT

ITEM: 4-S (Cont.)

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
<b>BPO #26 - V00B1400068</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-043A; Services: NR VisionQuest National, Ltd. Tucson, AZ (Local Office in Woolford, MD) (Non-Residential) 5% MBE Subcontracting Goal	11-0659-0111	YES	YES	57	57	\$4,392,000
<b>BPO #27 - V00B1400041</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-039; Services: RTC Woodbourne Center, Inc. Baltimore, MD 5% MBE Subcontracting Goal	11-0653-0110	YES	YES	77	27	\$6,800,000
<b>BPO #28 - V00B1400060</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-015; Services: RTC House of the Good Shepherd of the City of Baltimore Baltimore, MD 5% MBE Subcontracting Goal	11-0619-0110	YES	YES	104	26	\$6,400,000
<b>BPO #29 - V00B1400061</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-016; Services: NR IFCS of Maryland, Inc. aka Institute for Family Centered Services, Inc. Joppa, MD 5% MBE Subcontracting Goal	11-0620-0101	YES	YES	262	262	\$15,059,200

ITEM: 4-S (Cont.)

ATTACHMENT

24B  
BPW 6/1/2011

CONTRACT # * CONTRACTOR/CITY/STATE	TAX CLEARANCE #	INCUMBENT: YES or NO	RESIDENT BUSINESS: YES or NO	TOTAL BED CAPACITY **	DJS # OF CHILD CARE BEDS	CONTRACT AMOUNT
<b>BPO #30 - V00B1400081</b> <i>Term: 7/1/2011 - 6/30/2014</i> 12-PD-003; Services: TGH ADVOSERV Programs, Inc. Bear, DE	11-1217-0000	NO	NO	130	4	\$2,389,920
<b>BPO #31 - V00B1400082</b> <i>Term: 7/1/2011 - 6/30/2014</i> 12-PD-049; Services: TFC Community Solutions, Inc. Windsor, CT	11-0801-0000	NO	NO	4	1	\$330,000
<b>BPO #32 - V00B1400083</b> <i>Term: 7/1/2011 - 6/30/2014</i> 12-PD-023; Services: RTC MidAtlantic Youth Services, Inc. Pittston, PA	11-0633-0000	YES	NO	18	16	\$9,438,966
<b>BPO #33 - V00B1400084</b> <i>Term: 7/1/2011 - 6/30/2014</i> 12-PD-048; Services: TFC NHS Maryland aka NHS MD, Inc. Harrisburg, PA	11-0637-0110	NO	NO	4	1	\$255,000
<b>BPO #34 - V00B1400085</b> <i>Term: 7/1/2011 - 6/30/2015</i> 12-PD-030; (MBE) Services: RTC Sheppard Pratt Health System, Inc. Baltimore, MD 5% MBE Subcontracting Goal	11-0645-1111	YES	YES	34	5	\$7,784,540

ITEM: 4-S (Cont.)

ATTACHMENT

25B  
BPW 6/1/2011

CONTRACT # \*  
CONTRACTOR/CITY/STATE

RESIDENT  
BUSINESS:  
YES or NO

INCUMBENT:  
YES or NO

TOTAL BED  
CAPACITY \*\*

DJS # OF  
CHILD  
CARE BEDS

CONTRACT  
AMOUNT

BPO #35 - V00B1400086

Term: 7/1/2011 - 6/30/2014

12-PD-044; Services: R

Woodward Youth Corporation  
Woodward, IA

11-0660-0000

YES

NO

8

7

\$1,450,578

**CUMULATIVE GRAND TOTAL FOR ALL 42 CONTRACTS:**

**3694 +**

**890**

**\$179,003,321**

Note: \* MBE = MDOT Certified Minority Business; and Code for Type of Facility/Services: R = Residential; NR = Non-Residential; TFC = Treatment Foster Care; GH = Group Home; TGH = Therapeutic Group Home; RS = Residential School; HBT = Home Based Therapy; S= Supervision; ILP = Independent Living Program; TMP = Teen Maternity Program

\*\* There is a 5% MBE Participation Goal for all In-State Contractors with a total bed capacity of 25 or more.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICE CONTRACT**

**ITEM:** 5-S **Agency Contact:** Marcus Filson  
410-230-3325  
filsonm@djs.state.md.us

**DEPARTMENT/PROGRAM:** Juvenile Services (DJS)  
Somatic Health Services

**CONTRACT ID:** 10-JS-027;  
Nursing Services at Identified DJS Facilities  
ADPICS BPO No. V00B2400002

**CONTRACT DESCRIPTION:** Provide Nursing Services for male and female youth at Cheltenham Youth Facility, Charles H. Hickey, Jr. School, Alfred D. Noyes Children's Center, Baltimore City Juvenile Justice Center, Thomas J.S. Waxter Children's Center, Western Maryland Children's Center, Victor Cullen Center, William Donald Schaefer House, J. DeWeese Carter Center, and Lower Eastern Shore Children's Center.

**AWARD:** Maxim Health Care Services, Inc.  
Columbia, MD

**TERM:** 7/1/2011 - 6/30/2014 (w/2 one-year renewal options)

**AMOUNT:** \$5,277,511 (3 Years; Base Contract)  
\$1,912,948 (1 Year; 1<sup>st</sup> Renewal Option)  
\$2,027,774 (1 Year; 2<sup>nd</sup> Renewal Option)  
\$9,218,233 Total (5 Years)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** See Attachment

**MBE PARTICIPATION:** 15% (See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**INCUMBENT:** Nursing and Health Services, Inc.  
Baltimore, MD

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*. Copies of the solicitation notice were mailed directly to 18 prospective vendors, all of which are Maryland firms, and included three MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Eleven proposals were received in response to the RFP; four were determined to be reasonably susceptible of being selected for award. Five of the seven proposals deemed not reasonably susceptible of being selected for award were due to MBE issues. Maxim Health Care Services, Inc. (Maxim) was ranked highest overall with the #1 technical offer and the second lowest price. Maxim's price was \$170,863 (or 3%) higher than the lowest priced offeror, which was ranked #3 technically. The slight difference in price of the lowest price offeror did not offset the technical superiority of Maxim. Maxim's technical offer showed its ability to meet the needs of DJS through its extensive experience in providing nursing services in all 50 States. Therefore, award is recommended to Maxim Health Care Services, Inc.

The contract states that the renewal options, if exercised, provide for up to a 6% increase, if any, based upon the Consumer Price Index (CPI) for the District of Columbia/ Maryland/ Virginia/ West Virginia Region.

A 15% MBE participation goal was established for this contract to provide professional nurse staffing at the DJS facilities.



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**FUND SOURCE:** 100% General

**APPROP. CODE:** V00H0103; V00K0103; V00L0103;  
V00G0103; V00J0103

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1177-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

ITEM: 5-S (Cont.) ATTACHMENT

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

<u>Offerors</u>	<u>Technical Ranking</u>	<u>Financial Price (3 Year Base) *</u>	<u>Financial Ranking</u>	<u>Overall Ranking **</u>
Maxim Healthcare Columbia, MD	1	\$5,277,511	2	1
RCM Health Care Reno, NV	3	\$5,106,648	1	2
Delta-T Group Columbia, MD	2	\$5,377,035	4	3
ATC Healthcare Lake Success, NY	4	\$5,317,386	3	4

Note: \* The Renewal Option Prices were not part of the Financial Price evaluation and, if exercised, will be based upon a maximum of 6% changes in the Consumer Price Index (CPI) for All Urban Consumers-Washington-Baltimore as stated in the RFP.

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

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT RENEWAL OPTION**

**ITEM:** 6-S-OPTION **Agency Contact:** Brian Hepburn  
410-402-8452  
BHepburn@dhmh.state.md.us

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Mental Hygiene Administration (MHA)

**CONTRACT ID:** DHMH/OPASS 10-9959;  
Administrative Services Organization for  
Maryland's Public Mental Health System  
ADPICS No. M00B1400527

**CONTRACT APPROVED:** 6/3/2009 DBM/BPW Agenda Item 4-S

**CONTRACTOR:** ValueOptions, Inc.  
Norfolk, VA

**CONTRACT DESCRIPTION:** Contract for a Statewide Administrative  
Services Organization (ASO) to provide management of publicly funded mental health services  
for all persons under the Public Mental Health System (PMHS). This contract will enable the  
State to manage outpatient and inpatient mental health services, including authorization and  
utilization management, claims payment and collection of federal financial participation.

**OPTION DESCRIPTION:** Approval request to exercise the first of  
three one-year renewal options as contained in the original contract.

**TERM OF ORIGINAL CONTRACT:** 9/1/2009 – 8/31/2011 (w/3 one-year  
renewal options)

**TERM OF OPTION:** 9/1/2011 – 8/31/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$19,929,864 (2 Years)

**AMOUNT OF OPTION:** \$10,335,333 (1 Year)

**PRIOR MODIFICATIONS/OPTIONS:** \$29,995 (See Attachment)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REVISED TOTAL CONTRACT AMOUNT:** \$30,295,192

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 16.6%

**REQUESTING AGENCY REMARKS:** Request for approval to exercise the first of three one-year renewal options as contained in the original contract and continue the reimbursement of providers for services rendered (claims) and approved incentive payments for the Access to Recovery Project managed by the DHMH Alcohol and Drug Abuse Administration (ADAA).

MHA contracts with an Administrative Services Organization (ASO), currently ValueOptions (VO), to manage the Public Mental Health System (PMHS). VO's duties under the contract include authorizing and managing inpatient and outpatient services, paying claims, processing all claims with the Medicaid Management Information System (MMIS) to obtain federal funds in accordance with the federal and state Medicaid laws and regulations, conducting audits of programs, performing data analysis and reporting, conducting evaluation activities, and implementing special projects. VO processes claims at no cost to the provider and has the capacity to accept a minimum of five million claims annually in either paper or electronic format.

This contract was modified (see Attachment) to add the ADAA designed and developed Maryland RecoveryNet as an Access to Recovery (ATR) Project to enhance linkages to clinical/recovery support services when programs discharge consumers. The goal is to improve recovery, reduce re-admission rates, and expand the system's capacity to treat more clients. Consumers will be able to be linked not only to substance abuse providers but also to MHA providers. The federal Substance Abuse and Mental Health Services Administration is funding this project through a grant. This modification allows the ASO to reimburse providers in the RecoveryNet program.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

MHA conducted an annual review of the ASO's performance at the end of Year 1. MHA concluded that VO was in compliance with the requirements of the contract. VO has been very responsive to the State and the public with an efficient authorization system, a claims payment system that pays claims promptly and submits claims to MMIS to obtain federal funds and performance of other projects. VO has assisted MHA in managing the State's resources and assuring that all services are medically necessary. Therefore, it is in the best interest of the State to continue these services with ValueOptions by exercising the first one-year renewal option.

**FUND SOURCE:** 54.4% Federal; 45.6% General

**APPROP. CODE:** M00L0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-0553-0111

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**ITEM: 6-S-OPTION (Cont.) ATTACHMENT**

BPW 6/1/2011

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

Mod #1	\$29,995	Modified the contract to incorporate the Alcohol and Drug Abuse Administration (ADAA) Maryland RecoveryNet Program as an Access to Recovery (ATR) Project for DHMH for the period of 2/1/2011 – 8/31/2011. The federal Substance Abuse and Mental Health Services Administration is funding this project through a grant. Approved by DHMH on 2/1/2011.
--------	----------	---

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT RENEWAL OPTION**

**ITEM:** 7-S-OPTION **Agency Contact:** Michael Weinfield  
410-767-5616  
mweinfield@dhmh.state.md.us

**DEPARTMENT/PROGRAM:** Health & Mental Hygiene (DHMH)  
Developmental Disabilities Administration  
(DDA)

**CONTRACT ID:** OPASS 09-9835;  
Behavioral Support Services  
ADPICS NO.: M00B1400500

**CONTRACT APPROVED:** 1/13/2009 DBM BPW Agenda Item 2-S

**CONTRACTOR:** Somerset Community Services, Inc.  
Marion, MD

**CONTRACT DESCRIPTION:** Contract to provide a comprehensive array of  
behavioral support services for individuals living in DDA's Eastern Shore Region (Caroline, Cecil,  
Dorchester, Kent, Queen Anne, Somerset, Talbot, Wicomico, and Worcester Counties).

**OPTION DESCRIPTION:** Approval request to exercise the first of two  
one-year renewal options as contained in the original contract.

**TERM OF ORIGINAL CONTRACT:** 1/15/2009 – 6/30/2011 (w/2 one-year  
renewal options)

**TERM OF OPTION:** 7/1/2011 – 6/30/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$1,930,236 (Approx. 2 ½ Years)

**AMOUNT OF OPTION:** \$810,131 (1 Year)

**PRIOR MODIFICATIONS/OPTIONS:** (\$8,426) (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$2,731,941

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 2%

**REQUESTING AGENCY REMARKS:** Request for approval to exercise the first of two one-year renewal options as contained in the original contract to provide a comprehensive array of behavioral support services; i.e. crisis intervention and emergency services, respite services (behavioral, medical, and emergency), behavioral consultation and support, behavioral training, temporary augmentation of staff, specialized consultations, and forensic evaluations, to support individuals with mental retardation and other developmental disabilities who have challenging behaviors or co-occurring mental illness.

It is in the State's best interest to exercise the renewal option, due to the difficulty of finding vendors that are willing and able to provide the types of services needed at the level of performance as Somerset Community Services, Inc. Somerset Community Services, Inc. coordinates for the Eastern Shore the successful delivery and monitoring of above identified services.

Somerset Community Services, Inc. communicates on a regular basis with the regional office contract monitor concerning the performance and needs of the Developmental Disability Administration (DDA) clients. Surveys given to individuals who access the DDA funding have shown no complaints concerning Somerset Community Services, Inc.'s performance on the contract. Somerset Community Services, Inc. has a strong presence on the Eastern Shore, is always available for questions or suggestions on how to make the program even better, has been successful in providing the much needed high quality of services on the Eastern Shore, and has the contacts, support and experience needed to provide the DDA clients with the beneficial Behavior Support Services required to successfully maintain the contract during the renewal option period.



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**FUND SOURCE:** 95.6% General and 4.4% Federal

**APPROP. CODE:** M00M0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-0825-1110

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**ITEM:** 7-S-OPTION (Cont.) **ATTACHMENT**

BPW 6/1/2011

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

Mod. #1	(\$8,426)	Reduction in funding for FY2010 based upon the budget cuts approved on the 8/26/2009 DBM BPW Agenda, Item 18-GM, effective 10/1/2009 – 6/30/2010. Approved by DHMH on 10/1/2009.
---------	-----------	--

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT RENEWAL OPTION**

**ITEM:** 8-S-OPTION **Agency Contact:** Athos Alexandrou  
410-767-5369  
alexandroua@dhmh.state.md.us

**DEPARTMENT/PROGRAM:** Health & Mental Hygiene (DHMH)  
Office of Systems, Operations &  
Pharmacy, Medical Care Programs

**CONTRACT ID:** OCPMP 07-9498-2;  
Preferred Drug List and Supplemental  
Rebate Development and Management for  
MD Medicaid Fee-For-Service Recipients  
ADPICS NO. M00B2400005

**CONTRACT APPROVED:** 5/23/2007 DBM BPW Agenda Item 2-S

**CONTRACTOR:** Provider Synergies, LLC  
Loveland, OH

**CONTRACT DESCRIPTION:** Contract to manage the Department's  
supplemental rebate program and to negotiate supplemental rebates with drug manufacturers and  
facilitate the discussions of the Pharmacy and Therapeutic (P&T) Committee meetings.

**OPTION DESCRIPTION:** Approval request to exercise the second of  
three two-year renewal options as contained in the original contract.

**TERM OF ORIGINAL CONTRACT:** 6/1/2007 – 6/30/2009 (w/3 two-year  
renewal options)

**TERM OF OPTION:** 7/1/2011 – 6/30/2013

**AMOUNT OF ORIGINAL CONTRACT:** \$1,853,000 (2 Years; 1 Month)

**AMOUNT OF OPTION:** \$1,956,000 (2 Years)

**PRIOR MODIFICATIONS/OPTIONS:** \$1,812,000 (See Attachment)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM:** 8-S-OPTION (Cont.)

**REVISED TOTAL CONTRACT AMOUNT:** \$5,621,000

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**MBE PARTICIPATION:** None

**REQUESTING AGENCY REMARKS:** Currently, Maryland participates in a pooling arrangement with eight other states under a single contractor to operate a referred Drug List and negotiate and bill drug manufacturers for supplemental rebates. The benefit of this pooling arrangement is that Maryland can take advantage of the economy of scale due to the large number of Medicaid members covered by all participating states and at the same time make independent decisions that are best for Maryland. Maryland is not bound by decisions or recommendations made by the other participating states. Additional states are anxiously waiting to join the pool, pending legislative or other authorization within those states.

Maryland has less than 50,000 fee-for-service lives. Without the pooling arrangement some drug manufacturers might consider Maryland too small a player to offer meaningful supplemental rebates. By being part of a multi-state pool, with over 2,300,000 covered lives, however, Maryland is able to benefit from an economy of scale that it could never achieve on its own.

The initial procurement was a sole source due to the pooling arrangement that Maryland has with eight other states and the contractor to operate its Preferred Drug List as well as negotiate and bill for pharmacy supplemental rebates. This arrangement provides the maximum benefit, i.e., economy of scale and strength of multi-states, yet provides Maryland with independent decision making authority. The failure to exercise this option would result in Maryland's inability to maintain considerable cost containment efforts provided thru this contract and result in decreased Maryland Medicaid revenues by the Pharmacy Program (\$9.5M in revenues due to supplemental rebates during CY2010).

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM:** 8-S-OPTION (Cont.)

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

**APPROP. CODE:** M00Q0103

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-0568-0100

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 8-S-OPTION (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Option #1	\$1,812,000	Exercised the first of three two-year renewal options as contained in the original contract for the period of 7/1/2009 - 6/30/2011. Approved on the 6/17/2009 DBM BPW Agenda, Item 14-S-OPTION.
-----------	-------------	---

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT RENEWAL OPTION**

**ITEM:** 9-S-OPTION **Agency Contact:** William Derbyshire  
410-767-8214  
derbyshirew@dhhm.state.md.us

**DEPARTMENT/PROGRAM:** Health & Mental Hygiene (DHHM)  
Office of Systems, Operations & Pharmacy

**CONTRACT ID:** DHHM-OPASS-10-10068;  
Third Party Liability Identification &  
Recoveries  
ADPICS No. M00B1400502

**CONTRACT APPROVED:** 12/16/2009 DBM BPW Agenda Item 2-S

**CONTRACTOR:** Health Management Systems, Inc.  
New York, NY

**CONTRACT DESCRIPTION:** Revenue producing contract to assist the  
Department identify legally liable third parties for Medicaid recipients. These services enhance  
the ability of the Department to avoid paying for services that are the responsibility of other  
parties and for recovering Medicaid payments that other parties should have paid. Additionally,  
services are provided that identify ineligible Maryland Child Health Program (MCHP) Premium  
applicants and recipients.

**OPTION DESCRIPTION:** Approval request to exercise the first of two  
one-year renewal options as contained in the original contract.

**TERM OF ORIGINAL CONTRACT:** 1/11/2010 – 6/30/2011 (w/2 one year  
renewal options)

**TERM OF OPTION:** 7/1/2011 – 6/30/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$4,454,200 (Approx. 1 ½ Years)

**AMOUNT OF OPTION:** \$2,561,600 (1 Year)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$7,015,800

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 5%

**REQUESTING AGENCY REMARKS:** Request for approval to exercise the first of two one-year renewal options as contained in the original contract to assist the Department in identifying legally liable third parties for Medicaid recipients. The Third Party Liability (TPL) contract is vital to the Department in avoiding and recovering payments that are not the responsibility of Medical Assistance. Further, TPL determination and recovery activities are required by the Centers for Medicare and Medicaid Services (CMS) and by Federal law.

This contract provides services that cannot be performed by the Department. Specifically, data agreements with more than a thousand insurers, third party administrators, and other potentially responsible third parties are necessary to perform this service. Additionally, this contract provides the experience and IT infrastructure that enables the exchange of data between the Department's Maryland Medicaid Information System (MMIS) and the contractor to identify claims that are the responsibility of third parties. The TPL contract is revenue generating -- it is an indefinite quantity, fixed unit price contract, whereby the Contractor is paid for the actual recovery amounts and at the unit prices (rates of recovery) that are fixed in the contract. The costs avoided and the funds successfully recovered far exceed the cost of the contract. All of the State paid funds are returned to the General Fund.



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

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

**APPROP. CODE:** M00Q0103

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-0933-0101

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT RENEWAL OPTION**

**ITEM:** 10-S-OPTION **Agency Contact:** George (Tad) Aburn  
410-537-3255  
gaburn@mde.state.md.us

**DEPARTMENT/PROGRAM:** Maryland Department of the Environment  
Air Quality Planning Program

**CONTRACT ID:** MD Regional Greenhouse Gas Initiative  
(RGGI) Services Contract  
ADPICS NO.: U00B8200015; COD72630

**CONTRACT APPROVED:** 6/11/2008 DBM BPW Agenda Item 6-S

**CONTRACTOR:** RGGI, Inc.  
New York, NY

**CONTRACT DESCRIPTION:** The Healthy Air Act of 2006 required Maryland to join the Regional Greenhouse Gas Initiative (RGGI) and on April 20, 2007, Governor O'Malley signed the RGGI Memorandum of Understanding making Maryland a member state. The 10 Northeast and Mid-Atlantic states comprising RGGI implemented the nation's first regional carbon dioxide (CO<sub>2</sub>) cap-and-trade program to reduce CO<sub>2</sub> emissions from power plants utilizing an auction format.

This contract is with RGGI, Inc. The states formed this regional organization, RGGI, Inc., as a non-profit non-stock corporation to provide technical and scientific advisory services to the RGGI States in the development and implementation of a multi-state cap and trade, greenhouse gas control program and to perform administrative services. RGGI, Inc. has or will subcontract for several specific services: auction platform design and implementation; emissions and allowance tracking system; auction verification and market monitoring; and offset system development. This contract represents Maryland's share of the regional expenses.

**OPTION DESCRIPTION:** Approval request to exercise the single one-year renewal option as contained in the original contract.

**TERM OF ORIGINAL CONTRACT:** 7/1/2008 - 6/30/2011 (w/ 1 one-year renewal option)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**TERM OF OPTION:** 7/1/2011 - 6/30/2012  
**AMOUNT OF ORIGINAL CONTRACT:** \$1,286,928 NTE (3 Years)  
**AMOUNT OF OPTION:** \$313,072 (1 Year)  
**PRIOR MODIFICATIONS/OPTIONS:** None  
**REVISED TOTAL CONTRACT AMOUNT:** \$1,600,000 NTE  
**ORIGINAL PROCUREMENT METHOD:** Sole Source  
**MBE PARTICIPATION:** None

**REQUESTING AGENCY REMARKS:** The Regional Greenhouse Gas Initiative (RGGI), a market-based carbon dioxide (CO<sub>2</sub>) cap and trade program designed to reduce CO<sub>2</sub> emissions from fossil fuel-fired power plants, commenced on January 1, 2009. Since there are no technological controls available to reduce CO<sub>2</sub> emissions, the program works through a market-based trading program where at least a portion of CO<sub>2</sub> allowances are purchased through auction and the proceeds are used to fund energy efficiency programs, obtaining reduced CO<sub>2</sub> emissions through reduced demand for electricity. The program applies to electric generating units. These units purchase a CO<sub>2</sub> allowance for each ton of CO<sub>2</sub> emitted. States determine whether sources have the required allowances at three year intervals. The program has generated over \$162 million dollars in revenue for the State to fund strategic energy programs.

Agency heads from the primary energy and environmental agencies for the ten RGGI states deliberated at length on how to implement the RGGI program and decided that a regional auction supported by regional database systems offered the best approach for implementation of the program. The regional platform provides a regular and stable setting for electricity generators to purchase CO<sub>2</sub> allowances, dampens price volatility through auctioning allowances, an important consideration to minimize impacts to both electricity generators and consumers, and provides economies of scale in the development of these foundational systems. The regional organization proposed in the RGGI MOU signed by the Governor was the logical choice to implement these regional programs.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

Each RGGI state is responsible for subsidizing RGGI, Inc.'s funding needs based upon the percentage of that State's annual allocation from the regional CO<sub>2</sub> allowance cap. Maryland is responsible for funding approximately 20% of RGGI, Inc.'s annual budget, including operating expenses and support of vendor contracts. Most states are depending upon the auction revenue to fund RGGI, Inc. Auction revenues continue to provide funding for this contract.

This contract includes Maryland's share of the regional organization staff and operating expenses, plus Maryland's share of the development costs for several important support systems. These systems include:

- I. Design and operation of a regional emissions and allowance tracking system, for use by the Department in administering the Maryland CO<sub>2</sub> Budget Trading Program and the counterpart programs in other participating states.
- II. Design and operation of a regional allowance auction platform, for use by the Department in administering the Maryland CO<sub>2</sub> Budget Trading Program and the counterpart programs in other participating states.
- III. Development of model offsets consistency applications and model offsets monitoring and verification submittal forms, suitable for customization by the Department for use in administering the offsets component of the Maryland CO<sub>2</sub> Budget Trading Program.
- IV. Market monitoring services for monitoring of both allowance auction conduct and outcomes and monitoring of the secondary allowance markets.

RGGI, Inc. completed development of these systems on schedule, which included the execution of contracts with vendors. To date, 11 auctions have been held and proceeds transferred without any problems. Market monitors have found no evidence of misconduct in the auction process and the financial and allowance transactions have been secure. It is in the best interest of the State to exercise the available one-year renewal option because the price for the renewal option amount is much lower than would be needed to have another auction platform and database that would provide the same level of functionality and security. Additionally, in order for Maryland to auction its allowances on schedule, the system would need to be operational by September 2011. RGGI, Inc. is able to provide the needed services for the lowest price possible, making the one-year renewal option preferable to other alternatives.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**AMOUNT OF ORIGINAL CONTRACT:** \$125,638,937 (2 Years)

**AMOUNT OF OPTIONS/MODIFICATION:** \$ 5,930,031 NTE (1 Mo., Option #1)  
\$ 5,930,031 NTE (1 Mo., Option #2)  
\$ 5,930,031 NTE (1 Mo., Option #3)  
\$15,500,000 NTE (3 Mos., MOD)  
\$33,290,093 NTE Total (6 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$251,630,489 (See Attachment)

**REVISED CONTRACT AMOUNT:** \$410,559,519 NTE

**PERCENT +/- (THIS MODIFICATION):** +26.5%

**OVERALL PERCENT +/-:** +70.3%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 13%

**REQUESTING AGENCY REMARKS:** Request for approval to (1) exercise all three one month renewal options and (2) modify the contract to add an additional three month extension for a total of six months in order to complete a new procurement for inmate medical health care services.

