

**BOARD OF PUBLIC WORKS**

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**JULY 27, 2011**

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**MINUTES OF THE MEETING OF  
THE BOARD OF PUBLIC WORKS, JULY 27, 2011**

The Board of Public Works met in the Assembly Room, Goldstein Treasury Building, Annapolis, Maryland, on Wednesday, July 27, 2011.

Board Members present:

The Honorable Martin O'Malley, 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 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  
Maryland Consolidated Capital Bond Loan of 2011

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**  
**JULY 27, 2011**  
**SECRETARY'S AGENDA**

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

**1. BONDS**

Submission of a recommendation by the State Treasurer for the adoption of the attached resolutions concerning the sale of \$718,455,000\* State of Maryland General Obligation Bonds, to be known as the State and Local Facilities Loan of 2011, Second Series, consisting of:

- Second Series A<sup>1</sup> - \$71,730,000 Tax-Exempt Bonds (Negotiated)
- Second Series B<sup>2</sup> - \$418,270,000 Tax-Exempt Bonds (Competitive)
- Second Series C<sup>3</sup> - \$15,900,000 Taxable Qualified Zone Academy Bonds ("QZABs") (Competitive)
- Second Series D<sup>4</sup> - \$6,515,000 Taxable Qualified Energy Conservation Bonds ("QECBs") (Competitive)
- Second Series E<sup>5</sup> - \$206,040,000\* Tax-Exempt Refunding Bonds (Competitive)

dated as of their date of delivery, expected to be August 5, 2011 (collectively, the "Bonds").

- Ratifying and approving:
  - (i) The Preliminary Official Statement dated July 13, 2011;
  - (ii) The Summary Notices of Sale for the Second Series B Bonds, the Second Series C Bonds, the Second Series D Bonds and the Second Series E Bonds published in the Bond Buyer on July 14, 2011; and
  - (iii) The resolutions authorizing the Bond Sale adopted on June 15, 2011 and July 6, 2011.
- Postponing the sale of the Second Series E Tax-Exempt Refunding Bonds until such time as may be determined by the Treasurer.
- Approving the Bond Purchase Agreement with the Underwriters for the purchase of the Second Series A Bonds.
- Ordering the sale of the Second Series A Bonds at the rates agreed to in the Bond Purchase Agreement.
- Accepting electronically transmitted bids for the purchase of the Second Series B Bonds, the Second Series C Bonds, and the Second Series D Bonds.
- Determining the successful bidders and awarding sale of the Second Series B Bonds, the Second Series C Bonds, and the Second Series D Bonds to the winning bidders.
- Ordering the sale and issuance of the Second Series B Bonds, the Second Series C Bonds, and the Second Series D Bonds at the rates set forth in the successful bids.
- Authorizing and approving the issuance of the final Official Statement.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

- <sup>1</sup> First Series A - Tax-Exempt Bonds (Negotiated)[Series sold by Negotiated, Retail Sale]
- <sup>2</sup> First Series B - Tax-Exempt Bonds (Competitive)[Banc of America Merrill Lynch]
- <sup>3</sup> First Series C - Taxable Qualified Zone Academy Bonds ("QZABs") (Competitive)[Wells Fargo Bank]
- <sup>4</sup> First Series D - Taxable Qualified Energy Conservation Bonds ("QECBs") (Competitive)[J. P. Morgan Securities, Inc.]
- <sup>5</sup> First Series E - Tax-Exempt Refunding Bonds (Competitive)[Sale postponed until such time as may be determined by the Treasurer.]

## BOARD OF PUBLIC WORKS

July 27, 2011

## SECRETARY'S AGENDA

Contact: Patti Konrad 410-260-7920  
pkonrad@treasurer.state.md.us

2. BONDS

**Recommendation:** That the Board of Public Works authorize for publication in the *Maryland Register* the automatic terminations of State debt authorizations listed below. These terminations reduce the State's authority to issue general obligation bonds in the amount of \$1,308,038.06 and, at the same time, reduce the State's spending authority as shown for the capital projects listed. The Comptroller notified agencies of impending terminations on a quarterly basis throughout the fiscal year and grantees of impending terminations on June 18, 2010 and January 5, 2011.

The Office of the Comptroller, the State Treasurer's Office, the Department of Budget and Management (Office of Capital Budgeting), and the Department of General Services have reviewed this request and concur.

**Background:** State law provides "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 the authorization, unless...the Board unanimously grants a temporary exception for 1 year."

**Authority:** Section 8-128, State Finance and Procurement Article, Maryland Code.

A. The following authorizations for State projects were not encumbered within the seven-year time period and have terminated by operation of law on June 1, 2011:

	<u>Amounts Terminated</u>	<u>Original Authorization</u>
(1) <i>Maryland Consolidated Capital Bond Loan of 2001</i> <i>Chapter 111 of 2001 Laws of Maryland, as Amended:</i>		
(a) <i>Department of Public Safety and Correctional Services – Maryland Correctional Institution for Women – Support Services Building/State Use Industries Shop Loan of 2001</i>	\$238.26	\$975,000
(b) <i>Department of Public Safety and Correctional Services – Western Correctional Institution Support Space, Gatehouse, and Expansion Housing Loan of 2001</i>	\$12,784.00	\$26,714,000

**BOARD OF PUBLIC WORKS**

**July 27, 2011**

**SECRETARY'S AGENDA**

**2. BONDS (cont'd)**

	<b><u>Amounts Terminated</u></b>	<b><u>Original Authorization</u></b>
(2) <i>Maryland Consolidated Capital Bond Loan of 2002 Chapter 290 of the 2002 Laws of Maryland, as Amended:</i>		
(a) <i>Department of Health and Mental Hygiene- Community Health Facilities Loan of 2002</i>	\$101,250.00	\$8,912,000
(3) <i>Maryland Consolidated Capital Bond Loan of 2003 Chapter 204 of 2003 Laws of Maryland, as Amended:</i>		
(a) <i>Department of Public Safety and Correctional Services – Maryland Correctional Institution For Women Support Services/State Use Industries Buildings Loan of 2003</i>	\$6,292.68	\$17,408,000
(b) <i>Department of Public Safety and Correctional Services – Division of Pre-Trail Detention and Services – Baltimore City Detention Center Phase III Utility Renovation Loan of 2003</i>	\$200.00	\$1,948,000
(c) <i>Department of Health and Mental Hygiene – Community Health Facilities Loan of 2003</i>	\$620.11	\$7,974,000
(4) <i>Maryland Consolidated Capital Bond Loan of 2004 Chapter 432 of the 2004 Laws of Maryland, as Amended:</i>		
(a) <i>Department of Public Safety and Correctional Services – Patuxent Institution – Electrical Service Upgrade Loan of 2004</i>	\$2,584.38	\$385,000
(b) <i>Executive Department – Governor – Office of Individuals With Disabilities – Accessibility Modifications Loan of 2004</i>	\$5,900.50	\$1,600,000
(c) <i>General State Facilities – Capital Facilities Renewal Loan of 2004</i>	\$15,815.75	\$6,049,000
<b>TOTAL</b>	<b><u>\$145,685.68</u></b>	

## BOARD OF PUBLIC WORKS

July 27, 2011

## SECRETARY'S AGENDA

2. BONDS (cont'd)

B. The following grant authorizations were not encumbered within the seven-year time period and have terminated by operation of law on June 1, 2011:

	<u>Amounts Terminated</u>	<u>Original Authorization</u>
(1) <i>Baltimore City – St. James Academy Education Center Loan of 1998 Chapter 196 of the 1998 Laws of Maryland, as Amended:</i>	\$500,000.00	\$500,000
(2) <i>Baltimore City – Park Heights Golf Range and Family Sports Park Loan of 2000 Chapter 440 of the 2000 Laws of Maryland, as Amended:</i>	\$250,000.00	\$250,000
(3) <i>Kent County – Echo Hill Outdoor School Improvements Loan of 2001 Chapter 243 of the 2001 Laws of Maryland, as Amended:</i>	\$113.53	\$300,000
(4) <i>Maryland Consolidated Bond Loan of 2003 – Shady Grove Adventist Hospital Chapter 204 of the 2003 Laws of Maryland, as Amended:</i>	\$30,003.29	\$700,000
(5) <i>Community Based Regional Initiatives Loan of 2004 – Prince George's County - Bethel Recreation Center Chapter 204 of the 2003 Laws of Maryland, as Amended:</i>	\$7,340.00	\$250,000
(6) <i>Community Based Regional Initiatives Loan of 2004 – Montgomery County - Chelsea School Chapter 204 of the 2003 Laws of Maryland, as Amended:</i>	\$19,275.88	\$300,000

BOARD OF PUBLIC WORKS

July 27, 2011

SECRETARY'S AGENDA

2. **BONDS** (cont'd)

	<u>Amounts Terminated</u>	<u>Original Authorization</u>
(7) <i>Legislative Community Initiatives Loan of 2004 – Bethel A.M.E. Museum and Cyber Community Center Chapter 432 of the 2004 Laws of Maryland, as Amended:</i>	\$250,000.00	\$250,000
(8) <i>Legislative Community Initiatives Loan of 2004 – Veterans Memorial Chapter 432 of the 2004 Laws of Maryland, as Amended:</i>	\$5,619.68	\$50,000
(9) <i>Legislative Community Initiatives Loan of 2004 – Victory Youth Center Chapter 432 of the 2004 Laws of Maryland, as Amended:</i>	\$100,000.00	\$100,000
<b>TOTAL</b>	<b><u>\$1,162,352.38</u></b>	

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

## BOARD OF PUBLIC WORKS

JULY 27, 2011

### SECRETARY'S AGENDA

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

**Recommendation:** That the Board of Public Works approve funding a total of 42 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$666,000.