The BPW approved a six month extension with three one-month renewal options on 12/15/2010 (see Attachment) in order to start a new solicitation for these services. The three one-month renewal options were to allow additional time for any issues that might arise. At this time, DPSCS and DBM believe a total of six months will be needed to complete the procurement and award a new contract, and allow for a 60 - 90 day transition period between contractors, if necessary.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

Based upon the expenditures to date for this contract and the estimated payments through the end of June 2011, approximately \$2.3M remains in unused funding approved by the BPW. The monthly usage is determined to be \$5,930,031. However, for the additional three-month modification, only \$15.5M is requested for approval from the BPW so as not to over-state the total revised contract amount.

It is important to note these contracts were designed to improve the level of care over the prior contracts in response to the U.S. Department of Justice standards and decrees to reach generally accepted community standards and to provide for continuity and consistency of care in all DPSCS facilities. The level of care has consistently progressed to community standards and is meeting the requirements of the contract.

<b>FUND SOURCE:</b>	100% General
<b>APPROP. CODE:</b>	Various
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	11-1051-1111

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION** ✓

**WITHOUT DISCUSSION**

ITEM: 11-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #1	N/A	Mod for Contract Q0005057B only to make changes in staffing Patterns and rates of compensation for mental health providers in the mental health contract module for the period of 7/1/2005 - 6/30/2007. Approved on the 11/15/2006 DBM BPW Agenda, Item 12-S-MOD.
Mod #2	\$0	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period of 7/1/2006 - 6/30/2007. Approved by DPSCS.
Mod #3	(\$13,079,482)	Mod to clarify portions of the Statement of Work & to reduce the original amount of the not to exceed limits for the period of 5/12/2007 - 6/30/2007. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD.
Option #1	\$62,956,839	Exercised the first Renewal Option as contained in the original contract for one year for the period of 7/1/2007 - 6/30/2008. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD.
Mod #4	\$0	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period 7/1/2007 - 6/30/2008. Approved by DPSCS.
Mod #5	(\$2,200,000)	Mod to clarify portions of the Statement of Work in a non-material change & to decrease the not to exceed amount for the period 6/1/2008 - 6/30/2008. Approved on the 7/16/2008 DBM BPW Agenda, Item 9-S-MOD.
Option #2	\$65,530,886	Exercised the 2nd Renewal Option as contained in the original contract for one year for the period of 7/1/2008 - 6/30/2009. Approved on the 6/11/2008 DBM BPW Agenda, Item 14-S-OPTION.

ITEM: 11-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #6	(\$1,363,025)	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period 6/17/2009 - 6/30/2009. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD.
Option #3	\$68,163,848	Exercised the 3rd Renewal Option as contained in the original contract for one year for the period of 7/1/2009 - 6/30/2010. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD.
Mod #7	\$35,701,237	Mod to extend the current contract by six months for the period of 7/1/2010 to 12/31/2010. Approved on the 6/23/2010 DBM BPW Agenda, Item 24-S-MOD.
Mod #8	\$340,000	Mod to increase the not-to-exceed amounts of the contract in order to continue the existing services through the end of the contract term for the period of 12/1/2010 – 12/31/2010. Approved on the 12/1/2010 DBM BPW Agenda, Item 11-S-MOD.
Mod #9	\$35,580,186	Mod to extend the contract by six months with three one-month renewal options in order to complete a new procurement for inmate medical health care services for the period of 1/1/2011 - 6/30/2011. Approved on the 12/15/2010 DBM BPW Agenda, Item 7-S-MOD.
Total	<u>\$251,630,489</u>	



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT RENEWAL OPTION/MODIFICATION**

**ITEM:** 12-S-MOD **Agency Contact:** Joselyn Hopkins  
410-339-5013  
jmhopkins@dpscs.state.md.us

**DEPARTMENT/PROGRAM:** Public Safety & Correctional Services  
(DPSCS) Office of Inmate Health Services  
Inmate Health Care Program

**CONTRACT ID:** Q0005057B – Renewal;  
Inmate Health Care Services –  
Mental Health Services  
ADPICS No. Q00B2400006 / COD72116

**CONTRACT APPROVED:** 6/1/2005 DBM BPW Agenda Items 15-S

**CONTRACTOR:** MHM Correctional Services of MD, Inc.  
Vienna, VA

**CONTRACT DESCRIPTION:** Contract to implement statewide primary  
psychiatric care and mental health infirmary care services to inmates in the custody of the  
Department of Public Safety and Correctional Services.

**OPTIONS/MODIFICATION DESCRIPTION:** Approval request to (1) modify the  
contract to add funding for services through the end of June 2011; (2) exercise all three one-  
month renewal options as contained in Mod #11 of the contract and (3) modify the contract to  
add an additional three month extension for a total of six months in order to complete a new  
procurement for inmate mental health services, and allow for a 60 - 90 day transition period  
between contractors, if necessary.

**TERM OF ORIGINAL CONTRACT:** 6/2/2005 – 6/30/2007 (w/3 one-year  
renewal options)

**TERM OF OPTIONS:** 7/1/2011 – 9/30/2011

**TERM OF MODIFICATIONS:** 6/1/2011 – 6/30/2011 (Mod - 1)  
10/1/2011 – 12/31/2011 (Mod - 3)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**AMOUNT OF ORIGINAL CONTRACT:** \$22,495,152 (2 Years)

**AMOUNT OF OPTIONS/MODIFICATION:** \$ 403,683 NTE (1 Mo., MOD)  
\$1,118,316 NTE (1 Mo., Option #1)  
\$1,118,316 NTE (1 Mo., Option #2)  
\$1,118,316 NTE (1 Mo., Option #3)  
\$3,354,948 NTE (3 Mos., MOD)  
\$7,113,579 NTE Total (6 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$45,444,776 (See Attachment)

**REVISED CONTRACT AMOUNT:** \$75,053,507 NTE

**PERCENT +/- (THIS MODIFICATION):** +16.7%

**OVERALL PERCENT +/-:** +67.5%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 10%

**REQUESTING AGENCY REMARKS:** Request for approval to (1) modify the contract to add funding for services through the end of June 2011; (2) exercise all three one-month renewal options as contained in Mod #11 of the contract and (3) modify the contract to add an additional three month extension for a total of six months in order to complete a new procurement for inmate mental health services.

The BPW approved a six month extension with three one-month renewal options on 12/15/2010 (see Attachment) in order to start a new solicitation for these services. The three one-month renewal options were to allow additional time for any issues that might arise. At this time, DPSCS and DBM believe a total of six months will be needed to complete the procurement and award a new contract, and allow for a 60 - 90 day transition period between contractors, if necessary.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

Based upon the expenditures to date for this contract and the estimated payments through the end of June 2011, an additional \$403,683 of approved funding is needed to continue services through the end of June. The monthly usage for this contract is determined to be \$1,118,316.

It is important to note these contracts were designed to improve the level of care over the prior contracts in response to the U.S. Department of Justice standards and decrees to reach generally accepted community standards and to provide for continuity and consistency of care in all DPSCS facilities. The level of care has consistently progressed to community standards and is meeting the requirements of the contract.

<b>FUND SOURCE:</b>	100% General
<b>APPROP. CODE:</b>	Various
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	11-1052-1111

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

ITEM: 12-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #1	\$0	Mod for Contract Q0005057B only to make changes in staffing Patterns and rates of compensation for mental health providers in the mental health contract module for the period of 7/1/2005 - 6/30/2007. Approved on the 11/15/2006 DBM BPW Agenda, Item 12-S-MOD.
Mod #2	\$0	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period of 7/1/2006 - 6/30/2007. Approved by DPSCS.
Mod #3	(\$3,289,895)	Mod to clarify portions of the Statement of Work & to reduce the original amount of the not to exceed limits for the period of 5/12/2007 - 6/30/2007. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD.
Option #1	\$10,959,034	Exercised the first Renewal Option as contained in the original contract for one year for the period of 7/1/2007 - 6/30/2008. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD.
Mod #4	\$0	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period 7/1/2007 - 6/30/2008. Approved by DPSCS.
Mod #5	\$100,000	Mod to clarify portions of the Statement of Work in a non-material change & to increase the not to exceed amount for the period 6/1/2008 - 6/30/2008. Approved on the 7/16/2008 DBM BPW Agenda, Item 9-S-MOD.
Option #2	\$11,737,365	Exercised the 2nd Renewal Option as contained in the original contract for one year for the period of 7/1/2008 - 6/30/2009. Approved on the 6/11/2008 DBM BPW Agenda, Item 14-S-OPTION.

ITEM: 12-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #6	(\$136,263)	Mod to clarify portions of the Statement of Work in a non-material change and reduce the not to exceed amount for the period 6/17/2009 - 6/30/2009. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD.
Option #3	\$12,205,834	Exercised the 3rd Renewal Option as contained in the original contract for one year for the period of 7/1/2009 - 6/30/2010. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD.
Mod #7	\$6,574,562	Mod to extend the current contract by six months for the period of 7/1/2010 to 12/31/2010. Approved on the 6/23/2010 DBM BPW Agenda, Item 24-S-MOD.
Mod #8	\$0	Mod to add an additional MBE subcontractor for the period of 10/22/2010 – 12/31/2010. Approved by DPSCS.
Mod #9	\$0	Mod for administrative correction. Approved by DPSCS.
Mod #10	\$596,243	Mod to increase the not-to-exceed amounts of the contract in order to continue the existing services through the end of the contract term for the period of 12/1/2010 – 12/31/2010. Approved on the 12/1/2010 DBM BPW Agenda, Item 11-S-MOD.
Mod #11	\$6,697,896	Mod to extend the contract by six months with three one-month renewal options in order to complete a new procurement for inmate medical health care services for the period of 1/1/2011 - 6/30/2011. Approved on the 12/15/2010 DBM BPW Agenda, Item 8-S-MOD.
Total	<u>\$45,444,776</u>	

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT RENEWAL OPTION/MODIFICATION**

**ITEM:** 13-S-MOD **Agency Contact:** Joselyn Hopkins  
410-339-5013  
jmhopkins@dpscs.state.md.us

**DEPARTMENT/PROGRAM:** Public Safety & Correctional Services  
(DPSCS) Office of Inmate Health Services  
Pharmacy Program

**CONTRACT ID:** Q0005057E – Renewal;  
Inmate Health Care Services –  
Utilization Management Services  
ADPICS No. Q00B2400007

**CONTRACTS APPROVED:** 6/1/2005 DBM BPW Agenda Items 18-S

**CONTRACTOR:** Wexford Health Sources, Inc.  
Pittsburgh, PA

**CONTRACT DESCRIPTION:** Contract to implement statewide utilization management services for inpatient hospital care (secondary care), infirmatory care, and outpatient specialty care (also secondary care) provided to inmates in the custody of the Department of Public Safety and Correctional Services.

**OPTIONS/MODIFICATION DESCRIPTION:** Approval request to (1) exercise all three one-month renewal options as contained in Mod #9 of the contract and (2) modify the contract to add an additional three month extension for a total of six months in order to complete a new procurement for inmate health care and utilization management services, and allow for a 60 - 90 day transition period between contractors, if necessary.

**TERM OF ORIGINAL CONTRACT:** 6/2/2005 – 6/30/2007 (w/3 one-year renewal options)

**TERM OF OPTIONS:** 7/1/2011 – 9/30/2011

**TERM OF MODIFICATION:** 10/1/2011 – 12/31/2011

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**AMOUNT OF ORIGINAL CONTRACT:** \$21,967,007 (2 Years)

**AMOUNT OF OPTIONS/MODIFICATION:** \$ 3,245,806 NTE (1 Mo.; Option #1)  
\$ 3,245,806 NTE (1 Mo.; Option #2)  
\$ 3,245,806 NTE (1 Mo.; Option #3)  
\$ 8,737,418 NTE (3 Mos., MOD)  
\$18,474,836 NTE Total (6 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$180,902,990 (See Attachment)

**REVISED CONTRACT AMOUNT:** \$221,344,833 NTE

**PERCENT +/- (THIS MODIFICATION):** +39.8%

**OVERALL PERCENT +/-:** +400.4%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 5%

**REQUESTING AGENCY REMARKS:** Request for approval to (1) exercise all three one month renewal options and (2) modify the contract to add an additional three month extension for a total of six months in order to complete a new procurement for inmate medical utilization management services.

The BPW approved a six month extension with three one-month renewal options on 12/15/2010 (see Attachment) in order to start a new solicitation for these services. The three one-month renewal options were to allow additional time for any issues that might arise. At this time, DPSCS and DBM believe a total of six months will be needed to complete the procurement and award a new contract, and allow for a 60 - 90 day transition period between contractors, if necessary.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

Based upon the expenditures to date for this contract and the estimated payments through the end of June 2011, approximately \$1.0M remains in unused funding approved by the BPW. The monthly usage is determined to be \$3,245,806. However, for the additional three-month modification, only \$8,737,418 is requested for approval from the BPW so as not to over-state the total revised contract amount.

It is important to note these contracts were designed to improve the level of care over the prior contracts in response to the U.S. Department of Justice standards and decrees to reach generally accepted community standards and to provide for continuity and consistency of care in all DPSCS facilities. The level of care has consistently progressed to community standards and is meeting the requirements of the contract.

<b>FUND SOURCE:</b>	100% General
<b>APPROP. CODE:</b>	Various
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	11-1073-0110

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



ITEM: 13-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #1	N/A	Mod for Contract Q0005057B only to make changes in staffing Patterns and rates of compensation for mental health providers in the mental health contract module for the period of 7/1/2005 - 6/30/2007. Approved on the 11/15/2006 DBM BPW Agenda, Item 12-S-MOD.
Mod #2	\$0	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period of 7/1/2006 - 6/30/2007. Approved by DPSCS.
Mod #3	\$31,552,919	Mod to clarify portions of the Statement of Work & to increase the original amount of the not to exceed limits for the period of 5/12/2007 - 6/30/2007. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD.
Option #1	\$32,082,440	Exercised the first Renewal Option as contained in the original contract for one year for the period of 7/1/2007 - 6/30/2008. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD.
Mod #4	\$0	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period 7/1/2007 - 6/30/2008. Approved by DPSCS.
Mod #5	\$1,550,000	Mod to clarify portions of the Statement of Work in a non-material change & to increase the not to exceed amount for the period 6/1/2008 - 6/30/2008. Approved on the 7/16/2008 DBM BPW Agenda, Item 9-S-MOD.
Option #2	\$34,562,156	Exercised the 2nd Renewal Option as contained in the original contract for one year for the period of 7/1/2008 - 6/30/2009. Approved on the 6/11/2008 DBM BPW Agenda, Item 14-S-OPTION.

ITEM: 13-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #6	\$196,790	Mod to clarify portions of the Statement of Work in a non-material change and increase the not to exceed amount for the period 6/17/2009 - 6/30/2009. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD.
Option #3	\$35,039,489	Exercised the 3rd Renewal Option as contained in the original contract for one year for the period of 7/1/2009 - 6/30/2010. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD.
Mod #7	\$15,531,901	Mod to extend the current contract by six months for the period of 7/1/2010 to 12/31/2010. Approved on the 6/23/2010 DBM BPW Agenda, Item 24-S-MOD.
Mod #8	\$10,912,459	Mod to increase the not-to-exceed amounts of the contract in order to continue the existing services through the end of the contract term for the period of 12/1/2010 – 12/31/2010. Approved on the 12/1/2010 DBM BPW Agenda, Item 11-S-MOD.
Mod #9	\$19,474,836	Mod to extend the contract by six months with three one-month renewal options in order to complete a new procurement for inmate medical health care services for the period of 1/1/2011 - 6/30/2011. Approved on the 12/15/2010 DBM BPW Agenda, Item 10-S-MOD.
Total	<u>\$180,902,990</u>	

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 14-S-MOD **Agency Contact:** Joselyn Hopkins  
410-339-5013  
jmhopkins@dpscs.state.md.us

**DEPARTMENT/PROGRAM:** Public Safety & Correctional Services  
(DPSCS) Office of Inmate Health Services  
Pharmacy Program

**CONTRACT ID:** Q0005057D – Mod #10;  
Inmate Health Care Services –  
Inmate Pharmacy Program  
ADPICS No. COD68935

**CONTRACTS APPROVED:** 6/1/2005 DBM BPW Agenda Items 17-S

**CONTRACTOR:** Correct Rx Pharmacy Services, Inc.  
Linthicum, MD

**CONTRACT DESCRIPTION:** Contract to implement statewide pharmacy  
services for inmates in the custody of the Department of Public Safety and Correctional Services.

**MODIFICATION DESCRIPTION:** Approval request to extend the contract for a  
period of six months in order to continue the existing Inmate Health Care Pharmacy Program  
Services while a new procurement is completed.

**TERM OF ORIGINAL CONTRACT:** 6/2/2005 – 6/30/2007 (w/3 one-year  
renewal options)

**TERM OF MODIFICATION:** 7/1/2011 – 12/31/2011

**AMOUNT OF ORIGINAL CONTRACT:** \$31,958,458 (2 Years)

**AMOUNT OF MODIFICATION:** \$14,000,000 NTE (6 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$126,694,129 (See Attachment)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REVISED CONTRACT AMOUNT:** \$172,652,587 NTE

**PERCENT +/- (THIS MODIFICATION):** +43.8%

**OVERALL PERCENT +/-:** +191.7%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 100% (Contractor is a MD Certified MBE)  
20% Subcontracting Goal

**REQUESTING AGENCY REMARKS:** Request for approval to extend the contract by six months in order to complete a new procurement. The new Request for Proposals (RFP) was issued 11/9/2010. Since that time two protests have been received concerning the procurement, along with two "letters of concern" and about 200 questions. Due to the time needed to respond to these submissions the proposal due date was extended a number of times. The current proposal due date is 6/17/2011. Once the proposals are received, the additional time will be needed to evaluate the proposals and make a recommendation for award, obtain Board approval of the proposed award and allow time for possible transition to a new contractor. The anticipated start date for the new contract is 1/1/2012.

Based upon the expenditures to date for this contract and the estimated payments through the end of June 2011, approximately \$2.5M remains in unused funding approved by the BPW. The monthly usage is estimated to be between \$2.6M and \$2.8M for prescription drugs and the fixed fee for pharmacy services. The State has saved an average of \$500,000 per month on the cost of this contract since 1/1/2011. It is believed that during this six-month extension approximately \$16.5M will be paid to the Contractor. However, only \$14M in additional funding is requested for approval from the BPW so as not to over-state the total revised contract amount.

It is important to note these contracts were designed to improve the level of care over the prior contracts in response to the U.S. Department of Justice standards and decrees to reach generally accepted community standards and to provide for continuity and consistency of care in all DPSCS facilities. The level of care has consistently progressed to community standards and is meeting the requirements of the contract.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**FUND SOURCE:** 100% General

**APPROP. CODE:** Various

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1053-1111

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

ITEM: 14-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #1	N/A	Mod for Contract Q0005057B only to make changes in staffing Patterns and rates of compensation for mental health providers in the mental health contract module for the period of 7/1/2005 - 6/30/2007. Approved on the 11/15/2006 DBM BPW Agenda, Item 12-S-MOD.
Mod #2	\$0	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period of 7/1/2006 - 6/30/2007. Approved by DPSCS.
Mod #3	\$7,804,432	Mod to clarify portions of the Statement of Work & to increase the original amount of the not to exceed limits for the period of 5/12/2007 - 6/30/2007. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD.
Option #1	\$24,131,340	Exercised the first Renewal Option as contained in the original contract for one year for the period of 7/1/2007 - 6/30/2008. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD.
Mod #4	\$0	Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period 7/1/2007 - 6/30/2008. Approved by DPSCS.
Mod #5	\$1,950,000	Mod to clarify portions of the Statement of Work in a non-material change & to increase the not to exceed amount for the period 6/1/2008 - 6/30/2008. Approved on the 7/16/2008 DBM BPW Agenda, Item 9-S-MOD.
Option #2	\$27,219,572	Exercised the 2nd Renewal Option as contained in the original contract for one year for the period of 7/1/2008 - 6/30/2009. Approved on the 6/11/2008 DBM BPW Agenda, Item 14-S-OPTION.

ITEM: 14-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #6	\$1,096,685	Mod to clarify portions of the Statement of Work in a non-material change and increase the not to exceed amount for the period 6/17/2009 - 6/30/2009. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD.
Option #3	\$28,063,380	Exercised the 3rd Renewal Option as contained in the original contract for one year for the period of 7/1/2009 - 6/30/2010. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD.
Mod #7	\$16,251,255	Mod to extend the current contract by six months for the period of 7/1/2010 to 12/31/2010. Approved on the 6/23/2010 DBM BPW Agenda, Item 24-S-MOD.
Mod #8	\$1,722,669	Mod to increase the not-to-exceed amounts of the contract in order to continue the existing services through the end of the contract term for the period of 12/1/2010 – 12/31/2010. Approved on the 12/1/2010 DBM BPW Agenda, Item 11-S-MOD.
Mod #9	\$18,454,796	Mod to extend the contract for a period of six months in order to complete a new procurement for inmate pharmacy services for the period of 1/1/2011 - 6/30/2011. Approved on the 12/15/2011 DBM BPW Agenda, Item 9-S-MOD
Total	<u>\$126,694,129</u>	

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICE CONTRACT MODIFICATION**

**ITEM:** 15-S-MOD **Agency Contact:** Anne Timmons  
410-767-4710  
atimmons@dbm.state.md.us

**DEPARTMENT/PROGRAM:** Budget and Management (DBM)  
Office of Personnel Services and Benefits  
(OPSB)  
Employee Benefits Division (EBD)

**CONTRACT ID:** F10B8200015;  
Preferred Provider Organization (PPO);  
Point of Service (POS);  
Exclusive Provider Organization (EPO)  
Health Care Benefits Services for Maryland  
State Employees and Retirees  
ADPICS Nos. See Attachment

**CONTRACT APPROVED:** 3/18/2009 DBM BPW Agenda Items  
1-S, 2-S, 3-S

**CONTRACTORS:** See Attachment A

**CONTRACT DESCRIPTION:** Multiple award contracts to provide  
Preferred Provider Organization (PPO), Point of Service (POS), and Exclusive Provider  
Organization (EPO) health care benefits to State of Maryland employees, satellite employees,  
direct pay employees, retirees, and eligible dependents.

**MODIFICATION DESCRIPTION:** Approval request to modify the contract for  
the State Employee and Retiree Health and Welfare Benefits Program group health plan benefit  
options to comply with the Patient Protection and Affordable Care Act (PPACA) of 2010 and the  
applicable regulations promulgated thereto by the federal Department of Health and Human  
Services, as well as the Maryland General Assembly HB405 of 2009. The Amounts are for  
Claims only.

**TERM OF ORIGINAL CONTRACTS:** 3/19/2009 - 6/30/2014 (5 Years; 3 ½ Mos.)



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**TERM OF MODIFICATIONS:** 7/1/2011 – 6/30/2014

**AMOUNT OF ORIGINAL CONTRACTS:** \$4,936,000,000 Est. Cum. Total  
(See Attachment)

**AMOUNT OF MODIFICATIONS:** \$5,414,000 (See Attachment A)

**PRIOR MODIFICATIONS/OPTIONS:** \$16,364,988 (See Attachments A & B)

**REVISED TOTAL CONTRACT AMOUNTS:** \$4,957,778,988 (See Attachment A)

**PERCENT +/- (THIS MODIFICATION):** +0.11%

**OVERALL PERCENT +/-:** +0.44%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 0.3% (6% of Administrative Fees)

**REQUESTING AGENCY REMARKS:** Request for approval to modify the Preferred Provider Organization (PPO), Point of Service (POS), and Exclusive Provider Organization (EPO) health care benefits under this contract to comply with the Patient Protection and Affordable Care Act (PPACA) of 2010 and the applicable regulations promulgated thereto by the federal Department of Health and Human Services, as well as the Maryland General Assembly HB 405.

The changes to the health care benefits include:

- Lifetime Maximums - unlimited;
- Organ Transplants – Per calendar year for cornea, kidney and bone marrow, heart, heart-lung, single or double lung, liver and pancreas;
- Preventive Services – Immunization: one flu shot per plan year for all ages;
- Preventive Services - Physical Exams: one physical examination and associated lab work per plan year for ages 22 and over;

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

- Preventive Services - Child Care: 12 visits total for ages birth through 30 months and one visit per plan year for ages 3 through 21 years;
- Preventive Services - Mammography: Coverage for screening mammograms is one baseline screening (age 35-39) or one mammogram each plan year (age 40 and above). Diagnostic mammograms have no age limitations or frequency restrictions;
- Nutritional Counseling tied to a chronic condition with appropriate Plan contact; and
- Hearing examination and hearing aids, including Children (ages 0-18).

**FUND SOURCE:** Various  
**APPROP. CODE:** F10A0240  
**RESIDENT BUSINESSES:** Yes for all  
**MD TAX CLEARANCES:** See Attachment A

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Contract Type/Contractors	Original Claims Est.	Original Admin. Fees Est.	Original Total Contract Est.	Mod - 1 Amount Est.	Mod - 2 Amount Est.	Mod - 3 Amount Est.	Mod - 4 * Amount Est.	REVISED Total Est. Contract Amt.	% +/- This MOD	OVERALL % +/-
<b>PPO Contracts:</b> CareFirst of Maryland, Inc. Owings Mills, MD ADPICs: COD69664 MD Tax Clearance: 11-1171-1110	\$2,284,000,000	\$96,000,000	\$2,380,000,000	\$6,100,000	\$1,417,572	\$0	\$2,405,000	\$2,389,922,572	0.10%	0.42%
United HealthCare Insurance Co. Minnetonka, MN (Local office in Elkridge, MD) ADPICs: COD68269 MD Tax Clearance: 11-1170-0110	\$185,000,000	\$11,000,000	\$196,000,000	\$500,000	\$172,220	\$0	\$195,000	\$196,867,220	0.10%	0.44%
<b>TOTAL PPO</b>	\$2,469,000,000	\$107,000,000	\$2,576,000,000	\$6,600,000	\$1,589,792	\$0	\$2,600,000	\$2,586,789,792	0.06%	0.32%
<b>POS Contracts:</b> CareFirst of Maryland, Inc. Owings Mills, MD ADPICs: COD68270 MD Tax Clearance: 11-1171-1110	\$729,000,000	\$36,000,000	\$765,000,000	\$1,900,000	\$489,359	\$0	\$1,246,000	\$768,635,359	0.16%	0.48%
United Health Care Insurance Co Minnetonka, MN (Local office in Elkridge, MD) ADPICs: COD68271 MD Tax Clearance: 11-1170-0110	\$549,000,000	\$28,000,000	\$577,000,000	\$1,200,000	\$502,000	\$0	\$500,000	\$579,202,000	0.09%	0.38%
Aetna Life Insurance Co. Hartford, CT (Local office in Linthicum, MD) ADPICs: COD68272 MD Tax Clearance: 11-1175-1110	\$173,000,000	\$13,000,000	\$186,000,000	\$500,000	\$97,880	\$0	\$435,000	\$187,032,880	0.23%	0.56%
<b>TOTAL POS</b>	\$1,451,000,000	\$77,000,000	\$1,528,000,000	\$3,600,000	\$1,089,239	\$0	\$2,181,000	\$1,534,870,239	0.07%	0.31%

ATTACHMENT A

ITEM: 15-S-MOD (Cont.)

Contract Type/Contractors	Original Claims Est.	Original Admin. Fees Est.	Original Total Contract Est.	Mod - 1 Amount Est.	Mod - 2 Amount Est.	Mod - 3 Amount Est.	Mod - 4 * Amount Est.	REVISED Total Est. Contract Amt.	% +/- This MOD	OVERALL % +/-
<b>EPO Contracts:</b> CareFirst BlueChoice, Inc. Washington, DC (Local office in Owings Mills, MD) ADPICS: COD68277 MD Tax Clearance: 11-1172-0001	\$396,000,000	\$19,000,000	\$415,000,000	\$1,200,000	\$286,793	\$856,340	\$395,000	\$417,738,133	0.10%	0.66%
United HealthCare Ins. Co. Minnetonka, MN (Local office in Elkridge, MD) ADPICS: COD68273 MD Tax Clearance: 11-1170-0110	\$299,000,000	\$16,000,000	\$315,000,000	\$500,000	\$205,340	\$335,936	\$206,000	\$316,247,276	0.07%	0.40%
Aetna Life Insurance Co. Hartford, CT (Local office in Linthicum, MD) ADPICS: COD68275 MD Tax Clearance: 11-1175-1110	\$94,000,000	\$8,000,000	\$102,000,000	\$48,000	\$11,200	\$42,348	\$32,000	\$102,133,548	0.03%	0.13%
<b>TOTAL EPO</b>	\$789,000,000	\$43,000,000	\$832,000,000	\$1,748,000	\$503,333	\$1,234,624	\$633,000	\$836,118,957	0.08%	0.50%
<b>GRAND TOTAL ALL CONTRACTS</b>	\$4,709,000,000	\$227,000,000	\$4,936,000,000	\$11,948,000	\$3,182,364	\$1,234,624	\$5,414,000	\$4,957,778,988	0.11%	0.44%

Note: \* "Mod - 4" represents this current BPW approval request for the PPACA modification for all contracts - PPO, POS & EPO. Some individual contracts have had additional modifications that were approved by DBM for no additional funding due to changes in MBEs for Carefirst and United HealthCare (PPO & POS - Mod #3; EPO - Mod #4). For these two EPO providers, the PPACA mod is actually Mod #5. Actna has not had any additional modifications, so for the POS contract, this is Mod #3. See Attachment B for details. The Amounts for "Mod #4" are for Claims only.

ITEM: 15-S-MOD (Cont.)

ATTACHMENT B

BPW 6/1/2011

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

MOD #1	\$11,948,000 Est.	Modification to the contracts to change the definitions of Dependent to include same sex domestic partners and their dependents and to add additional funding in order to accommodate the increased number of dependents for the period from 7/1/2009 to 6/30/2014. Approved on the 6/17/2009 DBM BPW Agenda, Item 31-S-MOD.
MOD #2	\$3,182,364 Est.	Modified the contracts to provide coverage of H1N1 vaccinations for all State of Maryland employees, satellite employees, direct pay employees, retirees, and eligible dependents for the period from 10/7/2009 to 6/30/2010. Approved on the 10/7/2009 DBM BPW Agenda, Item 9-S-MOD.
MOD #3	\$1,234,624	Modified the EPO contracts for the State Employee and Retiree Health and Welfare Benefits Program group health plan benefit options to comply with the Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008, effective for Maryland programs on 7/1/2010 – 6/30/2014. Approved on the 3/10/2010 DBM BPW Agenda, Item 7-S-MOD.
MOD #3	\$0	Modified the PPO and POS contracts for Carefirst of Maryland, Inc. to add MBEs for the period of 11/17/2010 – 6/30/2014. Approved by DBM on 11/17/2010.
MOD #3	\$0	Modified the PPO and POS contracts for United HealthCare Insurance Co. to add MBEs for the period of 4/13/2011 – 6/30/2014. Approved by DBM on 4/13/2011.
MOD #4	\$0	Modified the EPO contracts for the Carefirst BlueChoice, Inc. to add MBEs for the period of 11/17/2010 – 6/30/2014. Approved by DBM on 11/17/2010.

ITEM: 15-S-MOD (Cont.)

ATTACHMENT B

BPW 6/1/2011

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

MOD #4	\$0	Modified the EPO contracts for the United HealthCare Insurance Co. to add MBEs for the period of 4/13/2011 – 6/30/2014. Approved by DBM on 4/13/2011.
--------	-----	---

Total	<u>\$16,364,988 Est.</u>	
-------	--------------------------	--

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 16-S-MOD **Agency Contact:** Anne Timmons  
410-767-4710  
atimmons@dbm.state.md.us

**DEPARTMENT/PROGRAM:** Budget and Management (DBM)  
Office of Personnel Services and Benefits  
(OPSB)  
Employee Benefits Division (EBD)

**CONTRACT IDS:** F10B8200014 - Mod #3;  
Dental Benefits Program (DHMO, DPPO)  
ADPICS NOs. COD68079 – DHMO;  
COD68080 – DPPO

**CONTRACTS APPROVED:** 3/18/2009 DBM BPW Agenda Item 4-S

**CONTRACTORS:** Functional Area 1 - DHMO:  
United Concordia Companies, Inc.  
(UCCI - United Concordia Dental Plans,  
Inc.) Harrisburg, PA  
(Local office in Hunt Valley, MD)

Functional Area 2 - DPPO:  
United Concordia Companies, Inc.  
(UCCI – United Concordia Life and Health  
Insurance Company)  
Harrisburg, PA  
(Local office in Hunt Valley, MD)

**CONTRACT DESCRIPTION:** Provide Dental Plan coverage for State of  
Maryland employees, satellite employees, direct pay employees, retirees, and eligible  
dependents. Awards are requested for one Dental Health Maintenance Organization (DHMO)  
and one Dental Preferred Provider Organization (DPPO).

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**MODIFICATION DESCRIPTION:** Approval request to modify the contracts for the State Employee and Retiree Health and Welfare Benefits Program dental plan options to comply with the Patient Protection and Affordable Care Act (PPACA) of 2010 and the applicable regulations promulgated thereto by the federal Department of Health and Human Services, as well as the Maryland General Assembly HB 405. The Amounts are for Claims only.

**TERM OF ORIGINAL CONTRACTS:** 3/19/2009 - 6/30/2014 (5 Years;  
3 ½ Months)

**TERM OF MODIFICATIONS:** 7/1/2011 - 6/30/2014 (3 Years)

**AMOUNTS OF ORIGINAL CONTRACTS:** \$ 61,446,669 (DHMO)  
\$125,868,729 (DPPO)  
\$187,315,398 Total Contract Value

**AMOUNTS OF MODIFICATIONS:** \$ 55,000 (DHMO)  
\$175,000 (DPPO)  
\$230,000 Total Mods

**PRIOR OPTIONS/MODIFICATIONS:** \$100,126 (DHMO)  
\$319,847 (DPPO)  
\$419,973 Total (See Attachment)

**REVISED TOTAL CONTRACT AMOUNTS:** \$ 61,601,795 (DHMO)  
\$126,363,576 (DPPO)  
\$187,965,371 Grand Total

**PERCENT +/- (THIS MODIFICATION):** +0.10%

**OVERALL PERCENT +/-:** +0.30%

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 0.5% of the total premiums paid to the  
Contractors for both DHMO and DPPO



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REQUESTING AGENCY REMARKS:** Request for approval to modify the contracts for the Dental Health Maintenance Organization Plan (DHMO) and Dental Preferred Provider Organization (DPPO) options of the State Employee and Retiree Health and Welfare Benefits Program to comply with the Patient Protection and Affordable Care Act (PPACA) of March 23, 2010 in the following manner:

- The DHMO and DPPO dental plans will increase the adult child coverage to age 26. Young adults will be allowed to stay on their parent's plan until the end of the month in which they turn 26 years old.
- The DPPO dental plan, Class IV: will increase the adult child coverage for the Orthodontic benefit to age 26.

<b>FUND SOURCE:</b>	100% General (50% of premium rates)
<b>APPROP. CODE:</b>	Various
<b>RESIDENT BUSINESS:</b>	Yes for both
<b>MD TAX CLEARANCE:</b>	11-1148-0000 - United Concordia Dental Plans, Inc. 11-1149-0000 - United Concordia Life and Health Insurance Company

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

ITEM: 16-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #1	\$100,126 (DHMO) <u>\$319,847 (DPPO)</u> \$419,973 Total Mod	Modified the contracts to change the definitions of Dependent to include same sex domestic partners and their dependents and to add additional funding in order to accommodate the increased number of dependents for the period of 7/1/2009 - 6/30/2014. Approved on the 6/17/2009 DBM BPW Agenda, Item 33-S-MOD.
Mod #2	\$0	Modified the contracts to change MBE Subcontractors for the period of 9/15/2009 - 6/30/2014. Approved by DBM on 9/15/2009.
	<hr/> \$419,973	

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 17-S-MOD **Agency Contact:** Anne Timmons  
410-767-4710  
atimmons@dbm.state.md.us

**DEPARTMENT/PROGRAM:** Budget and Management (DBM)  
Office of Personnel Services and Benefits  
(OPSB)  
Employee Benefits Division (EBD)

**CONTRACT ID:** F10R6200071;  
Prescription Drug Benefits Plan for  
Maryland State Employees and Retirees and  
related Management Services  
ADPICS No. COD69079 (Claims)

**CONTRACT APPROVED:** 4/4/2007 DBM/BPW Agenda Item 4-S

**CONTRACTOR:** Catalyst Rx, Inc.  
Rockville, MD

**CONTRACT DESCRIPTION:** Contract to provide pharmacy benefit  
management and administration services for the Prescription Drug Benefits Plan for Maryland  
State Employees and Retirees.

**MODIFICATION DESCRIPTION:** Approval request to modify the contract for  
the Prescription Drug Benefits Plan for Maryland State Employees and Retirees benefit options  
to comply with the Patient Protection and Affordable Care Act (PPACA) of 2010 and the  
applicable regulations promulgated thereto by the federal Department of Health and Human  
Services, as well as the Maryland General Assembly HB405 of 2009. The Amounts are for  
Claims only.

**TERM OF ORIGINAL CONTRACT:** 4/4/2007 – 6/30/2011 (4 Years; 3 Months)

**TERM OF MODIFICATION:** 7/1/2011 – 6/30/2012 (1 Year)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**AMOUNT OF ORIGINAL CONTRACT:** \$1,117,508,802 Est. Total

**AMOUNT OF MODIFICATION:** (\$6,700,000) Est. Total  
(See Requesting Agency Remarks below)

**PRIOR MODIFICATIONS/OPTIONS:** \$680,076,031 Est. Total (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$1,790,884,833 Est. Grand Total

**PERCENT +/- (THIS MODIFICATION):** -0.600%

**OVERALL PERCENT +/-:** +60.30%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 0.11%  
(9.15% of Administrative Fees)

**REQUESTING AGENCY REMARKS:** Request for approval of a modification to change the Prescription Drug Benefits Plan for Maryland State Employees and Retirees benefit options to comply with the Patient Protection and Affordable Care Act (PPACA) of 2010 and the applicable regulations promulgated thereto by the federal Department of Health and Human Services, as well as the Maryland General Assembly HB405 of 2009.

In order to make Maryland's health benefits program sustainable and to ensure continued access to benefits for employees and retirees in the years ahead, several modifications to the State's prescription drug plan have been made, effective July 1, 2011. Co-pays have increased for employees and retirees. Annual out of pocket cap for active and retirees has been increased. The retiree premium contribution for prescription drug coverage increased to 25% of the total premium (State will pay 75%). In addition, Medicare eligible retirees will receive their prescription drug coverage through Medicare Part D rather than the State, while spouses and dependents of a Medicare eligible retiree will continue to receive prescription drug coverage through the State. These changes will result in a savings to the State of approximately \$7.1M.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

The State Law Enforcement Officers Labor Alliance (SLEOLA) has had changes made to their prescription drug program as follows: an annual out-of-pocket cap for members at \$700 for individuals and family. After the \$700 annual deduction is met, SLEOLA members will pay 20% of prescription costs and the State will pay 80%. This will result in an increased cost to the State of \$430,000. The net result of these two changes will be a saving to the State of approximately \$6.7M.

<b>FUND SOURCE:</b>	100% Reimbursable
<b>APPROP. CODE:</b>	F10A0245
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	11-0760-0001

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

ITEM: 17-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

MOD #1	\$0.00	Modification to provide access to negotiated discounts. For drugs and items which are not covered by the State's prescription benefits plan, the Contractor shall make available to members in the State's prescription benefits plan the discounted price that the Contractor has negotiated with the dispensing pharmacy. For the period 7/1/2008 – 6/30/2011. Approved by DBM on 6/27/2008.
MOD #2	\$5,952,768	Modification to expand eligibility and add additional monies to the Prescription Drug Benefits Plan to meet the increased claims cost to comply with the amendment to COMAR 17.04.13.03A(11), for an expansion of coverage for dependent children up to age 25 for the period 7/1/2008 – 6/30/2011. Approved on the 6/25/2008 DBM BPW Agenda, Item 26-S-MOD.
MOD #3	\$0.00	Modification to provide approval of new MBEs for the period 7/18/2008 through 6/30/2011 due to decertification of a MBE submitted in the RFP. Approved by DBM on 7/18/2008.
MOD #4	\$0.00	Modification to require the Contractor to submit a quarterly report detailing its compliance with performance guarantees provided in the RFP. Approved by DBM on 11/25/2008.
MOD #5	\$1,102,500	Modification to add funding to accommodate the increased number of dependents for coverage of same sex domestic partners. Approved on the 6/17/2009 DBM BPW Agenda, Item 32-S-MOD.
MOD #6	(\$15,729,237)	Modification to change the plan design and certain pricing aspects of the self-funded employee and retiree prescription benefits plan in order to reduce State expenditures. Approved on the 8/26/2009 DBM BPW Agenda, Item 17-S-MOD.

ITEM: 17-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

MOD #7	\$266,750,000	Modification to increase the authorized spending amount approved by the BPW based upon actual increases in enrollment, utilization and trend versus the financial evaluation model with a flat trend and enrollment that was used in the original agenda item for the period 11/1/2010 – 6/30/2011. Approved on the 10/6/2010 DBM BPW Agenda, Item 4-S-MOD.
MOD #8	\$422,000,000	Modification to extend the contract by twelve months in order to allow time to resolve the protests against the award of a new contract for these services for the period 7/1/2011 – 6/30/2012. Approved on the 4/6/2011 DBM BPW Agenda, Item 9-S-MOD.
Total	<u>\$680,076,031</u>	

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 18-S-MOD **Agency Contact:** James Miller  
410-767-5427  
millerJ@dhmh.state.md.us

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Office of Finance (OF)

**CONTRACT ID:** DHMH-OPASS 07-9203-10  
Agreed Upon Procedures, Related  
Accounting and Consulting Services for  
Managed Care Organizations (MCOs);  
ADPICS NO. M00B1400019/COD66057

**CONTRACT APPROVED:** 6/21/2006 DBM BPW Agenda Item 7-S

**CONTRACTOR:** Myers and Stauffer, LC  
Leawood, KS  
(Local office in Owings Mills, MD)

**CONTRACT DESCRIPTION:** Consulting Services and related accounting  
services contract to assure that Managed Care Organizations (MCOs) expenditures are in  
compliance with State and Federal laws and regulations.

**MODIFICATION DESCRIPTION:** Approval request of a  
modification to extend the contract services for six additional months until a new contract is  
awarded and add an independent audit for the Disproportionate Share Hospital (DSH) Payments  
for FY2008 to be completed by December 31, 2011.

**TERM OF ORIGINAL CONTRACT:** 7/1/2006 – 6/30/2009 (w/2 one-year  
renewal options)

**TERM OF MODIFICATION:** 7/1/2011 – 12/31/2011

**AMOUNT OF ORIGINAL CONTRACT:** \$264,122 NTE (3 Years)

**AMOUNT OF MODIFICATION:** \$153,179 (6 Months)



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**PRIOR MODIFICATONS/OPTIONS:** \$870,197 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$1,287,498

**PERCENT +/- (THIS MODIFICATION):** +58.00%

**OVERALL PERCENT +/-:** +318.27%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 10%

**REQUESTING AGENCY REMARKS:** Request for approval to extend the contract services for six additional months until a new contract can be awarded and add an independent audit for the Disproportionate Share Hospital (DSH) Payments for FY2008 to be completed by December 31, 2011, in accordance with federal requirements.

Myers and Stauffer, LC has performed these audit reviews for the past four years. They have always been on time and delivered a quality report. Based on their findings the State has been able to make reductions in the capitation rates paid to the MCOs.

The Centers for Medicare and Medicaid Services (CMS) requires that the states have an independent audit of the expenditures paid to hospitals which qualify for the DSH program. The audit must be completed for each qualifying hospital, 20 to 25 Maryland hospitals per year. Currently, DHMH needs to complete and file the FY2008 audits with the CMS by December 31, 2011 to be in compliance.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

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

**APPROP. CODE:** M00Q01.03

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-0913-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

ITEM: 18-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #1	\$37,729	Added three additional MCOs to the existing seven for review, due to the new Primary Adult Care (PAC) program, which began on 7/1/2007, for the period of 10/15/2007 – 6/30/2008. Approved by DBM and reported on the September 2007 PAAR.
Mod #2	\$40,149	Added three additional MCOs to the existing seven for reviews, due to the new Primary Adult Care (PAC) program which began on 7/1/2007 for the period 12/8/2008 – 6/30/2009. Approved by DBM and reported on the December 2008 PAAR.
Mod #3	\$352,364	Added an independent audit of Disproportionate Share Hospital (DSH) Payments for FY2005 & FY2006 for the period of 5/1/2009 – 12/31/2009. Approved on the 4/15/2009 DBM BPW Agenda, Item 9-S-MOD.
Opt. #1	\$90,700	Exercised the first of two one-year Renewal Options as contained in the original contract to continue services for consulting and related accounting for the period of 7/1/2009 - 6/30/2010. Approved on the 4/15/2009 DBM BPW Agenda, Item 9-S-MOD.
Mod #4	\$51,829	Added four additional MCOs to the existing seven for reviews, due to the new Primary Adult Care (PAC) program which began on 7/1/2007, for the period of 12/1/2009 - 6/30/2010. Approved on the 11/4/2009 DBM BPW Agenda, Item 4-S-MOD.

ITEM: 18-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

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

Mod #5	\$0	Mod to allow the appropriate level of IT professional to be used in the financial review, which is the same level as a Junior Auditor for the period of 4/1/2010 – 6/30/2011. The increased security under HIPAA necessitated additional expertise in data collection storage and security, thus the need for increased IT involvement. This modification was to allow the appropriate level of IT professional to be paid at the same rate as any other Junior Auditor on the contract. Approved by DHMH on 3/9/2010.
Opt. #2	\$92,061	Exercised the second and final one-year Renewal Option as contained in the original contract to continue services for consulting and related accounting for the period of 7/1/2010 – 6/30/2011. Approved on the 6/9/2010 DBM BPW Agenda, Item 13-S-MOD.
Mod. #6	\$139,606	Added an independent audit of Disproportionate Share Hospital (DSH) Payments for FY2007 for the period of 7/1/2010 – 6/30/2011 to be completed by 9/30/2010. Approved on the 6/9/2010 DBM BPW Agenda, Item 13-S-MOD.
Mod. #7	\$65,759	Modified the contract to add five additional MCOs to the existing seven for reviews, due to the Primary Adult Care (PAC) program, which began on 7/1/2007 for the period of 2/10/2011 – 6/30/2011. Approved on the 2/9/2011 DBM BPW Agenda, Item 10-S-MOD.
Total	<u>\$870,197</u>	

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 19-S-MOD **Agency Contact:** James Miller  
410-767-5427  
MillerJ@dhhm.state.md.us

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Office of Finance

**CONTRACT ID:** DHMH-OPASS 06-8949; 06-8950; &  
06-8951; Auditing, Accounting, and  
Consulting Services  
ADPICS NOs. COD65661 (For Region I);  
COD65645 (For Region II); &  
COD65641 (For Region III)

**CONTRACT APPROVED:** 6/7/2006 DBM BPW Agenda Item 5-S

**CONTRACTOR:** Myers and Stauffer, LLC.  
Leawood, KS  
(Local office in Owings Mills, MD)

**CONTRACT DESCRIPTION:** Three separate contacts to the same vendor  
to provide auditing, related accounting and consulting services to assure that State Medical  
Assistance reimbursements are in compliance with State and Federal laws and regulations.  
Awards are for three regions of the State.

**MODIFICATION DESCRIPTION:** Approval request to extend the contract  
services for auditing, accounting and consulting for a period of three months until a new contract  
can be awarded.

**TERM OF ORIGINAL CONTRACT:** 7/1/2006 - 6/30/2009 (w/2 one-year renewal  
options)

**TERM OF MODIFICATION:** 7/1/2011 - 9/30/2011

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM:** 19-S-MOD (Cont.)

**AMOUNT OF ORIGINAL CONTRACT:** \$ 8,061,385 (Region I – Central MD)  
\$ 1,264,623 (Region II – Eastern Shore)  
\$ 1,492,305 (Region III – Western MD)  
\$10,818,313 Total (3 Years)

**AMOUNT OF MODIFICATION:** \$628,695 (Region I – Central MD)  
\$ 97,818 (Region II – Eastern Shore)  
\$117,025 (Region III – Western MD)  
\$843,538 Total (3 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$6,456,221 (See Attachment)

**OVERALL PERCENT +/- (THIS MOD):** +7.80%

**REVISED TOTAL CONTRACT AMOUNT:** \$13,501,934 (Region I – Central MD)  
\$ 2,111,122 (Region II – Eastern Shore)  
\$ 2,505,016 (Region III – Western MD)  
\$18,118,072 Grand Total

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 15%

**REQUESTING AGENCY REMARKS:** Request for approval to extend the contract services for auditing, accounting and consulting for an additional three months in order to complete the procurement and award a new contract.

Myers and Stauffer, LLC (M & S) will continue to act on the State's behalf to ensure the accuracy and reasonableness-of-cost reports of selected providers participating in the Maryland Medical Assistance Program, continue to design and execute desk-review and field-audit programs and provide other financial consulting and audit services to the Department.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM:** 19-S-MOD (Cont.)

The services provided by M & S during the past four years have been more than satisfactory. M & S is fully trained and experienced in providing auditing and related accounting and consulting services and is doing an excellent job in completing and issuing cost settlements.

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

**APPROP. CODE:** M00Q01.03

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-0938-0001

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

ITEM: 19-S-MOD (Cont.)

ATTACHMENT

BPW 6/1/2011

**PRIOR OPTIONS/MODIFICATIONS: (Cont.)**Region I (Central MD)

Opt. #1	\$2,370,340	Exercised the first of two one-year renewal options as contained in the original contract for the period of 7/1/2009 - 6/30/2010. Approved on the 5/20/2009 DBM BPW Agenda, Item 12-S-OPTION.
Opt. #2	\$2,441,514	Exercised the second and final renewal option as contained in the original contract for the period of 7/1/2010 – 6/30/2011. Approved on the 6/9/2010 DBM BPW Agenda, Item 10-S-OPTION.

Region II (Eastern Shore)

Opt. #1	\$368,807	Exercised the first of two one-year renewal options as contained in the original contract for the period of 7/1/2009 - 6/30/2010. Approved on the 5/20/2009 DBM BPW Agenda, Item 12-S-OPTION.
Opt. #2	\$379,874	Exercised the second and final renewal option as contained in the original contract for the period of 7/1/2010 – 6/30/2011. Approved on the 6/9/2010 DBM BPW Agenda, Item 10-S-OPTION.

Region III (Western MD)

Opt. #1	\$441,223	Exercised the first of two one-year renewal options as contained in the original contract for the period of 7/1/2009 - 6/30/2010. Approved on the 5/20/2009 DBM BPW Agenda, Item 12-S-OPTION.
Opt. #2	\$454,463	Exercised the second and final renewal option as contained in the original contract for the period of 7/1/2010 – 6/30/2011. Approved on the 6/9/2010 DBM BPW Agenda, Item 10-S-OPTION.

Total	<u>\$6,456,221</u>	
-------	--------------------	--



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 20-S-MOD **Agency Contact:** Albert Annan  
410-767-0114  
aannan@msde.state.md.us

**DEPARTMENT/PROGRAM:** Education (MSDE)  
Division of Accountability, Assessment and  
Data Systems (DAADS)

**CONTRACT ID:** R00B6200009;  
Maryland School Assessment Test  
Development  
ADPICS No. COD68464

**CONTRACT APPROVED:** 8/31/2005 DBM BPW Agenda Item 3-S

**CONTRACTOR:** NCS Pearson, Inc.  
Iowa City, IA  
(Merged with Harcourt Assessment, Inc. –  
Novation dated 9/10/2008)

**CONTRACT DESCRIPTION:** Contract for the development, scoring,  
analysis and reporting of the Maryland School Assessment test (MSA) in reading and  
mathematics in grades 3-8 Statewide. This contract covers five test edition years.

**MODIFICATION DESCRIPTION:** Approval request to extend the MSA  
contract for two additional test edition years (2011 - 2012 and 2012 - 2013 Test Editions) with an  
additional one-year renewal option (2013 - 2014 Test Edition) in order to assess and implement  
the requirements of the pending reauthorization of the Elementary and Secondary School  
Education Act (ESEA).

**TERM OF ORIGINAL CONTRACT:** 9/1/2005 – 12/31/2011

**TERM OF MODIFICATION:** 6/1/2011 – 12/31/2013 (w/1 one-year  
renewal option)

**AMOUNT OF ORIGINAL CONTRACT:** \$54,177,751 (5 Test Edition Years)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM:** 20-S-MOD (Cont.)

**AMOUNT OF MODIFICATION:** \$31,816,000 (2 Test Edition Years)  
\$15,908,000 (1 Year; Renewal Option)  
\$47,724,000 Total (3 Test Edition Years)

**PRIOR MODIFICATIONS:** \$13,336,152 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$115,237,903

**PERCENT +/- (THIS MODIFICATION):** +88.09%

**OVERALL PERCENT +/-:** +112.7%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 5%

**REQUESTING AGENCY REMARKS:** Request for approval to extend the MSA contract for two test edition years (2011 - 2012 and 2012 - 2013 Test Editions) with an option to renew for one additional test edition year (2013 - 2014 Test Edition) in order to assess and implement the requirements of the pending reauthorization of the Elementary and Secondary School Education Act (ESEA). This modification will allow MSDE time to assess the impact and transitional issues associated with these changes.

The modification is in the best interest of the State because it is more cost effective to continue with the current contract and build upon the system already in place with NCS Pearson, Inc. rather than have a new contract with complex transitional issues. NCS Pearson, Inc. has built the test forms, administration manuals, computer delivery interface, created test items for computer delivery, reports and item analysis programming that is being used currently. If the State were to conduct a procurement for a new contract, all of these deliverables would be developed again from "scratch" rather than being able to build upon the existing deliverables or re-using them for the next test edition year. Additionally, the annual cost quoted for the extension is reasonable because 2010 and 2011 tests included the implementation of MOD-MSA which added 12 more tests at overall costs of \$15,156,982 for 2010 and \$15,041,860 for 2011. Therefore, if the average cost for 2010 and 2011 test editions is compared with the annual test edition cost for this extension, the cost increase represents less than 5.35%. Also, in 2006 when the contract was last bid the second lowest bid price was 27.35% higher and a third bidder was 87.89% higher.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM: 20-S-MOD (Cont.)**

The Maryland School Assessment (MSA), administered to students in grades 3 - 8 Statewide in reading and mathematics, is used to determine student and school achievements and to measure adequate yearly progress (AYP) as required by the Federal No Child Left Behind (NCLB) Act. Results are produced at the student, school, district and state levels to determine achievements and to measure AYP.

In 2008, the MSA contract was amended to include the Modified Maryland School Assessment (Mod-MSA), which is designed to measure the achievements of students with disabilities receiving special education services who meet specific participation requirements. The Mod-MSA differs in format from the MSA in that it provides students access to the grade level content standards that incorporate variations in test delivery to meet the specific learning characteristics of the student. The addition of the Mod-MSA added 12 additional tests to the contract scope.

The original contract, awarded through a competitive procurement process in 2005, for the comprehensive development, administration, scoring, analysis and reporting of the MSA, expires on 12/31/2011. However, an impending reauthorization of the Elementary and Secondary Education Act (ESEA) brings with it new priorities and conditions that will impact the MSA assessments that must be met in order to receive federal funding. Some of the anticipated changes include:

- The new Common Core State Standards and Assessments, a state led national initiative to develop a set of kindergarten through grade 12 (K-12) education standards in English Language Arts and Mathematics, which were adopted by Maryland in June 2010. MSDE is currently aligning the state curriculum with the Common Core State Standards and the aligned curriculum will be presented to the State Board for adoption in June 2011.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM: 20-S-MOD (Cont.)**

- The development of a national K-12 assessment system aligned to the Common Core State Standards. Through a \$170 million grant to the Partnership for the Assessment of Readiness for College and Careers (PARCC) awarded by the United States Department of Education (USDE) on 9/2/2010, a 26-State/Jurisdiction PARCC consortia is developing a computer-based national assessment geared to provide timely information that includes student progress, teacher and leader evaluations, school accountability determinations and professional development improvements. The 26- State/Jurisdiction PARCC consortia is made up of the District of Columbia and the following states: Arizona, Arkansas, Florida, Illinois, Indiana, Louisiana, Maryland, Massachusetts, New York, Rhode Island, Tennessee, Alabama, California, Colorado, Delaware, Georgia, Kentucky, Mississippi, New Hampshire, New Jersey, North Dakota, Ohio, Oklahoma, Pennsylvania and South Carolina. The new assessment is anticipated to be in place by 2015, with field testing occurring in 2012, 2013 and 2014.
- Additionally, the emphasis on Science, Technology, Engineering and Math (STEM) courses in the President's blueprint for ESEA reauthorization and the Race To The Top federal initiative may change the role of science with regard to school accountability programs.

The term of the tests overlap because test development for each test year edition must begin in the current year for administration in the Spring for the following year. Approval of this request will allow time to develop the test items, test forms, and be ready for administration next year and beyond while yielding time to consider the implications and impact of changes being brought to bear.

There are two national consortiums working on the development of the next generation of assessments that will be field tested in school years 2012-13 and 2013-14 and operational in school year 2014-15. Maryland is working with the Partnership for Assessment of Readiness for College and Careers (PARCC) consortia. The work of the consortia is currently funded by a grant from the USDE. Beginning in 2015 (school year 2015-16), the purchasing of the assessments will become the responsibility of the states. Since all states will be required to continue the implementation of the assessments, states plan to continue to work together through the consortia and procure a contract for the assessments jointly. Currently Florida acts as the fiscal agent for the consortia and handles the procurements for all the states involved in the PARCC consortia. This same system is expected to continue even if another state takes over the lead role for the procurement.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM:** 20-S-MOD (Cont.)

Waiting for all federal requirements to be finalized and the participation in the consortia as one of 26 jurisdictions is expected to provide significant savings due to the volume discount versus doing a Maryland only procurement currently that may have to be changed when federal regulations are finalized and which would have a relatively short amortization period. Administrative efficiencies will also result by waiting for the consortia to conduct a procurement, because the procurement will be conducted by one of the consortia members other than Maryland, on behalf of all consortia members. It is expected that everything will be done in less than two years, but an option is requested for contingencies.

**FUND SOURCE:** 70% General; 30% Federal  
**APPROP. CODE:** R00A0104  
**RESIDENT BUSINESS:** No  
**MD TAX CLEARANCE:** 11-1043-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 20-S-MOD (Cont.)

## ATTACHMENT

BPW 6/1/2011

**PRIOR MODIFICATIONS (Cont):**

Mod. #1	\$3,895,984	Modified the Contract as follows: 1) change all test books to be consumable with answer spaces embedded in the test book; 2) remove the requirement for the development of a formative assessment sample test and implement releasing a form to the public of an actual test; 3) increase the number of Test Administrator's and Coordinator's Manuals sent to local school systems; 4) increase the number of testing instruments for Special Education students; 5) delete the norm referenced test items and replace with additional items aligned with Maryland Content Standards; 6) increase the number of items to be field tested on the mathematics test; and 7) provide a checklist of secure test materials by school system, school, and package identification number in both hard and electronic copies for the period of 10/18/2007 – 12/31/2011. Approved on the 10/17/2007 DBM BPW Agenda, Item 13-S-MOD.
Mod. #2	\$12,866,122	Modified the Contract to develop, score, and report an alternate MSA in reading and mathematics for special education students in grades 3 – 8 for the period of 2/13/2008 – 12/31/2011. Approved on the 2/13/2008 DBM BPW Agenda, Item 12-S-MOD.
Mod. #3	(\$3,425,954)	Modified the "Modified Maryland School Assessment" (Mod-MSA) portion of the MSA assessments in order to implement modified assessments for students with disabilities that conform to the new United States Department of Education guidelines for the period of 4/1/2010 – 12/31/2011. Approved on the 1/5/2011 DBM BPW Agenda, Item 5-S-MOD.
Total	<u>\$13,336,152</u>	

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 21-S-MOD **Agency Contact:** Albert Annan  
410-767-0114  
aannan@msde.state.md.us

**DEPARTMENT/PROGRAM:** Education (MSDE)  
Division of Accountability, Assessment and  
Data Systems (DAADS)

**CONTRACT ID:** R00R6202188/R00B6200076;  
Maryland School Assessment for Science  
Test (MSAST)  
ADPICS NO. COD68463

**CONTRACT APPROVED:** 4/5/2006 DBM BPW Agenda Item  
9-S

**CONTRACTOR:** NCS Pearson, Inc.  
(formerly Pearson Education Measurement)  
Iowa City, IA

**CONTRACT DESCRIPTION:** Contract to develop, administer, score and  
report the Maryland School Assessment Test for Science (MSAST) for Grades 5 and Grade 8 in  
Maryland schools. The MSAST is used to determine students' and schools' achievement as  
required by the Federal No Child Left Behind (NCLB) Initiative Program.

**MODIFICATION DESCRIPTION:** Approval request to extend the MSAST  
contract for two additional test edition years (2011 – 2012 and 2012 - 2013 Test Editions) with  
an additional one-year renewal option (2013 - 2014 Test Edition) in order to assess and  
implement the requirements of the pending reauthorization of the Elementary and Secondary  
School Education Act (ESEA).

**TERM OF ORIGINAL CONTRACT:** 4/16/2006 - 4/15/2011

**TERM OF MODIFICATION:** 6/1/2011 – 12/31/2013 (w/1 one-year  
renewal option)

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM:** 21-S-MOD (Cont.)

**AMOUNT OF ORIGINAL CONTRACT:** \$25,627,602 (5 Test Edition Years)

**AMOUNT OF THIS MODIFICATION:** \$8,512,904 (2 Test Edition Years)  
\$4,307,055 (1 Year; Renewal Option)  
\$12,819,959 Total (3 Test Edition Years)

**PRIOR MODIFICATIONS/OPTIONS:** \$18,947 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$38,466,508

**PERCENT +/- (THIS MODIFICATION):** +50.02%

**OVERALL PERCENT +/-:** +50.09%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 4.35%

**REQUESTING AGENCY REMARKS:** Request for approval to extend the MSAST contract for two test edition years (2011 - 2012 and 2012 - 2013 Test Editions) with an option to renew for one additional test edition year (2013 - 2014 Test Edition) in order to assess and implement the requirements of the pending reauthorization of the Elementary and Secondary School Education Act (ESEA). This modification will allow MSDE time to assess the impact and transitional issues associated with these changes.

The modification is in the best interest of the State because it is more cost-effective to continue with the current contract and build upon the system already in place with NCS Pearson, Inc. rather than have a new contract with very complex logistical and knowledge transfer issues. NCS Pearson, Inc. has built the test forms, administration manuals, computer delivery interface, created test items for computer delivery, reports and item analysis programming that is being used currently. If the State were to conduct a procurement for a new contract, all of these deliverables would be developed again from "scratch" rather than being able to build upon the existing deliverables or re-using them for the next test edition years. The annual test edition cost for this extension represents an approximately 10% decrease in costs due to the large number of online test takers in Maryland public schools.



**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM: 21-S-MOD (Cont.)**

The Maryland School Assessment Test for Science (MSAST), administered to students in grades 5 and 8 Statewide, is used to determine student and school achievements as required by the Federal No Child Left Behind (NCLB) Act. Results are produced at the student, school, district and State levels.

The original contract, awarded through a competitive procurement process in 2005, for the comprehensive development, administration, scoring, analysis and reporting of the MSA, expires on 12/31/2011. However, an impending reauthorization of the Elementary and Secondary Education Act (ESEA) brings with it new priorities and conditions that will impact the MSA assessments that must be met in order to receive federal funding. Some of the anticipated changes include:

The new Common Core State Standards and Assessments, a state led national initiative to develop a set of kindergarten through grade 12 (K-12) education standards in English Language Arts and Mathematics, which were adopted by Maryland in June 2010. MSDE is currently aligning the state curriculum with the Common Core State Standards and the aligned curriculum will be presented to the State Board for adoption in June 2011.

- The development of a national K-12 assessment system aligned to the Common Core State Standards. Through a \$170 million grant to the Partnership for the Assessment of Readiness for College and Careers (PARCC) awarded by the United States Department of Education (USDE) on 9/2/2010, a 26-State/Jurisdiction PARCC consortia is developing a computer-based national assessment geared to provide timely information that includes student progress, teacher and leader evaluations, school accountability determinations and professional development improvements. The 26- State/Jurisdiction PARCC consortia is made up of the District of Columbia and the following states: Arizona, Arkansas, Florida, Illinois, Indiana, Louisiana, Maryland, Massachusetts, New York, Rhode Island, Tennessee, Alabama, California, Colorado, Delaware, Georgia, Kentucky, Mississippi, New Hampshire, New Jersey, North Dakota, Ohio, Oklahoma, Pennsylvania and South Carolina. The new assessment is anticipated to be in place by 2015, with field testing occurring in 2012, 2013 and 2014.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM: 21-S-MOD (Cont.)**

- Additionally, the emphasis on Science, Technology, Engineering and Math (STEM) courses in the President's blueprint for ESEA reauthorization and the Race To The Top federal initiative may change the role of science with regard to school accountability programs.

The term of the tests overlap because test development for each test year edition must begin in the current year for administration in the Spring for the following year. Approval of this request will allow time to develop the test items, test forms, and be ready for administration next year and beyond while yielding time to consider the implications and impact of changes being brought to bear.

There are two national consortiums working on the development of the next generation of assessments that will be field tested in school years 2012-13 and 2013-14 and operational in school year 2014-15. Maryland is working with the Partnership for Assessment of Readiness for College and Careers (PARCC) consortia. The work of the consortia is currently funded by a grant from the USDE. Beginning in 2015 (school year 2015-16), the purchasing of the assessments will become the responsibility of the states. Since all states will be required to continue the implementation of the assessments, states plan to continue to work together through the consortia and procure a contract for the assessments jointly. Currently Florida acts as the fiscal agent for the consortia and handles the procurements for all the states involved in the PARCC consortia. This same system is expected to continue even if another state takes over the lead role for the procurement.

Waiting for all federal requirements to be finalized and the participation in the consortia as one of 26 jurisdictions is expected to provide significant savings due to the volume discount versus doing a Maryland only procurement currently that may have to be changed when federal regulations are finalized and which would have a relatively short amortization period. Administrative efficiencies will also result by waiting for the consortia to conduct a procurement, because the procurement will be conducted by one of the consortia members other than Maryland, on behalf of all consortia members. It is expected that everything will be done in less than two years, but an option is requested for contingencies.

**SUPPLEMENT B  
DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**ITEM:** 21-S-MOD (Cont.)

**FUND SOURCE:** 70% General; 30% Federal

**APPROP. CODE:** R00A0104

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-1043-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 21-S-MOD (Cont.)

ATTACHMENT

105B  
BPW 6/1/2011

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

Mod # 1	\$18,947	Modified the contract to provide additional staff to provide technical assistance and support for the MSA Science range finding effective 1/28/2011. Approved by MSDE.
Mod # 2	\$0	Modified the contract to extend the term by approximately 8 ½ months to align the term dates, specifically the expiration date, of the MSAST contract with the contract for the Maryland School Assessment (MSA) in reading and mathematics for the period of 4/16/2011 – 12/31/2011. Approved on the 4/6/2011 DBM BPW Agenda, Item 8-S-MOD.
Total	<u>\$18,947</u>	

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM:** 1-C

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** University of Maryland, Baltimore for the  
University of Maryland Baltimore County

**CONTRACT ID:** Construction Management at Risk Services for the Terrace  
& Hillside Apartment Renovations and Community Center  
RFP 10-128 AF

**DESCRIPTION:** Professional management and construction services during pre-construction and construction for renovations to the Terrace & Hillside Apartments and construction of a new community center at the University of Maryland Baltimore County. The Terrace & Hillside Apartments' renovation comprises sixteen buildings with 170 apartment units totaling 32,000 square feet. Modifications to the apartments will include mechanical and electrical upgrades, life safety upgrades, site improvements, and upgrades for ADA access. The new 10,000 square foot community center will house offices for Residential Life staff, conference room space, living room space, storage space, shop space, and a laundry room.

**AWARD:** Plano-Coudon, LLC  
2101 Washington Blvd.  
Baltimore, MD 21230

**CONTRACT TERM:** Fourteen months from issuance of pre-construction notice to proceed.  
Twenty-one months from construction notice to proceed.

**AMOUNT:** \$65,000 (pre-construction fees only: see remarks)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 1-C (continued)

**BIDS OR PROPOSALS:**

	<u>Technical Score</u>	<u>Price Score</u>	<u>Total Score</u>	<u>Price</u>
Plano-Coudon Baltimore, MD	58.21	37.70	95.91	\$2,199,634
Whiting-Turner Towson, MD	60	35.85	95.85	\$2,312,944
J. Vinton Schafer & Sons, Abingdon, MD	55.52	40.0	95.52	\$2,073,231
Lewis Contractors Owings Mills, MD	57.86	36.18	94.04	\$2,291,892
Harkins Builders, Marriottsville, MD	54.68	25.61	80.29	\$3,237,542

**MBE PARTICIPATION:** 25%

**PERFORMANCE BOND:** A 100% performance bond is required.

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *eMaryland Marketplace* and distributed to the Governor's Office of Minority Affairs and other MBE associations. Seven technical proposals were received. These proposals were evaluated by a University evaluation committee. Five of the seven proposers achieved the required minimum technical score and were invited to oral presentations. All five firms remained shortlisted after oral presentations and were invited to submit pricing. Award is recommended to Plano-Coudon because it received the highest combined technical and financial score. Plano-Coudon presented an experienced construction management team and demonstrated strong experience constructing similar structures.

The estimated construction cost for this project is \$19,000,000. This Item recommends award for pre-construction services only. If the University and the Contractor agree to a Guaranteed Maximum Price for construction, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs, which includes the CM's construction services fee.

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

ITEM: 1-C (continued)

**FUND SOURCE:** USM Academic/Auxiliary Facility Revenue Bonds

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1245-1111

---

**BOARD OF PUBLIC WORKS ACTION – THE ABOVE REFERENCE ITEM WAS::**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 2-C MOD

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** University of Maryland, Baltimore for  
Towson University

**CONTRACT ID:** Construction Management at Risk Services for the  
Towson University Renovation of Newell and  
Richmond Halls, RFP #2009-32 BS

**CONTRACT APPROVED:** USM Item 2-C (3/10/10)

**CONTRACTOR:** Henry H. Lewis LLC  
d/b/a Lewis Contractors  
Owings Mills, MD

**CONTRACT DESCRIPTION:** Professional management and construction services during pre-construction and construction for the renovations of Newell and Richmond Halls at Towson University totaling 89,492 square feet including site and utility requirements. The project consists of the restoration of the exterior envelope including windows, masonry repairs, copper gutters, and slate roof while preserving the historic appearance of these original buildings.

**MODIFICATION DESCRIPTION:** Award GMP#1 for construction which includes selective demolition, scaffolding, masonry, roofing, mechanical, electrical, CM allowances, CM general conditions, CM contingency, and CM construction fee.

**ORIGINAL PROCUREMENT METHOD:** Competitive sealed proposals

**CONTRACT TERM:** Eighteen months from issuance of construction notice to proceed.

**ORIGINAL AMOUNT:** \$85,368 (pre-construction fees only)

**MODIFICATION AMOUNT:** \$11,562,794

**REVISED TOTAL CONTRACT AMOUNT:** \$11,648,162

**MBE PARTICIPATION:** 25%



**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 2-C MOD (continued)

**PERFORMANCE BOND:** A 100% performance bond is required.

**REQUESTING INSTITUTION REMARKS:** This Item recommends awarding the construction manager, Lewis Contractors, GMP# 1 for selective demolition, scaffolding, masonry, roofing, mechanical, electrical, CM allowances, CM general conditions, CM contingency, and CM construction fee. There will be one additional GMP for the remainder of the trades. The estimated construction cost for this project is \$13,325,000. The contract has an MBE goal of 25%. This GMP represents MBE participation of 22.8%.

**FUND SOURCE:** USM Academic/Auxiliary Facility Revenue Bonds

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1246-1011

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ARCHITECTURE/ENGINEERING SERVICES MODIFICATION**

**ITEM:** 3-AE MOD

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:**

University of Maryland, Baltimore for  
Towson University

**CONTRACT ID:** Architect/Engineer for the College of Liberal Arts at Towson University  
RFP 05-927-AE/Contract #C-00535

**CONTRACT APPROVED:**

USM Item 2-AE (12/15/2004)  
USM Item 1-AE MOD (08/22/2007)

**CONTRACTOR:**

Burt Hill, Inc.  
Washington, DC

**CONTRACT DESCRIPTION:** Architectural/engineering services for preparation of complete plans and specifications for the construction of the Towson University College of Liberal Arts. The project will integrate and consolidate all liberal arts, social services and humanities programs into one building as well as to plan for projected growth in the undergraduate enrollment at Towson University. The A/E is also responsible for designing a new Satellite Central Utility Building (SCUB) and a new utility loop to service the campus. The building will be designed in two phases.

**MODIFICATION DESCRIPTION:** Reference is made to the Board of Public Works approval of the University increasing the scope of work on the original contract; the modification authorized the firm to design the Campus-wide Safety and Circulation Improvements project/Phase 1 to include realignment and intersection improvements to University Avenue and Towsontown Boulevard. (USM Item 7-A/E MOD [8/ 22/2007].) These improvements are contiguous to the site of the new College of Liberal Arts building on three sides and generally overlap the road and utility work included in that project.

This recommendation is to: (1) modify the existing contract to allow for the modification of the Baltimore County right-of-way boundary for Towsontown Boulevard and make entrance and exit modifications as part of the intersection improvements; and (2) extend the contract until December 31, 2011.

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 3-AE MOD (continued)

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals  
**ORIGINAL CONTRACT TERM:** 01/10/2005 through 12/31/2010  
**MODIFICATION TERM:** 01/10/2005 through 12/31/2011  
**ORIGINAL CONTRACT AMOUNT:** \$9,100,000.00  
**MODIFICATION AMOUNT:** \$ 50,381.46  
**PRIOR MODIFICATIONS:** \$ 1,485,799.15  
**REVISED CONTRACT AMOUNT:** \$10,636,180.61  
**MBE PARTICIPATION:** 15%

**REQUESTING INSTITUTION REMARKS:** This item recommends extending the contract term to complete the design services to: modify the county right-of-way at Towsontown Boulevard; modify General Service Drive Entrance to right turn out; and provide redline revisions of Maryland Department of Environment drawings. The modifications will address proposed encroachments (General Services Drive) and existing encroachments (General Services parking lot).

**FUND SOURCE:** MCCBL 2008: *Provide funds to design and construct a variety of campus-wide infrastructure and site improvements.* Item 043  
**RESIDENT BUSINESS:** No  
**MD TAX CLEARANCE:** 11-1111-0011

---

**BOARD OF PUBLIC WORKS**

**THE ABOVE REFERENCED ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**SERVICE CONTRACT RENEWAL OPTION**

**ITEM:** 4-S OPT

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** University of Maryland, Baltimore

**CONTRACT ID:** Subscriptions, 85672

**CONTRACT APPROVED:** USM Item 3-S OPT [12/15/2010]

**DESCRIPTION:** Provide print and online subscriptions to the Health Sciences and Human Services Library.

**OPTION DESCRIPTION:** Exercise third of four renewal options.

**CONTRACTOR:** SWETS Information Services  
Philadelphia, PA 19182

**ORIGINAL CONTRACT TERM:** 7/1/08 – 6/30/09 (with 4 one-year renewal options)

**OPTION TERM:** 7/1/11 – 6/30/12

**ORIGINAL CONTRACT AMOUNT:** \$1,700,000.00

**OPTION AMOUNT:** \$1,635,630.97 (3rd Renewal Option)

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 0%

**PERFORMANCE BOND:** N/A

**REQUESTING INSTITUTION REMARKS:** SWETS Information Services provides approximately 680 print serial titles and 1720 online journal subscriptions to the Health Sciences & Human Services Library to support the needs of the Schools of Dentistry, Medicine, Nursing, Pharmacy, Social Work and Graduate School. SWETS met all of its obligations under the previous contract.

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

ITEM: 4-S OPT (continued)

**FUND SOURCE:** Current Unrestricted Funds  
**APPROP CODE:** R30B21  
**RESIDENT BUSINESS:** No  
**MD TAX CLEARANCE:** 11-1224-1010

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM:** 5-C

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** University of Maryland, College Park

**CONTRACT ID:** On-Call Construction Management at Risk Services  
Denton Community Quadrangle  
University of Maryland, College Park  
Master Order No. B-003281-K  
Task Order No. Y-400148  
Project No. 11-482-303-00

**CONTRACT APPROVED:** On Call CM Services (USM Item 18C, 1/05/11)

**CONTRACT DESCRIPTION:** Task Order to be issued under the On-Call Construction Management program is to provide both pre-construction and construction phase services for the Denton Community Quadrangle project. The project will provide outdoor amenities to the residents of the Denton community, improve storm water run-off, modify grades to permit at-grade accessible entry into Denton and Elkton Halls, provide barrier-free emergency vehicle access from Denton Drive into the quadrangle, and restore trees damaged by the 2001 tornado. In addition, site amenities and open spaces in front of each of the three residence halls and at both the southwest and southeast corners of the quad will be provided. The estimated construction cost for this project is \$1.5 million.

**AWARD:** Plano-Coudon, LLC  
Baltimore, MD 21230

**TERM:** 8 months pre-construction phase (6/01/11 - 02/01/12);  
7.6 months construction phase from notice to proceed

**AMOUNT:** \$16,300 (Pre-Construction Services only)

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 5-C (continued)

**PROCUREMENT METHOD:** Competitive Sealed Proposals  
(Task Order under established On-Call CM program)

**PROPOSALS:**

	<u>Evaluated Price</u>
Plano-Coudon, LLC Baltimore, MD 21230	\$278,390
J. Vinton Schafer & Sons, Inc. Abingdon, MD 21009	\$283,000
Lewis Contractors Owings Mills, MD 21117	\$338,309
Turner Construction Company Arlington, VA 22203	\$366,266
P. J. Dick, Inc. Columbia, MD 21046	\$388,570
Forrester Construction Company Rockville, MD 20852	\$451,544

**MBE PARTICIPATION:** 15%

**PERFORMANCE SECURITY:** Equal to contract amount

**REQUESTING INSTITUTION REMARKS:** Proposals were solicited from the eight existing On-Call Construction Managers. Six responses were received. Award is recommended to the lowest priced proposer. The evaluated price of \$278,390 reflects Pre-Construction Services, Construction Phase Services, General Conditions and Allowances. The University's estimate for the scope covered by the evaluated price was \$220,400.

A Task Order will be awarded initially for the pre-construction services only. Upon completion of the design, a guaranteed maximum price (GMP) proposal will be submitted by the CM for the construction. If the GMP proposal is acceptable, a proposed modification to accept the GMP

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 5-C (continued)

**REQUESTING INSTITUTION REMARKS:** (continued) will be submitted to the Board for approval at that time. There is no MBE participation included in the pre-construction phase, which will be performed by the CM with its own forces. The CM is required to submit the MBE participation plan to meet the 15% goal with the GMP proposal.

Facilities Management/Department of Capital Projects at the University of Maryland, College Park will manage the Contractor's work with procurement support from the University's Department of Procurement and Supply.

<b>FUND SOURCE:</b>	Plant Funds
<b>APPROP CODE:</b>	R30B22
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	11-1196-1111

---

**BOARD OF PUBLIC WORKS ACTION – THE ABOVE REFERENCE ITEM WAS::**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 6-C MOD

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** University of Maryland, College Park

**CONTRACT ID:** Construction Management at Risk Services  
Shuttle Bus Building, Lot 4I  
University of Maryland, College Park  
Contract No. B-000338 /Task Order No. Y-400085  
Project No. QC 10960

**CONTRACT APPROVED:** On Call CM Services (USM Item 2-C, 08/31/2005)

**CONTRACTOR:** Forrester Construction Company

**CONTRACT DESCRIPTION:** Retroactive Construction management services for both pre-construction and construction phases, inclusive of the actual construction a four-bay shuttle bus repair facility, parts storage area and associated support offices. The existing parking lot 4I will be used for this project location and will be redeveloped to include shuttle bus parking and the installation of an above ground diesel fuel storage tank and dispensing station. The estimated cost for the project is \$5.36 million.

**MODIFICATION DESCRIPTION:** The CM has submitted an acceptable proposal for the GMP package. The University requests Board approval to modify the contract to incorporate the GMP into the contract.

**ORIGINAL CONTRACT TERM:** Pre-construction phase: (6/24/10 – 3/25/11)

**MODIFICATION TERM:** Construction Phase: (6/01/11- 4/23/12)  
314 calendar days from notice to proceed

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 6-C MOD (continued)

<b>ORIGINAL CONTRACT AMOUNT:</b>	\$ 45,520 (Preconstruction Phase Only)
<b>MODIFICATION AMOUNT:</b>	\$5,810,210
<b>PRIOR MODIFICATIONS:</b>	\$ 9,000
<b>REVISED TOTAL CONTRACT AMOUNT:</b>	\$5,864,730
<b>ORIGINAL PROCUREMENT METHOD:</b>	Competitive Sealed Proposals (Task Order per On-Call CM Contract)
<b>MBE PARTICIPATION:</b>	30%
<b>PERFORMANCE SECURITY:</b>	Payment and Performance Bonds at 100% of contract amount

**REQUESTING INSTITUTION REMARKS:** The project was competed among the approved On-Call Construction Management contractors. Five proposals were received, and three of the proposals were determined to be technically acceptable. The evaluated price reflects the Preconstruction Phase Fee, Construction Phase Fee, and the General Conditions. The University's estimate for the scope covered by the evaluated price was \$386,000.

<u>PROPOSALS:</u>	<u>Evaluated Price</u>
Forrester Construction Company Rockville, MD	\$381,363
J. Vinton Schafer & Sons, Inc. Abingdon, MD 21009	\$534,000
P.J. Dick, Inc. Columbia, MD 21046	\$581,160

Pre-Construction award was made to Forrester Construction Company in the amount of \$45,520 on 6/24/10. Although the Board of Public Works had previously approved Forrester as an on-call contractor eligible to bid on this task order, the University should have brought the task-order award to the Board for approval as the pre-construction services would lead to a contract exceeding the University's approval authority. Retroactive approval is requested concurrent with award of this GMP.

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 6-C MOD (continued)

**REQUESTING INSTITUTION REMARKS:** (continued)

Forrester Construction Company has completed the pre-construction services. The University seeks Board approval to incorporate the GMP into the contract and proceed with construction.

Facilities Management / Department of Capital Projects at the University of Maryland, College Park will manage the Contractor's work with procurement support from the University's Department of Procurement and Supply.

<b>FUND SOURCES:</b>	Plant Funds
<b>APPROP CODE:</b>	N/A
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	11-1195-1111

---

**BOARD OF PUBLIC WORKS ACTION – THE ABOVE REFERENCE ITEM WAS::**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 7-C MOD

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** University of Maryland, College Park

**CONTRACT ID:** On-Call Construction Management at Risk Services  
Elkton Hall Air Conditioning  
University of Maryland, College Park  
Contract No. B-000978; Task Order No. Y-400127

**CONTRACT APPROVED:** On Call CM Services (USM Item 2-C, 01/02/08)  
CM Pre-Construction Services (USM Item ~~2-C~~ 10-C, 1/26/11)

**CONTRACTOR:** Plano-Coudon, LLC  
Baltimore, MD 21230

**ORIGINAL CONTRACT DESCRIPTION:** Task Order issued under the On-Call Construction Management program to provide both pre-construction and construction phase services for the Elkton Hall Air Conditioning project. The project consists of the replacement of all exterior windows with energy efficient windows, removal of hazmat materials, and replacement of the existing mechanical system to provide air conditioning to the entire building. All interior mechanical units will be replaced with fan coil units, new piping for these units will be installed, and all mechanical room equipment replaced. Additionally, a wall will be built parallel to the perimeter wall in each room to accommodate additional electrical outlets and to provide a thermal barrier to the outside elements. New electrical panels will be installed on each floor to support power to fan coil units and power additional electrical outlets in each bedroom. The estimated construction cost for this project is \$8.1 million.

**CONTRACT MODIFICATION DESCRIPTION:** To incorporate Guaranteed Maximum Price (GMP) #1 which will include hazardous material abatement, selective demolition, and modifications to mechanical and electrical spaces. The project will be completed while the residence hall is unoccupied, with GMP #1 starting on 6/02/11 and completed by 8/19/11.

GMP #2 will be submitted for approval to the Board in Winter 2011 to provide lead time for window and HVAC subcontract awards and equipment submittals before HVAC installation commencing on 5/29/12 and completed by 8/17/12. The project work to be completed will resume on 5/28/13 and will be substantially completed 8/16/13.

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 7-C-MOD (continued)

**ORIGINAL CONTRACT TERM:** Pre-construction phase: 8 months (1/26/11–9/26/11)  
Construction phase from NTP: 26 months  
(6/02/11–8/16/13)

**MODIFICATION TERM:** Construction Phase/GMP#1: HVAC  
Installation 6/02/11–8/19/11

**ORIGINAL CONTRACT AMOUNT:** \$47,000 (Preconstruction Phase Only)

**MODIFICATION AMOUNT:** \$712,387.37 (GMP #1)

**REVISED TOTAL CONTRACT AMOUNT:** \$759,387.37

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals  
(Task Order under On-Call CM Contract)

**MBE PARTICIPATION:** 25%

**PERFORMANCE SECURITY:** Payment and Performance Bonds at 100% of  
contract amount

**REQUESTING INSTITUTION REMARKS:** Plano-Coudon, LLC performed pre-  
construction services and the University now seeks Board approval to incorporate GMP #1 into  
the contract and proceed with construction.

Plano-Coudon, LLC has committed to MBE participation of 25% on this project. MBE  
participation through GMP #1 will total 20%. The balance of the MBE participation necessary to  
meet the goal will be included in GMP #2.

Facilities Management / Department of Capital Projects at the University of Maryland, College  
Park will manage the Contractor's work with procurement support from the University's  
Department of Procurement and Supply.

**FUND SOURCES:** USM Academic/Auxiliary Facility Revenue Bonds

**APPROP CODE:** N/A

SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

ITEM: 7-C-MOD (continued)

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1196-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**GENERAL/MISCELLANEOUS**

**ITEM:** 8-GM

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: James Stirling

**Recommendation:** That the Board of Public Works approve the use of General Obligation Bond funding proceeds for the following contracts totaling \$706,768.14.

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

**1. University of Maryland, College Park for Bowie State University:  
Fine and Performing Arts Center**

- A. Description:** Furnish and install office furniture for the 2nd floor  
Purchase Order G154016
- Procurement Method:** State of Maryland Preferred Provider
- Award:** Maryland Correctional Enterprises  
7275 Waterloo Road  
Jessup MD 20794
- Amount:** \$380,611
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine and Performing Arts Center at Bowie State University.* Item 903
- MD Tax Clearance:** N/A
- Resident Business:** Yes
- 
- B. Description:** Furnish and install office furniture for the 3rd floor  
Purchase Order G154081
- Procurement Method:** State of Maryland Preferred Provider
- Award:** Maryland Correctional Enterprises  
7275 Waterloo Road  
Jessup MD 20794
- Amount:** \$154,832
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine and Performing Arts Center at Bowie State University.* Item 903
- MD Tax Clearance:** N/A
- Resident Business:** Yes

SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

ITEM: 8-GM (continued)

- C. Description:** Furnish and install Montel Art Storage Units and Systems  
Purchase Order G154019
- Procurement Method:** Cooperative Purchasing  
Baltimore Regional Cooperative Purchasing  
Committee Agreement (BRCPC) Contract
- Award:** Douron Corporate Furniture (Authorized Montel  
dealer for the State of Maryland)  
30 New Plant Court  
Owings Mills MD 21117
- Amount:** \$57,427
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine  
and Performing Arts Center at Bowie State  
University. Item 903*
- MD Tax Clearance:** 11-1200-1111
- Resident Business:** Yes
- 
- D. Description:** Furnish Mirrors and Garment Racks  
Purchase Order G154022
- Procurement Method:** Simplified Procurement
- Award:** Colcon, Inc. (State Certified Small Business)  
9151B Red Branch Road  
Columbia MD 21045
- Amount:** \$7,830
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine  
and Performing Arts Center Bowie State University.  
Item 903*
- MD Tax Clearance:** 11-1199-0111
- Resident Business:** Yes



SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

ITEM: 8-GM (continued)

**E. Description:** Furnish Rolling Step Stool  
Purchase Order G154017  
**Procurement Method:** Small Procurement  
**Award:** Rudolph's Office and Computer Supply, Inc.  
(MDOT Certified MBE)  
5020 Campbell Blvd Suite C  
Baltimore MD 21236  
**Amount:** \$95  
**Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine  
and Performing Arts Center at Bowie State  
University.* Item 903  
**MD Tax Clearance:** 11-1198-111  
**Resident Business:** Yes

2. **University of Maryland, College Park:**  
Maryland Fire and Rescue Institute (MFRI) Regional Training Center, Edgewood

**A. Description:** Furnish Dry Erase Boards  
Purchase Order G154073  
**Procurement Method:** Small Procurement  
**Award:** Glover Sales Group LLC  
221 Cockeysville Road  
Cockeysville MD 21030  
**Amount:** \$1,142  
**Fund Source:** MCCBL of 2010: *Provide funds to equip the MFRI  
North East Regional Training Center.* Item 043  
**MD Tax Clearance:** 11-1215-1111  
**Resident Business:** Yes

**B. Description:** Furnish/ install audio visual systems in 6  
Classrooms.  
Purchase Order P154108  
**Procurement Method:** Simplified Procurement  
**Award:** Lee Hartman  
8839 J Kelso Drive  
Baltimore, MD 21221  
**Amount:** \$64,832  
**Fund Source:** MCCBL of 2010: *Provide funds to equip the MFRI  
North East Regional Training Center.* Item 043  
**MD Tax Clearance:** 11-1257-1001  
**Resident Business:** Yes

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 8-GM (continued)

**3. University of Maryland, Baltimore**  
School of Pharmacy Addition 846357

- A. Description:** Thermo RC6 Super Speed Centrifuge with Four Rotors  
**Procurement Method:** Indefinite Delivery Contract  
**Award:** Fisher Scientific Company  
Houston, TX  
**Amount:** \$34,890.56  
**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy. Item 052*  
**MD Tax Clearance:** 11-1191-1110  
**Resident Business:** No

**4. Salisbury University**  
Perdue School of Business

- A. Description:** Tables outfit new facility  
Purchase Order 16305  
**Procurement Method:** Simplified Acquisition  
**Award:** Staples Advantage  
Boston, MA  
**Amount:** \$5108.58  
**Fund Source:** MCCBL 2010: *Provide funds to construct and equip a New Perdue School of Business. Item 905*  
**Tax Compliance No.** 11-1077-1111  
**Resident Business:** No

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

REAL PROPERTY: Acquisition by Purchase

ITEM: 9-RP

Agency Contact: James Salt  
301-445-1987  
(jsalt@usmd.edu)  
USM Rep: James Stirling

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for the proposed Science and Technology Center.

PROPERTY: 2539 W. North Avenue, Baltimore

GRANTOR: Vance E. Tyree, Sr.

GRANTEE: State of Maryland to the use of the University System of Maryland on behalf of its constituent institution Coppin State University.

APPRAISED VALUE:	Lipman, Frizzell & Mitchell LLC	\$130,000.00
	Grubb & Ellis	\$118,000.00

FUND SOURCE: MCCBL 2009: *Provide funds to acquire a site for the new Science and Technology Center.* Item 058.

PRICE:	Acquisition:	\$ 160,000.00 *
	Ground Rent:	\$ 1,333.33 **
	Relocation	\$ 69,060.56
	Total	\$ 230,393.89

\* The Office of the Attorney General has prepared a litigation risk assessment  
Kristin Lawrence.

\*\* In addition, to obtain fee simple title, the underlying ground rent will be redeemed.

REQUESTING INSTITUTION REMARKS: This property is being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 10-RP

**Agency Contact:** James Salt  
301-445-1987  
(jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** Coppin State University

**DESCRIPTION:** Purchase property for the proposed Science and Technology Center.

**PROPERTY:** 1646 Warwick Avenue, Baltimore

**GRANTOR:** Abdullah Ayazi

**GRANTEE:** State of Maryland for the use of the University System of Maryland on behalf of its constituent institution Coppin State University.

**APPRAISED VALUE:** Grubb & Ellis \$55,000.00  
Lipman Frizzell & Mitchell \$61,000.00

**FUND SOURCE:** MCCBL of 2008: *Provide funds to acquire a site for the new Science and Technology Center.* Item 058

**PRICE:** Acquisition: \$60,000.00  
Relocation: \$37,317.00\*  
Ground Rent: \$ 3,000.00\*\*  
Total: \$100,317.00

\* The tenant will receive relocation assistance.

\*\* To obtain fee simple title to the property, the underlying ground rent will be redeemed.

**REMARKS:** This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 11-RP

**Agency Contact:** James Salt  
301-445-1987  
(jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** Coppin State University

**DESCRIPTION:** Purchase property for the proposed Science and Technology Center.

**PROPERTY:** 1634 Warwick Avenue, Baltimore

**GRANTOR:** Henry and Ann Lawrence

**GRANTEE:** State of Maryland for the use of the University System of Maryland on behalf of its constituent institution Coppin State University.

**APPRAISED VALUE:** Colliers Pinkard \$63,000.00  
Lipman Frizzell & Mitchell \$69,500.00

**FUND SOURCE:** MCCBL of 2008: *Provide funds to acquire a site for the new Science and Technology Center.* Item 058

**PRICE:** Acquisition: \$ 67,000.00  
Relocation: \$ 82,693.00 \*  
Ground Rent: \$ 1483.33\*\*  
Total: \$151,176.33

\* The tenant will receive relocation assistance.

\*\* In addition, to obtain fee simple title, the underlying ground rent will be redeemed.

**REMARKS:** This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 12-RP

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

**INSTITUTION:** Coppin State University

**DESCRIPTION:** Purchase property for the proposed Science and Technology Center.

**PROPERTY:** 1633 Thomas Avenue, Baltimore

**GRANTOR:** Abdullah Ayazi

**GRANTEE:** State of Maryland to the use of the University System of Maryland on behalf of its constituent institution Coppin State University.

**APPRAISED VALUE:** Lipman, Frizzel & Mitchell \$41,000.00  
Grubb & Ellis \$40,000.00

**FUND SOURCE:** MCCBL of 2008: *Provide funds to acquire a site for the new Science and Technology Center. Item 058*

**PRICE:** Acquisition: \$ 41,000.00  
Ground Rent: \$ 3,000.00 \*\*  
Total: \$ 44,000.00

\*\* In addition, to obtain fee simple title to the property, the underlying ground rent will be redeemed. The property is vacant and relocation assistance does not apply.

**REMARKS:** This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**SERVICE CONTRACT**

**ITEM:** 13-S

**Agency Contact:** James Salt  
301-445-1987  
(jsalt@usmd.edu)  
USM Rep: James Stirling

**INSTITUTION:** University of Maryland University College

**CONTRACT:** On Call Moving Services/RFP 90863 SBR

**DESCRIPTION:** Professional moving services on an as needed basis for the University's Facilities Management Office.

**AWARD:** Walters Relocations, Inc.  
2001 Elgin Avenue  
Baltimore, MD 21217

**CONTRACT TERM:** Five years  
Renewal Option: not to exceed an additional five years.

**AMOUNT:** Initial Term \$1,500,000  
Renewal Term \$1,500,000

**PROCUREMENT METHOD:** Competitive Sealed Proposal

<b>PROPOSALS :</b>	<b>Tech Ranking</b>	<b>Financial Ranking</b>	<b>Evaluated Price*</b>	<b>Overall Ranking</b>
Walters Relocations, Inc. Baltimore, Maryland	1	2	\$11,700.44	1
Precision Office Movers Waldorf, Maryland	2	1	\$7,731.00	2

\*Evaluated price based on unit prices received from proposers for sample jobs.

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 13-S (continued)

**MBE PARTICIPATION:** 100% (Walters Relocation, Inc. is a certified MBE)

**SECURITY:** None

**REQUESTING INSTITUTION REMARKS:** This Small Business Reserve solicitation was advertised in *eMaryland Market Place* as well as on UMUC's Electronic Bid Board. Three proposers responded to the solicitation. All proposals were evaluated by a University Evaluation Committee which included representatives from the University's offices of Procurement and Facilities/Operations. All firms were shortlisted and interviewed by the committee.

A second-phase technical evaluation was conducted resulting in requests to two of the three firms to submit price proposals. Price proposals consisted of unit costs for labor, materials and equipment for sample jobs. Discussions were held with both firms to review the initial price proposals. As a result of these discussions, the University requested a best and final price proposal from both firms. The University recommends award to the firm who ranked higher technically.

If during the contract term, the federal minimum wage, Maryland living wage rates or Consumer Price Index increases, the contract's hourly rates will increase annually as a result.

**FUND SOURCE:** Current Unrestricted Funds

**APPROP. CODE:** R30B30

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-0974-1111

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**AMERICAN RECOVERY AND REINVESTMENT ACT**

**ITEM: 1-IT MOD**

**Agency Contact:**

John Bohns 410.767.1095  
jbohns@dnhmh.state.md.us  
Robert Krysiak (410-260-7179)  
Robert.Krysiak@doit.state.md.us

**DEPARTMENT/PROGRAM:** Department of Health & Mental Hygiene  
Office of Systems, Operations and Pharmacy

**CONTRACT ID:** Support and Maintenance for EDITPS and MMIS  
DHMH-OCMP-06-9117-2  
ADPICS No. M00B0400549

**CONTRACT APPROVED:** DBM 9-IT (March 15, 2006)

**CONTRACTOR:** Computer Sciences Corporation  
Hanover, Maryland

**CONTRACT DESCRIPTION:** Ongoing support and maintenance of Maryland's Electronic Data Interchange Translator Processing System (EDITPS) and Medicaid Management Information System (MMIS)

**MODIFICATION DESCRIPTION:** Implement eMipp solution to manage Medicaid Electronic Health Records Incentive Program.

**ORIGINAL CONTRACT TERM:** 5/1/2006 – 4/30/2008 (w/3 two-year renewal options)

**MODIFICATION TERM:** 6/16/2011 – 4/30/2012

**ORIGINAL CONTRACT AMOUNT:** \$ 8,057,553 (2 years)

**MODIFICATION AMOUNT:** \$ 972,560

**PRIOR MODIFICATIONS/OPTIONS:** \$23,004,171 (See Pages 4D-5D)

**REVISED TOTAL CONTRACT AMOUNT:** \$32,034,284

**PERCENT +/- (THIS MODIFICATION):** 12.1%

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**ITEM: 1-IT MOD (Cont.)**

**OVERALL PERCENT +/-:** 85.3%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 25%

**REQUESTING AGENCY REMARKS:**

Through the existing contract, CSC provides ongoing technical and business support and maintenance for the Medicaid Management Information System II (MMIS II) and the Electronic Data Interchange Transaction Processing System (EDITPS). As stated in the original solicitation for this contract, "Contractor shall provide [DHMH] with MMIS on-site functional and technical expertise to assist state staff with system and programming specifications, program development, problem determination, interfaces from/to other management applications, program migration, database administration and problem resolution." The Medicaid Program has become increasingly complex, with service changes, eligibility changes, new regulations, and requirements to support Health Information Exchange using Service Oriented Architecture. Adherence to federal rules is necessary to ensure federal funds.

The Centers for Medicare & Medicaid Services announced a final rule to implement the provisions of the American Recovery and Reinvestment Act of 2009 that provide incentive payments to adopt and meaningfully use certified electronic health record (EHR) technology. The Medicaid EHR Incentive Program will provide incentive payments to eligible professionals and eligible hospitals as they adopt, implement, or upgrade certified EHR technology in their first year of participation.

The eMipp solution is built on a services framework and can integrate with the existing MMIS system, other state systems and Health Information Exchanges. The Centers for Medicare and Medicaid has approved this solution for other states and, therefore, it becomes an option for all states to use. CMS has also mandated that Group 4 States enter into testing between July 1, 2011 and August 26, 2011 to qualify for 90% federal funds match. The loss of this solution would slow or possibly halt progress of this project. Without complying with this regulation, Medicaid would be in jeopardy of losing federal funding.

The contractor, CSC, has exceeded the established MBE subcontract goal of 25% The 2006 Agenda Item incorrectly stated the MBE goal was 34.26%. The MBE participation schedule states the vendor will meet a goal of 25%. This correction has been validated by the MBE Liaison Office at DHMH. In 2006, CSC's was the lowest priced proposal submitted and the services performed have always been within budget.

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**ITEM: 1-IT MOD (Cont.)**

**FUND SOURCE:** 10 % General; 90% Federal

**APPROP. CODE:** M00Q0103

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1197-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

## ATTACHMENT

## Prior Modification and Options

Modification #1	\$904,300	Modification provided the services of four additional contract staff to assess and enhance the current Buy-In Subsystem, Design Strategy, Testing and Implementation of the tasks. This is to improve the interfacing of the Center of Medicare and Medicaid Services (CMS) and the Medicaid Program and to improve the efficiency of the current Buy-In subsystem. Approved 05/23/2007 DBM BPW Agenda Item 14-IT-MOD (6/25/07 – 4/30/08)
Option #1	\$8,551,734	Exercise first Option renewal. This Option period provided the services of the contract staff to perform maintenance and support for the EDITPS and the MMIS application via the Customer Service Requests (CSR), Production Investigation Review request (PIR) and AD-HOC requests. Approved 04/02/2008 DBM BPW Agenda Item 7-IT- MOD (5/1/08 – 4/30/10)
Modification #2	\$479,648	Modification provided the services of one additional contract staff to perform maintenance and support for the MMIS application, especially the Buy-In system, via the Customer Service Requests (CSR), Production Investigation Review request (PIR) and AD-HOC requests. Approved 04/02/2008 DBM BPW Agenda Item 7-IT- MOD (5/1/08 – 4/30/10)
Modification #3	\$1,734,720	This Modification provided the services four more Senior Computer Programmers and one Data Base Management Specialist to perform maintenance and support for the MMIS application via the Customer Service Requests (CSR), Production Investigation Review request (PIR) and AD-HOC requests. The Medicaid Program is in the process of an MMIS Medicaid Information Technology Architecture (MITA) Restructuring Project requiring the full time involvement of many of the MMIS Subject Matter Experts. Approved 11/05/2008 DBM BPW Agenda Item 1-IT- MOD (11/12/08 – 4/30/10)

**ITEM: 1-IT MOD (Cont.)**

**5D  
BPW 6/1/2011**

Option #2 & \$8,549,340.27  
Modification #4

This Option period provided the services of the contract staff to perform maintenance and support for the EDITPS and the MMIS application via the Customer Service Requests (CSR), Production Investigation Review request (PIR) and AD-HOC requests. The term of this option year is 5/1/10 – 4/30/12. Approved 4/07/2010 DBM BPW Agenda Item 1-IT-MOD (5/1/10 – 4/30/12)

Modification #4 \$2,784,428.88

This Modification provided the services four more Senior Computer Programmers and one Data Base Management Specialist to perform maintenance and support for the MMIS application via the Customer Service Requests (CSR), Production Investigation Review request (PIR) and AD-HOC requests. The Medicaid Program is in the process of an MMIS Medicaid Information Technology Architecture (MITA) Restructuring Project requiring the full time involvement of many of the MMIS Subject Matter Experts. Also, this modification provides the services of 1 Senior Computer Programmer to support the planned enhancements to EDITPS. The enhancements will support an overall State initiative that will allow the sharing of existing common data stores. The term of this modification is 5/01/2010 – 4/30/2012. Approved 4/07/2010 DBM BPW Agenda Item 1-IT-MOD (5/1/10 – 4/30/12)

**TOTAL \$23,004,171**

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**ITEM: 2-IT**

**Agency Contact:**

Elliot Schlanger (410) 260-2994  
[ESchlanger@doit.state.md.us](mailto:ESchlanger@doit.state.md.us)  
Robert Krysiak (410-260-7179)  
[Robert.Krysiak@doit.state.md.us](mailto:Robert.Krysiak@doit.state.md.us)

**DEPARTMENT/PROGRAM:**

Information Technology (DoIT)

**CONTRACT ID:**

Professional Support Services  
ADPICS No. 060B1400060

**CONTRACT DESCRIPTION:** RETROACTIVE Expert technical services for DoIT's Networks Division's Statewide Public Safety Wireless Communications System Project.

**AWARD:**

RCC Consultants, Inc.  
Woodbridge, NJ

**TERM :**

6/17/2010-6/1/2011

**AMOUNT OF CONTRACT:**

\$174,200

**ORIGINAL PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

0%

**REQUESTING AGENCY REMARKS:** Retroactive approval is requested pursuant to §11-204(c) of the State Finance and Procurement Article. DoIT is responsible for the procurement/implementation of the State's 700 MHz Statewide Public Safety Communication System for the 700 MHz Statewide Public Safety Communication System. To help DoIT in procuring a contractor and implementing the project, the Board of Public Works approved a one-year sole-source contract with RCC Consultants in the amount of \$218,400. (DoIT Item 10-IT [6/17/09].)

DoIT has been reviewing all contracts to ensure that the controls are set to avoid contracts from exceeding the contract's allowable ceiling amount and contract expiration date. During the review of the RCC contract, DoIT discovered that purchase orders had been processed after the contract expiration date. Once this error was discovered, DoIT initiated a new contract to cover the retroactive period. In the future DoIT will implement a control that will stop invoices from being processed after the Contract ends.

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

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

<b>FUND SOURCE</b>	100% Operational Funds (2011)
<b>APPROP. CODES:</b>	PSCC7
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	11-1038-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA

**ITEM: 3-IT**

**Agency Contact:**

Charles Bristow (410) 865-1040

[cbristow@mdot.state.md.us](mailto:cbristow@mdot.state.md.us)

Robert Krysiak (410-260-7179)

[Robert.Krysiak@doit.state.md.us](mailto:Robert.Krysiak@doit.state.md.us)

**DEPARTMENT/PROGRAM:**

Transportation

The Secretary's Office

**CONTRACT ID:**

CA Mainframe Software Licenses and Related Support Services  
OTTS-12-002/ADPICS No. J01B2400001

**CONTRACT DESCRIPTION:** Maintenance and usage of Computer Associates mainframe operating system software located at the Glen Burnie Data Center.

**AWARD:**

Computer Associates International  
Islandia, NY

**TERM:**

7/1/2011 - 6/30/2014

**AMOUNTS:**

\$1,224,438.00 (3 Years)

**PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

None

**INCUMBENT:**

Same

**REQUESTING AGENCY REMARKS:** This contract provides for the continuation of essential maintenance and usage of a proprietary Computer Associates (CA) mainframe operating system and the related software products currently installed on the IBM mainframe processor located at the Glen Burnie Data Center.

- CA-ACF2 (Computer Associates- Access Control Facility 2) is a security software product that controls identities, access and information usage to protect highly-sensitive data from loss or misuse and ensure regulatory compliance.



**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**ITEM: 3-IT (cont'd)**

**REQUESTING AGENCY REMARKS: (cont'd)**

- CA-Auditor is security software that audits the operating system for security exposures due to errors in installation, customizations, product bugs and maintenance. CA Auditor is a comprehensive software package that can perform an automated technical review of the complete system environment, including hardware and software and identify integrity exposures.
- Endeavor is change management software that easily and effectively manages the creation, storage and maintenance of MDOT's mainframe source code. Endeavor securely manages IT asset and audit changes, provides configuration management tools, maintains enterprise-wide availability of encryption keys and data, manages and protects the IBM operating system's (z/OS) tape assets and improves overall tape utilization.

CA is the sole owner of the proprietary operating system, software and subsystems currently installed on the existing MDOT IBM mainframe processor. As a result, there is no other available source for this vital maintenance software.

This software license agreement is critical to the MDOT Data Center's ability to fulfill its responsibility as the central data processing center for all MDOT modals, including the Maryland Transportation Authority.

Due to the proprietary nature of the services being provided by Computer Associates, there are no subcontracting opportunities and as a result, there is no MBE subcontract goal.

**FUND SOURCE:** 100% Special Funds Budgeted to TSO  
**APPROP. CODE:** J01A0103  
**RESIDENT BUSINESS:** No  
**MD TAX CLEARANCE:** 11-0295-1101

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**ITEM:** 4-IT

Agency Contact:  
Thomas Hickey (410) 865-1121  
[thickey@mdot.state.md.us](mailto:thickey@mdot.state.md.us)  
Robert Krysiak (410-260-7179)  
[Robert.Krysiak@doit.state.md.us](mailto:Robert.Krysiak@doit.state.md.us)

**DEPARTMENT:**

Department of Transportation

**CONTRACT ID:**

IBM Mainframe Software Licenses and Related Support Services  
OTTS-12-001      ADPICS BPO No. OTTS12001

**DESCRIPTION:** Provide for the maintenance and usage of IBM mainframe operating system software located at the Glen Burnie Data Center.

**AWARD:**

IBM Corporation  
Baltimore, MD

**TERM:**

07/01/2011 - 06/30/2012

**AMOUNT:**

\$1,373,640.50

**PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

None

**PERFORMANCE SECURITY:**

None

**INCUMBENT:**

Same

**REMARKS:** This contract provides for the continuation of essential maintenance and usage of proprietary IBM mainframe operating system and related software products currently installed on the IBM mainframe processor located at the Glen Burnie Data Center. IBM is the sole owner of the proprietary operating system software and its subsystems installed on the existing IBM mainframe processor; therefore, there is no other available source for the maintenance software. This software license is critical to the ability to fulfill MDOT's responsibility as the central data processing center for all of MDOT including the Maryland Transportation Authority. Due to the proprietary nature of the services being provided, there are no subcontracting opportunities and therefore no MBE subcontract goal.

SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA

ITEM: 4-IT (Cont)

FUND SOURCE: Special - 100% (Transportation Trust Fund)

APPROP. CODE: J01A0103

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-0527-1111

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**SERVICES CONTRACT**

**ITEM: 5-IT**

**Agency Contact:**

Linda Lamone 410-269-2840  
llamone@elections.state.md.us  
Robert Krysiak (410-260-7179)  
Robert.Krysiak@doit.state.md.us

**DEPARTMENT/PROGRAM:**

State Board of Elections

**CONTRACT ID:**

Electronic Poll Books  
SBE-2011-02  
ADPICS #D38P1400079.

**CONTRACT DESCRIPTION:** Purchase 300 Express Poll 5000 electronic poll book units, software, and related peripheral supplies for use in Maryland elections.

**AWARD:**

Premier Election Solutions, Inc., Omaha, NE

**TERM:**

One time equipment purchase with a 90 day hardware warranty.

**AMOUNT:**

\$ 256,650

**PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

None

**PERFORMANCE SECURITY:**

None

**INCUMBENT:**

Same

**REMARKS:** This is a sole source contact with Premier Election Solutions, Inc. (Premier) for 300 Express Poll 5000 electronic poll book units, Express Poll software, and required peripheral supplies.

In 2006, the State Board of Elections procured 5,500 Express Poll electronic poll books from Premier Election Solutions. The poll books were implemented statewide for the 2006 gubernatorial election. Currently, the State has 6,169 Express Poll 5000 electronic poll book units and needs an additional 300 to have a sufficient quantity to conduct polling place and early voting during the upcoming 2012 presidential election.

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

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

**REMARKS: (cont'd)**

No other vendor can provide electronic poll book units that will meet Maryland's needs. The State Board of Elections can use only the Express Poll electronic poll books because, while there may be other vendors offering different poll book hardware and software, they will not be compatible with the current poll books or with the existing voting system. Additionally, the Express Poll software is proprietary and only Premier can sell and license it. The actual poll book unit is a tablet computer that was customized specifically for this application and use. Finally, the poll book contains a smartcard reader/writer and runs Premier proprietary software (Key Card Tool ver. 1.0.1) that encodes the voter access card, which enables the voter to vote on the touch screen voting unit.

**FUND SOURCE:** 100% Special Funds (Paid by local election boards)

**APPROP. CODE:** D38I0102

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-1340-1111

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Robert P. Gay 410-545-0433  
rgay@sha.state.md.us

BPW -- 06/01/11

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 1-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 42715F1412  
Median & Roadside Mowing, Trimming and Litter Pickup at Various Locations for the Fairland Shop in Montgomery County  
ADPICS NO. 42715F1412

CONTRACT DESCRIPTION: This Contract consists of median & roadside mowing, trimming & litter pickup at various locations for the Fairland Shop in Montgomery County.

AWARD: JRP Management Resources, Inc.  
Burtonsville, MD

AMOUNT: \$273,126.80 NTE

TERM OF CONTRACT: June 13, 2011 through December 31, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

<b>BIDS:</b>	
JRP Management Resources, Inc. Burtonsville, MD	\$273,126.80
BWWS, Inc. Baltimore, MD	\$389,324.00
A Brick Above Custom Masonry Westminster, MD	\$392,610.00
Colossal Contractors, Inc. Burtonsville, MD	\$425,640.00
Earn Contractors Gaithersburg, MD	\$442,340.00
Unified Solutions Services Columbia, MD	\$497,072.00
Suburban Lawn & Landscape Services Woodbine, MD	\$498,696.00

ITEM: 1-M (Continued)

BPW - 06/01/11

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Two hundred Ninety One (291) contractors were notified for this project on eMaryland Marketplace; Fifty (50) of which were MDOT certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on contract as provided in Board Advisory 1995-1.

100% of the work to be performed by a Certified Minority and Small Business Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-0159-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

185

Suzette Moore - (410) 859-7792  
smoore2@bwiairport.com

BPW -- 06/01/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

CONTRACT MODIFICATION (Maintenance)

ITEM: 2-M-MOD

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-MC-2006-008  
 Inspection, Repair and Maintenance of the CNG  
 Facility at BWI Thurgood Marshall Airport  
 ADPICS NO. CO269507

ORIGINAL CONTRACT APPROVED: Item 1-C, DOT Agenda 12/14/05

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Clean Energy Corp. a/k/a Clean Energy  
 Seal Beach, CA

MODIFICATION: Modification No. 2 provides for a six (6) month extension to allow for MAA Commercial Management to negotiate a 15-year Lease/Concession Contract (revenue producing contract) with Clean Energy for the BWI Marshall Shuttle Bus CNG Station.

AMOUNT: \$168,658.00 NTE

ORIGINAL CONTRACT AMOUNT: \$760,500.00

REVISED CONTRACT AMOUNT: \$1,529,784.11

TERM: 05/01/06 – 04/30/09 (Original)  
 05/01/09 – 04/30/11 (Renewal Option No. 1)  
 05/01/11 – 06/30/11 (Modification No. 1)  
 07/01/11 – 12/31/11 (Modification No. 2)

PERCENTAGE INCREASE: 22% (Modification No. 2)  
 101% (Overall)

MBE PARTICIPATION: 0%

REMARKS: This extension is necessary because in December 2010, MAA issued a Request for Expressions of Interest to qualified firms interested to upgrade, improve and refurbish the CNG fuel station, market, operate, manage, maintain and render fueling services to the public. MAA received one response to that request from the incumbent, Clean Energy Corp. This Modification No. 2 allows MAA to have a continuation of the inspection, repair and maintenance services for an additional six (6) months and allows MAA time to negotiate a Lease/Concession Contract with Clean Energy. This extension is in the best interest of MAA and the State.



ITEM: 2-M-MOD (Continued)

BPW – 06/01/11

FUND SOURCE: 100% Special Funds Budgeted to MAA  
APPROPRIATION CODE: J06I00002  
MD TAX CLEARANCE: 11-1173-1111  
RESIDENT BUSINESS: No

---

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

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

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$760,500.00	05/01/06- 04/30/09	12/14/05, Item 1-C	
<b>Renewal Option No. 1</b>	\$600,626.11	05/01/09- 04/30/11	01/28/09, Item 13-M-OPT	As provided for in original contract
<b>Modification No. 1</b>	\$0.00	04/30/11- 06/30/11	DCAR, 03/09/11	For a 2 month extension
<b>Modification No. 2</b>	\$168,658.00			
<b>Revised Amount</b>	<b>\$1,529,784.11</b>			

James L. Knighton (410) 767-0820  
 jknighton@mta.maryland.gov

BPW -- 06/01/11

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**CONTRACT MODIFICATION:** (Maintenance)

**ITEM:** 3-M-MOD

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T-8000-0239  
 Light Rail Control Integration (LRCI)  
 Maintenance Services  
 ADPICS NO. CO270093

**ORIGINAL CONTRACT APPROVED:** Item 15-M, DOT Agenda 05/21/2008

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**CONTRACTOR:** ARINC, Incorporated  
 Annapolis, MD

**MODIFICATION:** Modification No. 2 exercise option renewal for one (1) year period to ensure on-going continued services for the MTA, Light Rail Control Integration (LRCI) project.

**AMOUNT:** \$ 91,904.00

**ORIGINAL CONTRACT AMOUNT:** \$ 382,909.00

**REVISED CONTRACT AMOUNT:** \$ 474,813.00

**PERCENTAGE INCREASE:** 24% (Modification No. 2)  
 24% (Overall)

**TERM:** 06/01/08 – 05/31/11 (Original)  
 06/01/11 – 06/10/11 (Modification No. 1) (DCAR)  
 06/11/11 – 05/30/12 (Modification No. 2)

**ORIGINAL MBE PARTICIPATION:** 0%

**REMARKS:** The Light Rail Control Integration System is a set of real-time software applications and utilities that are used to control and manage Light Rail vehicle movement, Supervisory Control and Data Acquisition (SCADA), and the Light Rail's Traction Power Distribution System. ARINC Information and Management System (AIMS) is a base line product used in the configuration of display management and development tools utilized on LRCI host servers, front end processors and workstations used by the Light Rail Operations to control and govern Light Rail vehicle movement, and by Systems Maintenance personnel to troubleshoot, maintain and control Light rail's signaling and power distribution systems.

ITEM: 3-M-MOD (Continued)

BPW - 06/01/11

This Contract provides for onsite support for emergency repair, routine maintenance, software modifications, hardware replacement and other support as required by the Light Rail for the Maryland Transit Administration's (MTA) Light Rail Control Integration (LRCI) Project. The Contractor will provide these services on an as-needed basis.

MTA's initial installation of the ARINC Information and Management System (AIMS) Version 5.0 was implemented by ARINC at the Light Rail Division in November 1996. A newer version of AIMS, Version 6.2, was installed at Light Rail as part of the Double Track Project in September 2004. Because of the proprietary nature of the AIMS platform, other software vendors would not have legal access to the customized configuration of the application and data base infrastructure. For Light Rail to receive the necessary support, from a vendor other than ARINC would require total redesign, testing and implementation of new train control management software. Light Rail Operations and Systems Maintenance personnel received the contractually required training from ARINC with initial system installation of the system. The training provided adequate operational and functional knowledge of the system. However, it would be beyond Light Rail's technical expertise to troubleshoot and repair any complex problems that may develop with the database or application software. By exercising this one year option renewal MTA will authorize ARINC, Inc. to provide the necessary maintenance services and ensure the continued compatibility of existing equipment, software and training for the Maryland Transit Administration's, Light Rail Control Integration Project.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0101

TAX COMPLIANCE NO: 11-1071-1111

RESIDENT BUSINESS: Yes

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
WITH DISCUSSION		WITHOUT DISCUSSION	190

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$382,909.00	06/01/08- 05/31/11	05/21/2008	
<b>Modification #1</b>	\$ 0.00	06/01/11- 06/10/11	DCAR	Extension for time only
<b>Modification #2</b>	\$ 91,904.00	06/11/11- 05/30/12	06/01/2011	Option Renewal
<b>Revised Amount</b>	<b>\$474,813.00</b>			

James L. Knighton – 410-767-0820  
Jknighton@mta.maryland.gov

BPW -- 06/01/11

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

EQUIPMENT CONTRACT

ITEM: 4-E

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T8000-0339  
Procurement of Fifty Seven 40' Hybrid Diesel Electric Buses  
ADPICS NO. T80000339

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of fifty-seven (57) Hybrid Diesel Electric Buses.

AWARDS: New Flyer of America, Inc.  
Winnipeg, Manitoba, Canada

TERM: One (1) year from Notice to Proceed

AMOUNT: \$38,475,000.00

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

DBE PARTICIPATION: 11%

REMARKS: The Request for Proposal between Washington Metropolitan Area Transit Authority (WMATA) and New Flyer of America became effective in 2007. The WMATA contract was awarded in compliance with all FTA mandated clauses. The DBE goals established by WMATA for this contract were approved by the Federal Transit Administration (FTA) on October 6, 2009. Although the vendors approved by the FTA are not registered in Maryland, the DBE participation is 11.0% of the estimated contract value.

MTA will purchase 57 Hybrid Diesel Electric Buses manufactured by New Flyer of America by piggybacking on a contract between the Washington Metropolitan Transit Authority (WMATA) and New Flyer. The 57 buses will replace older buses that require extra maintenance time and cost. Replacing the older buses will enable the MTA to meet the needs of riders by providing reliable transportation.

The Contract with New Flyer has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow the MTA to realize savings in time and money in acquiring the buses. The unit cost of the buses has been reduced to \$647,108.00 from \$677,712.00, a savings of \$30,604 per bus or \$1,744,428 for all 57 buses.

Developing a new solicitation could take the MTA up to two years to prepare specifications, advertise, and award. The buses meet all Federal Transit Administration requirements. In addition the contract with WMATA contains all required Federal clauses and meets the requirements of the FTA's Best Practices Manual for piggyback contracts.

ITEM: 4-E (Continued)

BPW - 06/01/11

FUND SOURCE: 80% Federal Funds Budgeted to MTA  
20% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0105

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 11-1003-0011

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Teresa M. Barnes (410) 385-4844  
[tbarnes@marylandports.com](mailto:tbarnes@marylandports.com)

BPW – 06/01/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

SERVICE CONTRACT

ITEM: 5-S

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 211008-S  
 Shuttle Bus Service - Cruise Terminal  
 ADPICS NO. P110018

CONTRACT DESCRIPTION: This contract is for shuttle bus service, as necessary, for MPA's cruise passenger parking at MPA's South Locust Point Marine Terminal.

AWARD: Capital Executive Limousine, Inc.  
 Manassas, VA

AMOUNT: \$425,000.00 NTE

TERM: July 1, 2011 – June 30, 2013 (with two (2) one-year renewal options)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Capital Executive Limousine, Inc. \$999.00 – daily rate per cruise  
 Manassas, VA

Owings Mills Corporate Shuttle \$1,038.90 – daily rate per cruise  
 Owings Mills, MD

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: \$100,000 Performance Bond

REMARKS: This Solicitation was advertised on eMaryland Marketplace and 57 vendors received notices. Two responsive and responsible bids were received.

The bid amount reflects the daily rate (10 hours of service) per cruise. The award amount represents the daily rate times the number of estimated cruises over the next four years. Additional funds have also been added to cover the occasional need for a 20–28 passenger shuttle bus and/or overtime hours for the 50–57 passenger shuttle bus.



ITEM: 5-S (Continued)

BPW – 06/01/11

The shuttle bus picks up passengers (travel agents, wedding attendees, guests of ship events, employees) at Satellite Parking Lot C located at the South Locust Point Marine Terminal and takes them to the Cruise Terminal. There is no charge for this service.

A 0% MBE goal was established for this contract due to a single element of work. However, the recommended vendor is a Certified Minority Business Enterprise.

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to MPA ,
<b>APPROPRIATION CODE:</b>	J03D00000
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	11-1031-0010

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

195

Suzette Moore - (410) 859-7792

BPW – 06/01/11

smoore2@bwiairport.com

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**RENEWAL OPTION:** (Service)

**ITEM:** 6-S-OPT

**MARYLAND AVIATION ADMINISTRATION**

**CONTRACT ID:** MAA-SV-08-007 A, B & C  
Comprehensive Information Technology Services at  
BWI Thurgood Marshall and Martin State Airports  
ADPICS NOS. CO269754

**ORIGINAL CONTRACT APPROVED:** Item 13-S, DOT Agenda 07/16/08

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MODIFICATION:** Exercise the renewal option for a period of two (2) years from August 1, 2011 through July 31, 2013.

**CONTRACTOR:**

URS Corporation Hunt Valley, MD	(Contract A)
Faith Group, LLC St. Louis, MO	(Contract B)
Ross and Baruzzini St. Louis, MO	(Contract C)

**AMOUNT:** \$1,672,313.00

**ORIGINAL CONTRACT AMOUNT:** \$2,000,000.00

**REVISED CONTRACT AMOUNT:** \$4,125,313.00

**PERCENTAGE INCREASE:** 84% (Renewal Option No. 1)  
106% (Overall)

**ORIGINAL TERM:** 08/01/08 – 07/31/11 (Original)  
10/01/09 – 07/31/11 (Modification No. 1)  
08/01/11 – 07/31/13 (Renewal Option No. 1)

**ORIGINAL MBE PARTICIPATION:** 25%

**RENEWAL MBE PARTICIPATION:** 25%

ITEM: 6-S-OPT (Continued)

BPW – 06/01/11

REMARKS: This contract is necessary to provide comprehensive on-call information Technology (IT) related services for the MAA Office of Airport Technology, which may include updating the Airport Technology Master Plan; updating the MAA IT Disaster Recovery Plan; providing Return on Investment (ROI); providing Systems Development Life Cycle (SDLC) support services consistent with the State of Maryland SDLC; and providing project management services consistent with the Project Management Institute. The renewal option is for two (2) years and is consistent with the scope of the original contract.

The three consulting firms continue to provide an acceptable level of service in regard to quality of service and cost effectiveness. The performance by all three companies under this contract has been excellent. All three companies are very responsive and provide the requested work product on a timely basis.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

MD TAX CLEARANCE: URS Corporation 11-1059-1111  
Faith Group, LLC 11-1153-0111  
Ross and Baruzzini 11-1060-0101

RESIDENT BUSINESSES: Yes (Contract A)  
No (Contract B & C)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$2,000,000.00	08/01/08 – 07/31/11	07/16/08, Item 13-S	
<b>Modification No. 1</b>	\$453,000.00	10/01/09- 07/31/11	09/16/09, Item 12-S-MOD	To amend the contractual authority
<b>Renewal Option No. 1</b>	\$1,672,313.00	08/01/11- 07/31/13		As provided in original contract
<b>Revised Amount</b>	<b>\$4,125,313.00</b>			

Suzette Moore - (410) 859-7792

BPW – 06/01/11

smoore2@bwiairport.com

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

RENEWAL OPTION: (Service)

ITEM: 7-S-OPT

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-SV-08-008  
Operation of Airport Shuttle Bus/Van Services at  
BWI Thurgood Marshall Airport  
ADPICS NO. CO269761

ORIGINAL CONTRACT APPROVED: Item 15-S, DOT Agenda 08/06/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MODIFICATION: Exercise the renewal option for a period of two (2) years from September 1, 2011 through August 31, 2013.

CONTRACTOR: First Transit, Inc.  
Cincinnati, OH

AMOUNT: \$32,537,381.58

ORIGINAL CONTRACT AMOUNT: \$44,849,764.00

REVISED CONTRACT AMOUNT: \$77,387,145.58

PERCENTAGE INCREASE: 73%

ORIGINAL TERM: 09/01/08 – 08/31/11 (Original)  
09/01/11 – 08/31/13 (Renewal Option No. 1)

ORIGINAL MBE PARTICIPATION: 28%

RENEWAL MBE PARTICIPATION: 28%

REMARKS: This contract is necessary to provide for the operation of shuttle bus/van service for BWI patrons between the Airport Terminal Building, public parking facilities, and the BWI Rail Station Parking Facility. The renewal option is for two (2) years and is consistent with the scope of the original contract. First Transit, Inc. has met the MBE goal on the original contract.

First Transit, Inc. has consistently averaged 98%+ customer satisfaction level monthly as evidenced by independent "Mystery Rider" monthly reviews of shuttle bus services. Mystery Rider customer service awards recognize 10% of all First Transit drivers monthly who receive Mystery Rider survey scores of 100% or 105%. The customer complaint rate per 100,000 passengers is less than .001%.

ITEM: 7-S-OPT (Continued)

BPW - 06/01/11

Also, over 99% of all lost baggage is returned to forgetful customers within 24 hours.

FUND SOURCE: 100% Special Funds Budgeted to MAA  
 APPROPRIATION CODE: J06I00002  
 MD TAX CLEARANCE: 11-1062-1111  
 RESIDENT BUSINESS: No

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$44,849,764.00	09/01/08 – 08/31/11	08/06/08, Item 15-S	
<b>Renewal Option No. 1</b>	\$32,537,381.58	09/01/11- 08/31/13		As provided in original contract
<b>Revised Amount</b>	<b>\$77,387,145.58</b>			

Suzette Moore - (410) 859-7792  
 smoore2@bwiairport.com

BPW – 06/01/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 8-GM

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-LC-11- 029

**NATURE OF REQUEST:** A concession contract granting the exclusive right to operate and manage the airport taxicab concession at BWI Marshall.

**CONTRACTOR:** Dulles Airport Taxi, Inc.  
 Falls Church, VA

**REVENUE:** Concessionaire shall pay monthly the greater of a fixed Two Dollars and Fifty Cents (\$2.50) fee per each outbound taxicab operation originating at the Airport or Minimum Monthly Concession Fees (MMG) as follows:

Year 1-	\$130,736.16 (month)/\$1,568,833.95 (per year)
Year 2-	\$140,040.65 (month)/ \$1,681,087.50 (per year)
Year 3-	\$153,352.25 (month)/ \$1,840,227.05 (per year)
Year 4-	\$170,723.84 (month)/ \$2,048,686.15 (per year)
<b>Total Four Years</b>	<b>\$7,138,834.65</b>

**DURATION:** July 1, 2011 – June 30, 2015 (Four (4) years)

**ACDBE PARTICIPATION:** 15%

**REMARKS:** This Contract provides for the operation and management of BWI Marshall's taxicab service concession. This type of revenue-producing contract at a transportation facility is exempt from State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes a use of State property under State Finance and Procurement Article, Section 10-305.

The Invitation for Bids (IFB) was advertised in local publications and MAA issued Two Hundred Sixty One (261) direct mail notices to firms having a taxicab business in the Maryland and District of Columbia metropolitan areas. Twenty-five (25) IFB specifications were sold with four (4) competitive sealed bids received on May 5, 2010. A fifth bid was delivered in response to the IFB, that of Evening Shift Cab Operators Association (ESCOA); however, the response was delivered incomplete (without the information and documentation required in the IFB) and after the deadline for submission and was therefore rejected. Subsequently, following requests to all four (4) bidders for further clarification of their bids, MAA determined that two (2) of the four (4) bids received were deemed to be fully



ITEM: 8-GM (Continued)

BPW - 06/01/11

acceptable, that is, the two (2) remaining bidders met all of the qualifications as established in the IFB and were determined to be responsible bidders. Bid responses from Yellow Taxi Association, Inc. d/b/a Checker Airport Taxi and Regency Cab, Inc. were found unacceptable and rejected based on their failure to satisfactorily respond to issues raised and requests for additional information in a request for revised technical submissions.

The financial bids of the two (2) acceptable bidders are ranked and listed as follows:

<u>BIDDER</u>	<u>FOUR YEAR CONTRACT TERM TOTAL</u>
Dulles Airport Taxi, Inc.	\$7,138,835.00
BWI Taxi Management, Inc.(Incumbent)	\$6,160,800.00

MAA recommends award of the Contract to Dulles Airport Taxi, Inc. In the current contract, MAA receives a Minimum Annual Guarantee (MAG) payment totaling \$7,150,000 over a four (4)-year contract term or One Dollar Seventy-Five Cents (\$1.75) per outbound taxicab trip, whichever is greater. Comparison of the revenue performance between the current contract and this recommended contract is projected to be Eleven Thousand One Hundred Sixty-Five Dollars (\$11,165) less under the new contract. Nevertheless, it must be noted, the current contract authorizes 320 taxicabs to provide service at BWI Marshall. The recommended bidder, if awarded, the Contract will be obligated to reduce the number of taxicabs by seventy (70) taxicabs to two hundred fifty (250) taxicabs at the start of the Contract term based on a nearly nineteen and six-tenths percent (19.6%) decrease in the number of outbound taxicab trip activity since 2004.

MD TAX CLEARANCE: 11-0855-0010

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED ✓

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

Suzette Moore - (410) 859-7792  
 smoore2@bwiairport.com

BPW – 06/01/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 9-GM

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-LC-12-002

**NATURE OF REQUEST:** Request approval of a lease and concession contract granting the non-exclusive right to develop and manage an airport advertising concession program at BWI Marshall Airport and Martin State Airport.

**CONTRACTOR:** JCDecaux Airport, Inc.  
 New York, NY

**REVENUE:** Concessionaire shall pay the greater of a fixed Minimum Annual Guarantee (MAG) of \$600,000.00 (for the first Contract Year), or a Percentage of the Gross Revenues Concession Fee in the amount of Sixty Percent (60%) for each Contract Year. After the first Contract Year, the MAG shall be subject to an annual adjustment in the amount of Eighty Five Percent (85%) of the percentage concession fees paid for the previous Contract Year, or the MAG whichever amount is greater.

**DURATION:** An Interim Phase commencing with the execution of the Contract and ending either upon Contractor's installation of approved advertising structures or upon one hundred eighty (180) days after the final approval of the Airport Advertising Master Plan, whichever date is earlier; and

An Operational Phase commencing upon the end of the Interim Phase and continuing for a period of Eight (8) Years.

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**PROPOSALS:**

	<u>Technical Ranking</u>	<u>Financial Offer Ranking</u>	<u>Overall Ranking</u>
JCDecaux Airport, Inc.	1	Sixty Percent (60%) Of Gross Revenues (2)	1
Corey Airport Services	2	Sixty Four and Six Tenths Percent (64.6%) Of Gross Revenues (1)	2

**ACDBE PARTICIPATION:** 20%

ITEM: 9-GM (continued)

BPW – 06/01/11

**REMARKS:** This Contract provides for the development and management of the airport advertising concession at BWI Marshall and Martin State Airports. This type of revenue-producing contract at a transportation facility is exempt from State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes a use of State property under State Finance and Procurement Article, Section 10-305.

The Request for Proposals for the airport advertising concession (MAA-RFP-10-001) was advertised in local publications and MAA issued two hundred and sixty-one (261) direct mail notices to firms having advertising display experience. Eleven (11) RFP specifications were sold with three (3) competitive sealed bids received on December 15, 2010. A Selection Evaluation Panel established by MAA for the purpose of reviewing, evaluating and ranking proposals received as a result of the RFP determined that all three (3) proponents were "acceptable for award," and all three (3) proponents were invited as Finalists to submit a Financial Proposal. Clear Channel Airports, Inc.'s financial offer was considered non-responsive because the Financial Proposal Form was altered in specific violation of the requirements of the RFP.

Although Corey Airport Services had made a greater financial offer to MAA, it was set forth in the RFP that technical merit was to be given greater importance than the financial offers. Therefore, MAA recommends award of the Contract to JCDecaux Airport, Inc., since that company had the highest technical ranking.

**MD TAX CLEARANCE:** 11-1044-0101

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

205

Suzette Moore - (410) 859-7792  
smoore2@bwiairport.com

BPW - 06/01/11

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONTRACT MODIFICATION:** (General/Miscellaneous)

**ITEM:** 10-GM-MOD

**MARYLAND AVIATION ADMINISTRATION**

**CONTRACT ID:** MAA-LC-08-013  
Supplement No. 1

**ORIGINAL CONTRACT APPROVED:** Item 20-GM, DOT Agenda 08/06/08

**NATURE OF REQUEST:** Request approval for a two (2) year extension of the License Contract to continue to license fifty (50) buses to the Licensee in conjunction with Licensee's operation of Service Contract MAA-SV-08-008 (Original Item 15-S, DOT Agenda 08/06/08) to provide shuttle bus services for public and employee parking patrons between the Airport Terminal Building and the BWI Marshall parking lots.

**LICENSEE:** First Transit, Inc.  
Cincinnati, OH

**REVENUE:** One Dollar (\$1.00) per year

**DURATION:** September 1, 2008 - August 31, 2011 (Initial Term)  
September 1, 2011 - August 31, 2013 (Extension)

**REMARKS:** The operation of Airport shuttle bus/van services at BWI Marshall under Service Contract MAA-SV-08-008 (Original Item 15-S, DOT Agenda 08/06/08) provides that the MAA-owned buses would be licensed to Licensee for the Licensee's use in performing the transportation services set forth in the Service Contract. There are three (3) interconnected contracts that relate to the provision of the shuttle bus/van-type services serving BWI Marshall's parking lots/facilities from the Airport Terminal Building. They are (1) the Service Contract No. MAA-SV-08-008 (Item 7-S-MOD), that provides for the actual operation of the ground transportation service; (2) the Lease Agreement No. MAA-LC-08-012 (12-LL-OPT), which provides for the lease of land for shuttle bus office and operations area in support of the shuttle bus/van services operation; and (3) the License Contract No. MAA-LC-08-013 for which this request for approval of extension is being made.

Through Lease Agreement No. MAA-LC-08-012 (Item 12-LL-OPT), for which a request for extension is submitted in conjunction with this License Contract and with the request to extend the Service Contract, MAA leases property to First Transit and First Transit uses State property for the right and privilege to operate and maintain a shuttle bus office and operations center to support Contractor's shuttle bus service to public and employee patrons at BWI Marshall. This type of revenue-producing contract at a transportation facility is exempt from State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the License Contract must be approved by the Board of Public Works because the License Contract constitutes a use of State property under State Finance and Procurement Article, Section 10-035. The original License Contract was approved by BPW as Item 20-GM on August 6, 2008.

ITEM: 10-GM-MOD (Continued)

BPW -- 06/01/11

This Supplement to extend the License Contract is contingent on the continuation of Service Contract No. MAA-SV-08-008 (Item 7-S-MOD). In the event that the Service Contract is terminated prior to the full two (2) year extension thereof, this extension shall simultaneously terminate.

MD TAX CLEARANCE: 11-0813-1111

RESIDENT BUSINESS: No

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

207

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$1.00 per year	09/01/08- 08/31/11	08/06/08, 20-GM	This Lease Contract supports Service Contract MAA-SV-08- 008
<b>Modification #1</b>	\$1.00 per year	09/01/11 – 08/31/13		Extend Contract term for two (2) years
<b>Revised Amount</b>	<b>\$5.00</b>			

Suzette Moore (410) 859-7792  
smoore2@bwiairport.com

BPW – 06/01/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

LANDLORD LEASE OPTION

ITEM: 11-LL-OPT

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-LC-08-012  
 Supplement No. 1

ORIGINAL CONTRACT APPROVED: Item 19-GM, DOT Agenda 08/06/08

**NATURE OF REQUEST:** Request approval for a two (2) year extension until August 31, 2013 of a Lease Agreement to lease land for a shuttle bus office and operations center and shuttle bus parking area for the Contractor to continue to provide shuttle bus services for public and employee parking patrons between the Airport Terminal Building and BWI Marshall parking lots.

LESSOR: Maryland Aviation Administration

LESSEE: First Transit, Inc.  
 Cincinnati, OH

TERM: September 1, 2008 - August 31, 2011 (Initial Term)  
 September 1, 2011 - August 31, 2013 (Extension)

REVENUE: \$3,200.00 per annum for 3,200 square feet of land area at \$1.00 per square foot per annum, upon which the shuttle bus office and operations area is situated. The rental rate is subject to annual CPI adjustments.

**REMARKS:** Through this Lease Agreement, MAA leases property to First Transit and First Transit uses State property for the right and privilege to operate and maintain a shuttle bus office and operations center to support Contractor's shuttle bus service to public and employee patrons at BWI Marshall. This type of revenue-producing contract at a transportation facility is exempt from State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the Lease Agreement must be approved by the Board of Public Works because the Lease Agreement constitutes a use of State property under State Finance and Procurement Article, Section 10-035. The original Lease Agreement was approved by BPW as Item 19-GM on August 6, 2008.

The original Lease Agreement provides for this two (2) year extension of the term at Article III, TERM, Paragraph B. Further, this Supplement to the Lease Agreement is being presented to the Board in conjunction with the extension of MAA Service Contract No. MAA-SV-08-008 (Item 7-S-MOD), which provides for the operation of shuttle bus/van-type services serving the public and employee parking facilities at BWI Marshall, and which was approved by the Board as Item 15-S on August 6, 2008.

ITEM: 11-LL-OPT (Continued)

BPW -- 06/01/11

This Supplement is contingent on the continuation of Service Contract No. MAA-SV-08-008 (Item 7-S-MOD). In the event that the Service Contract is terminated prior to the full two (2) year extension thereof, this extension shall simultaneously terminate. In addition, this Supplement to the Lease Agreement is being presented to the Board in conjunction with the extension of MAA License Contract No. MAA-LC-08-013 (Item 10-GM-MOD), which provides for the license of fifty (50) MAA-owned shuttle buses for the operation of the shuttle bus services.

Therefore, MAA recommends extending the term of the Lease Agreement through August 31, 2013.

MD TAX CLEARANCE: 11-0813-1111

RESIDENT BUSINESS: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$3,008.00 \$3,072.00 \$3,136.00	09/01/08- 8/31/09 09/01/09- 8/31/10 09/01/10- 08/31/11	08/06/08, Item 19-GM	This Lease Contract supports Service Contract MAA-SV- 08-008
<b>Renewal Option No. 1</b>	\$3,200.00 per year (eff. 09/01/11) note: annual CPI adjustment	09/01/11 – 08/31/13		Extend Contract term for two (2) years
<b>Revised Amount</b>	<b>\$15,616.00</b>			

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

**MODIFICATION:** (General/Miscellaneous)

**ITEM:** 12-GM-MOD

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** MTA-1331  
Master License Agreement  
ADPICS NO. TMTA 1331

**ORIGINAL CONTRACT APPROVED:** Item 15-RP, DOT Agenda 12/06/06

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**EXPLANATION:** Approval is requested for the Second Amendment to the Master License Agreement between the Maryland Transit Administration (MTA) and CSX Transportation, Inc. (CSXT) through June 30, 2012.

The Master License Agreement allows MTA to continue to use real property owned by CSXT, not covered by the Access Agreement, for operations at 24 MARC facilities, including two (2) maintenance facilities, platforms, certain station buildings and surface parking lots along the Camden and Brunswick MARC trains lines. The Agreement includes the property on which the State-operated maintenance building is located at Martinsburg, West Virginia and Riverside, Maryland Rail Maintenance Yards.

**LICENSOR:** CSX Transportation, Inc.

**AMOUNT:** \$1,583,384.00

**REMARKS:** The original Master License Agreement was approved on the 12\6\06 DOT Agenda as Item 15-RP in the amount of \$1,112,959, which expired on 6/30/10. The MTA submitted Item 14-GM, on the 6/9/10 DOT Agenda requesting Board approval to enter into a Master License Agreement for which should have requested a one-year extension of the Master License Agreement via the First Amendment through 6/30/11 in the amount of \$1,583,384. Therefore, the Board of Public Works is requested to approve the correction to the term of the First Amendment and approve the Second Amendment through this Board item.

The amount of the First Amendment and Second Amendment remain the same. There are no CPI increases to this amendment.

This Item was previously submitted and withdrawn as Item 18-L-MOD on the 5/18/11 DOT Agenda.

ITEM: 12-GM-MOD (Continued)

BPW – 06/01/11  
SUPPLEMENTAL  
REVISED

FUND SOURCE: 100% Special Funds Budgeted to MTA

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 11-1417-1001

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM**            1-M

**MARYLAND DEPARTMENT OF STATE POLICE**

Forensic Sciences Division  
Pikesville, MD

**CONTRACT NO. AND TITLE**

Comprehensive Building Management;  
ADPICS NO. 001B1400640

**CONTRACT DISCRIPTION**

provide comprehensive building management at the Building located in Pikesville, MD. Approval is requested for a contract to MDSP's Forensic Science Laboratory

**PROCUREMENT METHOD**

Competitive Sealed Bidding

**BIDS OR PROPOSALS**

LB&B Associates, Inc. - Columbia, MD  
Broadway Services, Inc. - Baltimore, MD  
Abacus Corp. - Baltimore, MD  
George S Hall, Inc. - Pine Brook, NJ

**AMOUNT**

\$3,233,026.95  
\$3,299,537.17  
\$3,998,109.00  
\$9,115,344.37

**AWARD**

LB&B Associates, Inc.  
Columbia, MD

**TERM**

7/1/2011 - 6/30/2016

**AMOUNT**

\$3,233,026.95 (5 years)

**MBE PARTICIPATION**

30%

**PERFORMANCE BOND**

100% of Annual Contract Amount

**HIRING AGREEMENT ELIGIBLE**

Yes

**REMARKS**

This solicitation was advertised with a 30% Minority Business Enterprise Goal and bid on *eMaryland Marketplace.com*. Notice of availability was also posted on the *DGS Bid Board*. Four bids were received. The recommended contractor, LB&B Associates, Inc., has confirmed its bid.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM**        1-M (Cont.)

Under the terms of the contract, the recommended contractor shall be responsible for the management, maintenance and operation of the entire building including subcontracting as necessary, to assure comprehensive, through and proper maintenance and operations at all times.

DGS and DMSP had been negotiating with Maryland Works to evaluate if any of their providers qualified as a prime contractor. Maryland Works decided to waive its preference as a prime contractor. It was determined they were qualified for a sub-component and therefore will be providing security monitoring services.

**FUND SOURCE**

W00 31511 0899  
(MDSP Operating Funds)

**RESIDENT BUSINESS**

Yes

**TAX COMPLIANCE NO.**

11-0502-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM**            2-M

**DEPARTMENT OF GENERAL SERVICE**

W. Paul Martin District Court/Multi Service  
Center (MDC/MSC)  
Salisbury, MD

**CONTRACT NO. AND TITLE**

Project No. 001IT818389;  
Unarmed Guard Services  
ADPICS NO. 001B1400637

**DESCRIPTION**

provide unarmed uniformed guard services at the W. Paul Martin DC/MSC located Salisbury, MD.

Approval is requested for a contract to

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

Phoenix Technologies, LLC., Lorton, VA  
Lawrence Price Security Company, LLC.,  
Waldorf, MD  
Securemedy, Incorporated Waldorf, MD  
Bennett Detective and Protective Agency  
Dover, MD  
KR Contracting, Inc., Hagerstown, MD  
Abacus Corporation, Baltimore, MD  
Dunbar Guard Services, Baltimore, MD  
Absolute Investigative & Security Services  
Towson, MD

**AMOUNT**

\$327,325.44  
\$340,216.80  
  
\$366,519.48  
\$370,340.40  
  
\$389,073.60  
\$396,442.32  
\$424,086.00  
\$446,238.96

**AWARD**

Phoenix Technology Inc.  
Lorton, VA  
(SBR# SB10-4887)

**TERM**

7/1/2011-6/30/2014

**AMOUNT**

\$327,325.44 (3 Years)

**MBE PARTICIPATION**

5%



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM**        3-M

**DEPARTMENT OF GENERAL SERVICE**

Arbutus/Catonsville District Court/Multi-  
Service Center (ACDC/MSC)  
Catonsville, MD

**CONTRACT NO. AND TITLE**

Project No.: 001IT818411;  
Unarmed Uniformed Guard Services  
ADPICS NO. 001B1400639

**DESCRIPTION**

Approval is requested for a contract to  
provide unarmed uniformed guard services at the Arbutus/Catonsville District Court/Multi-  
Service Center located in Catonsville, MD.

**PROCUREMENT METHOD**

Competitive Sealed Bids  
(Small Business Reserve)

**BIDS OR PROPOSALS**

Phoenix Technologies, LLC., Lorton, VA  
Premier I.S.A. Upper Marlboro, MD  
KR Contracting, Inc., Hagerstown, MD  
Dunbar Guard Services, Baltimore, MD

**AMOUNT**

\$439,999.16  
\$445,360.00  
\$489,442.00  
\$507,614.60

**AWARD**

Phoenix Technology Inc.  
Lorton, VA  
(SBR# SB10-4887)

**TERM**

7/1/2011-6/30/2014

**AMOUNT**

\$439,999.16 (3 Years)

**MBE PARTICIPATION**

5%

**PERFORMANCE BOND**

None

**HIRING AGREEMENT ELIGIBLE**

Yes



DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM            3-M (Cont.)

REMARKS

A notice of availability of a Invitation for Bids (IFB) was posted on DGS's Web Site, Bid Board and *eMaryland Marketplace.com* as a Small Business Reserve (SBR) procurement. 4 bids were received. All bids received were certified SBR vendors. The recommended awardee, Phoenix Technology Inc., has confirmed its bid price.

This contract will provide unarmed uniformed guard services 24 hours a day, 7 days per week and 365 days a year over three, eight-hour shifts. A guard supervisor will man the first daily shift from 7:00 a.m. to 3:00 p.m. The contract also includes labor, equipment, supplies, training and uniforms necessary to perform the unarmed uniformed guard services for ACDC/MS.

FUND SOURCE

11 33461 0823 (DGS Operating Funds)

RESIDENT BUSINESS:

Yes

TAX COMPLIANCE NO.

11-1068-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM**            4-M

**DEPARTMENT OF GENERAL SERVICES**      Rockville District Court/Multi-Service  
Center (RDC/MSC)  
Rockville, MD

**CONTRACT NO. AND TITLE**                      Project No. H00R1400226;  
Janitorial Services  
ADPICS NO. 001B1400646

**DESCRIPTION**                                      Approval is requested for a contract to  
provide janitorial services at the Rockville District Court/Multi-Service Center Rockville, MD.

**BIDS OR PROPOSALS**                              **AMOUNT**  
CHI Centers, Inc., Silver Spring, MD              \$763,997.50

**PROCUREMENT METHOD**                              Preference Provider  
(Community Service Provider)

**AWARD**    CHI Centers, Inc.  
Silver Spring, MD  
(MDOT certified MBE #02-074)

**TERM**    6/20/2011-6/19/2014

**AMOUNT**    \$763,997.50 (3 years)

**MBE PARTICIPATION**                                      100%

**PERFORMANCE BOND**                                      N/A

**HIRING AGREEMENT ELIGIBLE**                              No

**REMARKS**    CHI Centers, Inc., a Certified Community  
Service Provider under Maryland Works, Inc. pursuant to COMAR 21.11.05. Pricing for this  
contract was approved by the Pricing and Selection Committee on April 21, 2011.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM**        4-M (Cont.)

The contract provides for all labor, equipment and supplies necessary to perform the daily, weekly, monthly, semi-annual and annual cleaning of the Rockville District Court Building in Montgomery County. Additionally, housekeeping supplies in support of this contract are to be purchased from Blind Industries and Services of Maryland (BISM) to the extent they are available.

The Pricing and Selection committee certified prices as fair market value in the amount of \$763,997.50 (\$254,665.83 per year) for providing janitorial services for a period of three years.

**FUND SOURCE**

DGS Operating Funds

H00 11 0813 33631	\$ 7,781.50
H00 12 0813 33631	\$254,665.80
H00 13 0813 33631	\$254,665.80
H00 14 0813 33631	\$246,884.40

**RESIDENT BUSINESS**

Yes

**MD TAX CLEARANCE:**

11-1209-1111

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT RENEWAL OPTION**

**ITEM**            5-M-OPT

<b><u>DEPARTMENT OF HEALTH &amp; MENTAL HYGIENE</u></b>	Henryton Hospital Marriottsville, MD
<b><u>CONTRACT NO. AND TITLE</u></b>	Project No. 001B14000563; Unarmed Uniformed Guard Services at Henryton Hospital ADPICS NO. 001B14000563
<b><u>ORIGINAL CONTRACT APPROVED</u></b>	6/9/2009 DGS/DPRB S-001, 001B0400026
<b><u>CONTRACTOR</u></b>	Dunbar Guard Services Baltimore, MD
<b><u>CONTRACT DESCRIPTION</u></b>	Unarmed uniformed guard service for Henryton Hospital, a DHMH facility, located in Marriottsville, MD.
<b><u>OPTION DESCRIPTION</u></b>	Approval to exercise the second and final one-year renewal option for this contract. This option increased the total of the contract which now exceeds DGS delegated authority.
<b><u>TERM OF ORIGINAL CONTRACT</u></b>	7/1/2009-6/30/2010 (W/2 one-year renewal options)
<b><u>TERM OF OPTION</u></b>	7/1/2011 - 6/30/2012
<b><u>AMOUNT OF ORIGINAL CONTRACT</u></b>	\$74,256.00
<b><u>AMOUNT OF OPTION</u></b>	\$74,256.00 (1 Year)
<b><u>PRIOR MODIFICATIONS/OPTIONS</u></b>	\$74,256.00
<b><u>REVISED TOTAL CONTRACT AMOUNT</u></b>	\$222,768.00
<b><u>ORIGINAL PROCUREMENT METHOD</u></b>	Competitive Sealed Bidding
<b><u>ORIGINAL MBE PARTICIPATION</u></b>	5%



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT MODIFICATION**

**ITEM**           6-M-MOD

**MARYLAND PUBLIC TELEVISION**

Maryland Center for Public Broadcasting  
Washington County, MD

**CONTRACT NO. AND TITLE**

Project No. TV-675-100-001;  
Repair/Resurface Entrance Road and  
Parking Lot at the Hagerstown location  
ADPICS NO. COD71391

**ORIGINAL CONTRACT APPROVED**

1/26/2011; DGS/BPW Item 5-GM

**CONTRACTOR**

L. W. Wolfe Enterprises, Inc.  
Myersville, MD

**CONTRACT DESCRIPTION**

Contract for work to provide labor, equipment, and materials and services necessary to repair and resurface the access road to MPT in Clear Spring, MD. The work includes approximately 2,000 sq. yds. of full depth pavement and 10,800 sq. yds. of surface overlay.

**MODIFICATION DESCRIPTION**

Change Order to cover the cost for additional pavement repair. Work includes Decrease parking lot expansion (5.6 sq. yd.); add 98 sq. yd. of patching in parking lot; add 320 sq. yd. of patching in roadway; and furnish and place 19mm hot mix asphalt base (approximately 15 tons). This option increased the total of the contract which now exceeds DGS delegated authority.

**TERM OF ORIGINAL CONTRACT**

90 Days from notice to proceed

**TERM OF MODIFICATION**

Same

**AMOUNT OF ORIGINAL CONTRACT**

\$187,790.00

**AMOUNT OF MODIFICATION**

\$15,027.78

**PRIOR MODIFICATIONS/OPTIONS**

None

**REVISED TOTAL CONTRACT AMOUNT**

\$202,817.78

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

8.0%

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT MODIFICATION**

**ITEM**            6-M-MOD (Cont.)

**OVERALL PERCENT +/-**                                 8.0%

**ORIGINAL PROCUREMENT METHOD**                 Competitive Sealed Bidding

**ORIGINAL MBE PARTICIPATION**                    20.65%

**REMARKS**     Contract time will be unchanged. The work is necessary because additional areas of pavement failure occurred after the original contract documents were prepared and prior to the start of construction.

**FUND SOURCE**     MCCBL 2009/Item 007 (Provide funds for the State capital facilities renewal program-Statewide)

**RESIDENT BUSINESS**     Yes

**MD TAX CLEARANCE**     11-1264-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM**        7-GM (Cont.)

**FUND SOURCE**

MCCBL 2010/Item 011 (Provide funds to design, construct, and equip capital development projects on Department of Natural Resources property)

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**            8-RP

**DEPARTMENT OF NATURAL RESOURCES**    Martinuk Property  
 Elk Neck State Forest  
 124.62 acres  
 Cecil County  
 File # 15-0019, POS # 4157

**REFERENCE**

Approval is requested to accept an Agreement of Sale on behalf of Program Open Space to purchase a 124.62 acre ± parcel adjacent to Elk Neck State Forest in Cecil County. This property consists of two parcels straddling 3,425 feet of Old Elk Neck Road, and much of it is bracketed on three sides by Elk Neck State Forest. Approximately 3,500 feet of Plum Creek transects both parcels. Non-tidal palustrine wetlands, forested wetlands and tidal emergent wetlands are spread along the property's southern border. This acquisition would safeguard wildlife habitat and serve to enhance hunting and nature-based recreational opportunities including low impact hiking trails, canoeing, wildlife-viewing and nature interpretation. Additionally, the acquisition of the Martinuk property would resolve long-standing boundary line and encroachment issues. Off-road vehicle use from neighboring properties has been a concern, and acquisition would enhance efficiencies in management, operations and maintenance of Elk Neck State Forest. The property is located within the Target Ecological Area (TEA), and has received an ecological ranking of 99 under the Program Open Space Targeting System.

Title will be vested in the Department of Natural Resources. The Attorney Generals Office has approved the Agreement of Sale. Title and transfer documents are subject to legal review.

<b><u>GRANTOR</u></b>	Joseph P. Martinuk
<b><u>GRANTEE</u></b>	The Department of Natural Resources
<b><u>PROPERTY</u></b>	124.62 acres ± unimproved.
<b><u>PRICE</u></b>	\$1,006,050.00* (Discounted Sale)

\*The sales price represents a negotiated discount from the recommended value of \$1,059,000.00 to the State of Maryland of \$52,950.00 or 5%.



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**      9-RP (Cont.)

3.      The final Right of Way and Easement Plats list road widening easements totaling 1,164 square feet.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY****ITEM** 10-RP

**DEPARTMENT OF NATURAL RESOURCES** The Nature Conservancy  
Frazee (Frazee-Higgins) Property  
212.9 acres/Allegany County  
File # 20-0224, POS # 3235

**REFERENCE** Approval is requested to accept an Agreement of Sale on behalf of Program Open Space to purchase a 212.9 acre ± parcel adjacent to Green Ridge State Forest in Allegany County. The subject property is surrounded on three sides by Green Ridge State Forest and is prominently located along the scenic Potomac River. It has a large section of timber that consists of a mature northern hardwood forest, uncommon to the ridge and valley province of Maryland. This acquisition protects a scenic vista along the river, safeguards wildlife habitat, and provides extraordinary opportunities for public access and recreation. Purchase of this in-holding will alleviate management concerns and provide the State and National Park Service with contiguous ownership along a significant area of the upper Potomac River. The property is located within the Target Ecological Area (TEA), and has received a high ecological ranking of 114 under the Program Open Space Targeting System.

Title will be vested in the Department of Natural Resources. The Attorney General's Office has approved the Agreement of Sale. Title and transfer documents are subject to legal review.

**GRANTOR** The Nature Conservancy

**GRANTEE** The Department of Natural Resources

**PROPERTY** 212.9 ± acres - unimproved.

**PRICE** \$450,000.00\* (Discounted Sale)

\*The sales price represents a negotiated discount from the recommended value of \$468,400.00 to the State of Maryland of \$18,400.00 or 3.93%.

**APPRAISED VALUES**

\$468,400.00 – Richard L. Bowers – Fee Appraiser – 6/30/10. Reviewed by David M. Kelleher

\$468,400.00 – Walter A. Reiter, Jr. – Fee Appraiser – 7/6/10. Reviewed by David M. Kelleher

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**            10-RP (Cont.)

**FUND SOURCE**

POS Opportunity Loan 2009/ Item 500,  
89.22.45, \$326,052.43  
POS MCCBL FY 2010/ Item 015, 89.22.49  
\$153,832.57

**SPECIAL CONDITIONS**

1. Approval is requested for reimbursement of the following expenses to The Nature Conservancy (TNC) totaling \$29,885.00:
 

1. Closing Cost	\$ 6,820.00
2. Administrative Fee (3%)	\$13,500.00
3. Phase I Environmental	\$ 145.00
4. Interest	<u>\$ 9,420.00</u>
Total	\$29,885.00
  
2. The title report revealed that there are three expired gas leases (from 1960, 1969, and 1979). The title companies have recently begun requiring exceptions to mineral rights leases in Western Maryland due to the increase in gas lease activity related to Marcellus Shale drilling. The title company is excepting the three leases on this property even though the leases have long since expired and there is no gas activity in the area where the property is located. The seller has provided an affidavit confirming that there has been no mineral or gas activity on the property. In addition, this property is not located in an area where Marcellus Shale drilling is taking place. Therefore, DNR has requested to move forward with purchase.

**REMARKS**

1. The Department of Natural Resources recommends approval of this acquisition.
2. This project meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of the extraordinary location and environmental value of the property which scored 114 under the Program Open Space Target ecological scoring system.
3. There will be no relocation or moving costs associated with this acquisition.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**        11-RP

**DEPARTMENT OF PUBLIC SAFETY AND**  
**CORRECTIONAL SERVICES**

Western Correctional Institution (WCI)  
Route 220, Cresaptown, MD  
File # 00-8464 (Allegany County)

**REFERENCE**

Approval is requested to grant an easement of 1,559.82 +/-sq. ft. to Allegany County across the land of WCI. Allegany County plans to replace an existing water main that is aging and undersized with a larger water main along Route 220. The Easement Agreement has been approved by the Office of the Attorney General. Title and transfer agreements are subject to legal review.

**OWNERSHIP**

The State of Maryland, to the use of the Department of Public Safety & Correctional Services

**PROPERTY**

1,559.82 +/- square feet in easement

**GRANTEE**

Allegany County

**PRICE**

\$400.00 consideration

**APPRAISED VALUES**

\$400.00-Michael P. Goodfellow Fee Appraiser-4/6/11 Reviewed by William T. Beach  
\$400.00 William T. Beach Staff Appraiser-4/6/11

**REMARKS**

1. The Department of Public Safety & Correctional Services agrees with this transaction.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20110405-0190 and has recommended granting a water main easement of 1,559.82 +/- sq. ft. across the land of the WCI to Allegany County.
3. Allegany County needs the easement to maintain and operate the replacement water main in the future.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**LANDLORD LEASE**

**ITEM**            12-LL-OPT

**DEPARTMENT OF HEALTH AND MENTAL** Office of Capital Planning  
**HYGIENE** Salisbury, MD (Wicomico County)

**Tenant** Dove Pointe, Inc.  
P.O. Box 1610  
Salisbury, MD 21802

**Property Location** 105 S. Saratoga St  
Salisbury, MD 21837

**Space Type** Group Home            **Lease Type** Renewal            **Effective** 6/15/2011  
**Duration** 5 Years            **Utilities Responsibility** Tenant  
**Annual Rent** \$1.00            **Custodial Responsibility** Tenant

**Previous Board Action(s)** 6/21/06 item 18-L, 5/10/00 Item 11-L

**Special Conditions**

1. The Tenant shall lease premises in an "as is" condition.
2. The Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its and occupancy of the premises.
3. The Tenant shall maintain liability insurance at a minimum coverage of \$1,000,000.00 combined single limit per occurrence and shall contain broad form GCL Endorsement or its equivalent.
4. The Tenant shall indemnify and hold harmless the State of Maryland and Maryland Department of Health and Mental Hygiene against any and all liability or claim of liability (including reasonable attorney's fees), arising out of licensee's use and occupancy, conduct operation or management of the premises during the Term.

**Remarks** Dove Pointe, Inc. has leased the facility for a group home for six (6) developmentally disabled individuals and one (1) respite bed since 2000. Six (6) adult females currently occupy the home.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**LANDLORD LEASE**

**ITEM** 13-LL-OPT

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE** Office of Capital Planning  
Joppa, MD (Harford County)

**Tenant** The Arc Northern Chesapeake Region, Inc.  
4513 Philadelphia Road  
Aberdeen, MD 21001

**Property Location** 1515 Philadelphia Road  
Joppa, MD 21085

**Space Type** Group Home      **Type** Renewal      **Effective** 6/15/2011  
**Duration** 5 Years      **Utilities Responsibility** Tenant  
**Annual Rent** \$1.00      **Custodial Responsibility** Tenant  
**Previous Board Action(s)** Item 19-L 06/21/06; Item 21-L 2/9/2000

**Special Conditions**

1. The Tenant shall lease premises in an "as is" condition.
2. The Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its and occupancy of the premises.
3. The Tenant shall maintain liability insurance at a minimum coverage of \$1,000,000.00 combined single limit per occurrence and shall contain broad form GCL Endorsement or its equivalent.
4. The Tenant shall indemnify and hold harmless the State of Maryland and Maryland Department of Health and Mental Hygiene against any and all liability or claim of liability (including reasonable attorney's fees), arising out of licensee's use and occupancy, conduct operation or management of the premises during the Term.
5. This lease may be renewed by mutual agreement by the parties hereto for one (1) additional term of five (5) years subject to Board of Public Works approval.

**Remarks** The ARC of Northern Chesapeake Region, Inc., has utilized the facility for a group home for developmentally disabled individuals since 2000. ARC is licensed for four (4) clients.

---

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

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



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**LANDLORD LEASE**

**ITEM** 14-LL-MOD

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE** Office of Capital Planning  
Sykesville, MD (Carroll County)

**Tenant** Carroll County Department of Recreation and Parks  
300 S. Center St., Room 229  
Westminster, MD 21157

**Property Location** Springfield Hospital Center  
6655 Sykesville Rd.  
Sykesville, MD 21784

<b><u>Space Type</u></b>	Softball Fields	<b><u>Type</u></b>	Modification	<b><u>Effective</u></b>	6/15/2011
<b><u>Duration</u></b>	9 Yrs. 6 Moonths.	<b><u>Utilities Responsibility</u></b>			Tenant
<b><u>Annual Rent</u></b>	\$1.00	<b><u>Custodial Responsibility</u></b>			Tenant
<b><u>Previous Board Action(s)</u></b>					1/6/2010 Item 5-LL

**Background** On 6/6/2010, as Item 5-LL, the Board of Public Works approved a lease agreement between the State of Maryland and Carroll County Department of Recreation and Parks for the use of ball fields for softball games and practice. The Board of Public Works is now requested to approve the following modifications to this lease.

1. The parties agree the softball fields may be used for a variety of recreational uses in addition to softball to include, a football, soccer, rugby, and ultimate Frisbee. The Recreational Council may fully utilize portable athletic field lighting to provide greater use and access to the fields. Any portable lighting utilized, and all power or utilities therefore, will be at the sole cost and expense of the Lessee. All youth activities will be supervised by adult volunteers.
2. The Lessee through its Recreation Council will properly maintain and make improvements as the Lessee and Recreational Council deem necessary and appropriate.

**Remarks** All other terms and conditions of the Lease shall remain in full force and effect.

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
<b>WITH DISCUSSION</b>		<b>WITHOUT DISCUSSION</b>	

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM** 15-LT

**MARYLAND DEPARTMENT OF TRANSPORTATION**

Maryland Transit Administration (MTA)

**Landlord** 6000 Metro LLC  
6000 Metro Drive, Suite 150  
Baltimore, MD 21215

**Property Location** 6000 Metro Drive, Basement  
Baltimore, MD 21215

<b><u>Space Type</u></b>	Storage	<b><u>Lease Type</u></b>	New	<b><u>Square Feet</u></b>	1,097
<b><u>Duration</u></b>	8 Yrs., 1 Mo., 9 Days	<b><u>Effective</u></b>	6/10/2011		
<b><u>Annual Rent</u></b>	\$8,238.47	<b><u>Square Foot Rate</u></b>	\$7.51		
<b><u>Utilities Responsibility</u></b>	Tenant	<b><u>Custodial Responsibility</u></b>		Landlord	
<b><u>Previous Board Actions</u></b>			N/A		

**Fund Source** Special 100 % J05H0101 AOBJ 1361 PCA 01110  
COBJ 1301

**Special Conditions**

1. The lease contains escalations/de-escalations for cleaning and real estate taxes.
2. The lease contains a termination for convenience clause.
3. The lease contains one (1) option renewal term of five (5) years.

**Remarks**

1. MTA will use the basement space to store a compressor, testing equipment and supplies for the test equipment (fare boxes and turnstiles).
2. The storage lease will run concurrent with the office lease which was approved by the Board on September 12, 2007 as Item 12-LT which commenced July 20, 2009.
3. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. DGS, in conjunction with the using Agency, recommends the approval of this item.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE****ITEM** 16-LT-OPT**MARYLAND HEALTH INSURANCE PROGRAM** Baltimore City**Landlord/Owner**

ROSSER LLC  
4141 N. Henderson Rd., Suite 8  
Arlington, VA 22203

**Property Location**

201 East Baltimore St, Suite 630  
Baltimore, MD 21202

**Space Type** Office**Duration** 5 Years**Annual Rent** \$67,350.00**Prev. Square Foot Rate** \$16.20**Lease Type** Renewal**Effective** 6/12/2011**Square Foot Rate** \$15.00**Eff. Square Foot Rate** \$15.00**Prev. Eff. Sq. Foot Rate** \$16.20**Square Feet** 4,490**Utilities Responsibility**

Landlord

**Custodial Responsibility**

Landlord

**Previous Board Action(s)**

10/19/05 - 8-L

**Fund Source**

100% General PCA 1301 AOBJ \$78,000.00

**Special Conditions**

1. The lease contains escalations/de-escalations for real estate taxes, utilities and custodial.
2. The lease contains an expansion of 611 nusf (3,879 nusf to 4,490 nusf) to adequately accommodate the agency's multiple Board meetings in the conference room.

**Remarks**

1. This space has been used since 2005 as office space for the Maryland Health Insurance Program (MHIP). MHIP provides for 6,000 residents through 16 health care providers. MHIP also administers the Senior Prescription Program covering 35,000 elderly and disabled Maryland citizens.
2. Through negotiations the Department of General Services Office of Real Estate secured a rental cost savings of \$23,274.00 for the term of the lease on the original 3,879 nusf by reducing the stated rental rate by \$1.20 per net usable square foot (\$16.20 to \$15.00).

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

TENANT LEASE

ITEM 16-LT-OPT (Cont.)

- 3. The lease contains a termination for convenience clause.
- 4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. DGS, in conjunction with the using Agency, recommends the approval of this item.

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**        17-LT-OPT

**DEPARTMENT OF PUBLIC SAFETY AND**  
**CORRECTIONAL SERVICES**

Parole and Probation/Office of Criminal  
Supervision  
Drinking Driver Monitor Program  
Aberdeen, MD (Harford County)

**Landlord**

Dimitrios and Ioanna Doubaki Tsirlis  
c/o The Conits Group  
423 St. John St.  
Havre De Grace, MD 21078

**Property Location**

31 West Bel Air Ave.  
Aberdeen, MD 21001

**Space Type**    Office  
**Duration**     2 Years  
**Annual Rent** \$69,824.00

<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	4,364
<b><u>Effective</u></b>	7/1/2011		
<b><u>Square Foot Rate</u></b>			\$16.00
<b><u>Eff. Square Foot Rate</u></b>			\$19.25
<b><u>Prev. Sq. Ft. Rate</u></b>			\$16.00
<b><u>Prev. Eff. Sq. Ft. Rate</u></b>			\$19.25

**Utilities Responsibility**  
**Custodial Responsibility**

Tenant  
Tenant

**Previous Board Action(s)**

2/18/1998-22-L; 1/24/2001-9-L; 9/17/2003-12-L  
5/20/2009-12-LT

**Fund Sources**

100% General Funds					
Criminal Supervision	35.03.02	32110	ABOJ	1310	\$40,009.00
DDMP	35.03.02	32213	ABOJ	1310	<u>\$29,815.00</u>
				Total	\$69,824.00

**Special Conditions**

1.     The lease contains escalations/de-escalations for real estate taxes.
2.     The lease contains one (1) option renewal for a term of one (1) year.
3.     The lease incorporates sixteen (16) reserve parking spaces free of charge.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**      17-LT-OPT (Cont.)

**Remarks**

1.      The space has been used since July 1, 1998 as administrative and client contact offices for the Division of Parole and Probation Office of Criminal Supervision (DPP) and the Drinking Driver Monitor Program (DDMP). The Office of Criminal Supervision is responsible for monitoring and supervising the activities of those persons under the court's supervision, but in the community. The Drinking Driver Monitor Program Office supervises and administer breathalyzer test to those persons mandated to participate in the program by the courts.
  
2.      This short term renewal is necessary because despite numerous attempts to relocate this office through the competitive proposal process, no responsive proposals have been received.
  
3.      The lease contains a termination for convenience clause.
  
4.      This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE****ITEM** 18-LT-OPT**DEPARTMENT OF LEGISLATIVE SERVICES**

Salisbury, MD (Wicomico County)

**Landlord**

City Center Salisbury of VA, LLC  
AKA City Center Salisbury LLC  
c/o Sperry Van Ness-Miller Commercial Real Estate  
206 East Main St.  
Salisbury, MD 21801

**Property Location**

213 West Main St., Suite 203  
Salisbury, MD 21801

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	400
<b><u>Duration</u></b>	2 Years	<b><u>Effective</u></b>	6/1/2011		
<b><u>Annual Rent</u></b>	\$4,320.00	<b><u>Square Foot Rate</u></b>		\$10.80	
		<b><u>Eff. Square Foot Rate</u></b>		\$11.80	
		<b><u>Prev. Sq. Ft. Rate</u></b>		\$12.00	
		<b><u>Prev. Eff. Sq. Ft. Rate</u></b>		\$13.00	

**Utilities Responsibility**

Landlord

**Custodial Responsibility**

Tenant

**Previous Board Action(s)**

3/12/2008 6-LT

**Fund Source**

N/A

**Special Conditions**

1. The lease contains escalations/de-escalations for real estate taxes.
2. The lease contains one (1) option renewal for a term of one (1) year.

**Remarks**

1. The space has been used since April 1, 2008 by the Department of Legislative Services to conduct audits, hold private meetings and storage of work products, supplies and equipment on the Eastern Shore.
2. The lease contains a termination for convenience clause.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**      18-LT-OPT (Cont.)

3. Through negotiations the Department of General Services secured a rental cost avoidance of \$960 over the term of the lease by reducing the Landlord's existing renewal net usable square foot (nurf) rental rate by \$1.20 per nurf from \$12.00 to \$10.80 per nurf.
4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**        19-CGL

**RECOMMENDATION** That the Board of Public Works certify matching funds, enter into a grant agreements, and authorize that funds be encumbered for the following grants:

*Board of Directors of the Anne Arundel County Historical Society, Inc.  
(Anne Arundel County)*

*Benson-Hammond House Renovation*

*"For the repair, renovation, reconstruction, and capital equipping of the Benson-Hammond House and related outbuildings, located in Linthicum."*

***\$100,000.00***

*Maryland Consolidated Capital Bond Loan of 2005 (LSI - Chapter 445, Acts of 2005; amended by Chapter 707, Acts of 2009)*

*DGS Item G144*

***\$60,000.00***

*Maryland Consolidated Capital Bond Loan of 2009 (LHI - Chapter 485, Acts of 2009)  
DGS Item G043, SL-088-050-038*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than June 1, 2011. The Board of Directors of the Anne Arundel County Historical Society, Inc. is utilizing value of property (outbuildings) to meet part of the match. The Department of General Services, Real Estate Office, reviewed the appraisal for 7101 Aviation Boulevard in Linthicum and has accepted an "as is" value of \$14,800.00. The grantee also has a \$20,000.00 grant from Anne Arundel County, \$5,156.00 of in-kind contributions, \$15,085.39 of prior eligible expenditures, and \$118,825.67 in financial institutions for a total of \$173,867.06 to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$336,000.00
<b>05-G144 (This Action)</b>	<b>\$100,000.00</b>
<b>09-G043 (This Action)</b>	<b>\$ 60,000.00</b>
Local Cost	\$176,000.00

**REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 19-CGL (Cont.)

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**           20-CGL

**RECOMMENDATION** That the Board of Public Works certify matching funds, enter into a grant agreements, and authorize that funds be encumbered for the following grants:

*Board of Directors of the Palmer Park Boys & Girls Club, Inc.  
(Prince George's County)*

*Palmer Park Boys & Girls Club*

*"For the planning, design, repair, renovation, and capital equipping of the Palmer Park Boys & Girls Club, located in Palmer Park."*

***\$100,000.00***

*Maryland Consolidated Capital Bond Loan of 2009 (Chapter 485, Acts of 2009)*

*DGS Item G044*

***\$200,000.00***

*Maryland Consolidated Capital Bond Loan of 2008 (Chapter 336, Acts of 2008;  
amended by Chapter 707, Acts of 2009)*

*DGS Item G100*

***\$175,000.00***

*Maryland Consolidated Capital Bond Loan of 2007 (Chapter 488, Acts of 2007;  
amended by Chapter 707, Acts of 2009)*

*DGS Item G157, (SL-066-010-038)*

**MATCHING FUND** No match. The MCCBL requires the grant recipient to provide grant documents no later than June 1, 2011.

**BACKGROUND**

Total Project	\$675,000.00
<b>09-044 (This Action)</b>	<b>\$100,000.00</b>
<b>08-G100 (This Action)</b>	<b>\$200,000.00</b>
<b>07-G157 (This Action)</b>	<b>\$175,000.00</b>
01-000 (Prior Actions)	\$200,000.00
Local Cost	\$       0.00

(Prior Actions: 12/16/09 Agenda, Item 12-CGL; 8/6/08 Agenda, Item 17-CGL; 11/1/06 Agenda, Item 15-CGL)

**REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      20-CGL (Cont.)

(2)      The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3)      Invoices should be submitted to the Department of General Services for the disbursement of funds.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA****CAPITAL GRANTS AND LOANS****ITEM**      21-CGL

Submission of a request by *Florence Crittenton Services of Baltimore, Inc.* (“FCS”) that the Board of Public Works approves:

- (1) FCS selling real property located at 3110 Crittenton Place, Baltimore, Maryland 21211 to Dr. Douglas Carroll;
- (2) The State waiving its right of recovery, for good cause shown, pursuant to Maryland Human Services Article § 9-406(d) and Maryland Health General Article § 24-606(g)(2);
- (3) FCS retaining sale proceeds to pay Hamilton Federal Bank for existing debt on the real property, including closing costs associated with the sale, in accordance with the State’s 2007 agreement to subordinate its interest to the Bank,

This is conditioned on the agreement of sale, dated May 13, 2011, between FCS, Dr. Douglas Carroll and Hamilton Federal Bank proceeding to settlement and being finalized.

**PRIOR BPW ACTIONS**

DGS Agenda Item 28-CGL (6/5/91)  
DGS Agenda Item 17 CGL (6/26/91)  
DGS Agenda Item 30 CGL (2/14/07)

**BACKGROUND****The Grants**

The State granted FCS (Grantee), a non-profit provider of residential child care services since 1896, \$1,252,322.00 in general-obligation bond proceeds for a building to serve adolescent girls who have psychiatric problems.

“To assist in the cost of designing, constructing, and equipping a 34-bed dormitory and an 8-bed independent living unit at 3110 Crittenton Place in Baltimore City.”

- A.      \$188,615.00 Juvenile Services Capital Facilities Loan of 1988  
          \$411,385.00 Juvenile Services Capital Facilities Loan of 1989
- B.      \$252,322.00 Maryland Consolidated Capital Bond Loan of 1990 (Chapter 214,  
          Acts of 1990, Community – Mental Health Project Funds)

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA****CAPITAL GRANTS AND LOANS****ITEM** 21-CGL (Cont.)

“For the expansion, repair, and renovation of the facility in Baltimore City.”

- C. \$400,000.00 Florence Crittenton Services of Baltimore, Inc. Loan of 1990  
(Chapter 517, Acts of 1990)

**Grant Terms and Conditions**

- (1) *Grants A and B* require Grantee to remain a provider of juvenile and mental health services for a period of thirty (30) years. Failure to do so would constitute a default entitling the State to recover from Grantee an amount calculated according to the statutory formula set out in Maryland Human Services Article § 9-406(d) and Maryland Health General Article § 24-606(g)(2).

The BPW previously agreed to subordinate the State’s legal and equitable rights to 3110 Crittenton Place, Baltimore City, to a new Deed of Trust in order to enable FCS to restructure its debt and continue to serve Maryland’s vulnerable youth. (2/14/07 DGS Agenda, Item 30-CGL)

- (2) *Grants A and C* agreements contain the standard language that prohibits Grantee from selling, exchanging, giving away, or otherwise transferring or disposing of real or personal property acquired with Grant funds without Board of Public Works approval.

FCS ceased operations and relinquished its license as a residential child care facility as a result of financial hardship, on or about August 31, 2010. FCS efforts to market the real property have been adversely affected by a number of factors including the historical easement, environmental issues (buried oil tanks), restrictive zoning, and the generally deteriorated condition of the improvements. The only firm offer has been that of Dr. Douglas Carroll to purchase the property in “as is” condition for \$740,000 plus \$85,000 to cover standard closing costs, brokers’ commissions, and the seller’s attorneys’ fees. The current owner of the debt, Hamilton Federal Bank, has agreed to compromise its claim which will total \$836,350.67 as of June 1, 2011, in order to allow the sale to proceed.

**RECOMMENDATION**

The Departments of General Services, Juvenile Services, and Health and Mental Hygiene recommend granting a conditional waiver of the State’s rights of recovery, for good cause shown, conditioned on the current contract of sale between FCS, Dr. Douglas Carroll and Hamilton Bank being finalized and the property being transferred to Dr. Carroll. This recommendation is based on:

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      21-CGL (Cont.)

- (1) The bonds that funded the grants are no longer outstanding;
- (2) FCS has provided over 100 years of service to Maryland youth with nearly 20 years of service on its 30 year obligation under the terms of the Capital Grants;
- (3) Alternatives to granting a conditional waiver are costly and not in the public interest.
  - a. Pursuing a claim against FCS for default, and locating a buyer willing to offer an amount for the real property in its current devalued condition sufficient to pay the existing loan obligations with Hamilton Federal Bank would result in high costs to the State;
  - b. Allowing the property to proceed to foreclosure will likely not yield a buyer capable of carrying out the substantial rehabilitation necessary to utilize the property resulting in the loss of an historical property, the loss of potential tax revenue, and creating a blight on the community.

Grantee now seeks Board of Public Works approval of its transfer of grant-funded property to Dr. Douglas Carroll. Grantee also seeks Board approval to retain the sale proceeds and use the proceeds to pay Hamilton Federal Bank for existing debt on the grant-funded property, including all closing costs associated with the sale. Grantee acknowledges that the Board's granting of a waiver of the State's interest is conditioned on the agreement of sale, dated May 13, 2011, between FCS, Dr. Douglas Carroll and Hamilton Federal Bank proceeding to settlement and being finalized.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

There being no further business, the meeting of June 1, 2011 was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sheila McDonald". The signature is written in a cursive, flowing style.

Sheila C. McDonald, Esq.  
Executive Secretary



**INDEX**  
**JUNE 1, 2011**

Agriculture, Department of	
Agricultural Cost Share Program .....	4-6
Aviation Administration .....	186,196-211
Bowie State University .....	161
Budget & Management, Department of .....	106-121
Coppin State University .....	165-168
Developmental Disabilities Administration.....	71
Education, Department of.....	131-142
Elections, State Board of.....	182
Environment, Department of .....	10-22,82
Environmental Service, Maryland.....	23,33
General Services, Department of .....	216-221
Capital Grants and Loans	
Benson-Hammond House Renovation (Anne Arundel).....	245
Palmer Park Boys & Girls Club (Prince George's) .....	247
Florence Crittenton Services of Baltimore, Inc. (Baltimore City) .....	249
Health & Mental Hygiene, Department of.....	47,75,79,122-130,171,235-237
Developmental Disabilities Administration.....	71
Hospital Centers, State	
Henryton Center	
Mental Hygiene Administration.....	67
Highway Administration.....	38,184
Housing & Community Development.....	25-27
Information Technology, Department of.....	176
Juvenile Services, Department of.....	50,63
Legislative Services, Department of.....	243
Maryland Health Insurance Plan.....	239
Maryland Transit Administration.....	189-193,212,238
Maryland, University System of	
Bowie State University .....	161
Coppin State University .....	165-168
Maryland, University of	
Baltimore Campus .....	150,164
Baltimore County Campus .....	143
College Park Campus .....	152-160,163
University College .....	169
Salisbury State University.....	164
Towson State University .....	146-149

**INDEX**  
**JUNE 1, 2011**

Mental Hygiene Administration.....	67
Natural Resources, Department of.....	28
Forest Products.....	35
State Forest & Park Service.....	43,226-233
Program Open Space.....	34
Rural Legacy Program.....	36-37
Port Administration.....	194
Public Safety & Correctional Services, Department of.....	66-105
Corrections, Division of	
Western Correctional Institute.....	234
Parole & Probation, Division of.....	241
Public Television, Maryland.....	224
Public Works, Board of	
Wetlands Administration.....	7-9
Retirement & Pension System.....	30
Salisbury State University.....	164
State Police, Department of.....	214
Towson State University.....	146-149
Transportation, Department of.....	178-181
Aviation Administration.....	186,196-211
Highway Administration.....	38,184
Maryland Transit Administration.....	189-193,212,238
Port Administration.....	194
Treasurer, State.....	31
Western Correctional Institute.....	234