Agreement #	Recipient	County	Amount
AT-2011-2130	CHRISTOPHER P. DEMAS	Charles	30,400
AT-2011-2286	KRISTEN E. NICKERSON	Kent	5,900
AT-2011-2426	JOHN O. SCHUHART, JR	St. Mary's	600
AT-2011-2447	BARRY W. MILES	Worcester	5,400
AT-2011-2458	STATE OF MARYLAND-DNR	Cecil	5,800
AT-2011-2469	JUSTIN S. CLOUGH	Queen Anne's	22,500
CH-2011-2132	PATRICE R. MILLER	Talbot	1,900
CH-2011-2367	FAIR HILL FARMS, INC.	Kent	23,500
CR-2011-2440	TIMOTHY L. DANIELS	Caroline	35,000
CR-2011-2450-B	DAVID W. ROGERS	Caroline	25,100
CR-2011-2457	KATE'S POINT, LLC.	Talbot	15,300
CR-2012-1502-B	BRUCE R. BARTZ	Caroline	20,000
CR-2012-1503-B	MARK S. CALLAHAN	Caroline	10,300
MP-2009-3380	HEFLIN BROTHERS, INC.	Frederick	15,900
MP-2009-3381	HEFLIN BROTHERS, INC.	Frederick	20,900
MP-2009-3382	HEFLIN BROTHERS, INC.	Frederick	12,400
MP-2011-2441	RICHARD L. GROSSNICKLE	Frederick	100,000
MP-2011-2442	CHARLES H. SCHAEFER, II	Carroll	7,700
MP-2011-2443	CHARLES H. SCHAEFER, II	Carroll	11,400
MP-2011-2444	CHARLES H. SCHAEFER, II	Carroll	3,700
MP-2011-2448	MELANIE A. STAMBAUGH	Carroll	23,600
MP-2011-2449	JOSEPHINE H. REMSBERG	Frederick	18,500
MP-2011-2452	LIPPY BROTHERS, INC.	Carroll	18,000
MP-2011-2453	BROADVIEW FARMS, INC.	Carroll	6,200
MP-2011-2466	JOSEPH A. SCHWARTZBECK, JR	Carroll	26,000
MP-2012-1506	CAROLYN ANN BARKDOLL	Washington	4,100
MP-2012-1507	CAROLYN ANN BARKDOLL	Washington	3,800
MP-2012-1508	CAROLYN ANN BARKDOLL	Washington	700
NW-2011-2436	DONALD B. HACKETT	Dorchester	13,700
NW-2011-2437	27839 ROCKAWALKIN RIDGE ROAD, LLC	Wicomico	30,800
NW-2011-2454-B	WHEAT RIDGE FARMS	Dorchester	35,000
NW-2011-2455	27839 ROCKAWALKIN RIDGE ROAD, LLC	Wicomico	4,300
NW-2011-2467	MALKUS FARMS	Dorchester	2,800
PA-2011-2445	WESTBROOK HORSE FARM, LLC.	Prince George's	24,600



BOARD OF PUBLIC WORKS

JULY 27, 2011

SECRETARY'S AGENDA

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

PA-2011-2446-P	JOHN ISABELLE ACRES FARM	Prince George's	13,200
PR-2011-2438	BARRY B. ICKES	Wicomico	2,500
PR-2011-2439	BARRY B. ICKES	Wicomico	2,500
PR-2011-2451	C. EUGENE GARRETT	Wicomico	8,300
PR-2011-2468-B	ANDREW HUDYMA	Wicomico	35,000
PR-2011-2470-B	RANDY M. PATEY	Wicomico	8,100
RS-2012-1501	TREMPER BROTHERS	Carroll	3,800
SA-2011-2434	GEARY R. RICE	Cecil	6,800

*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.

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

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

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

BOARD OF PUBLIC WORKS

JULY 27, 2011

SECRETARY'S AGENDA

Norman Astle (410) 841-5864  
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4. DEPARTMENT OF AGRICULTURE  
*Maryland Agricultural Cost-Share Program Additional Funding Requests*

**Recommendation:** That the Board of Public Works approve **ADDITIONAL FUNDING** of 4 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$3,213.01.

Agreement #	Recipient	County	Amount \$
AT-2009-2914-R	DONALD RAY KEITH	Allegany	380.08
MP-2011-2230	DONNA R. BABYLON	Carroll	1,664.34
MP-2011-2306	BYRON D. STAMBAUGH	Carroll	530.00
PA-2010-1699	EUGENE E. PITROF	Calvert	638.59

**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 these projects 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**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

Contact: Mary Jo Childs, 410-260-7335  
[mchilds@comp.state.md.us](mailto:mchilds@comp.state.md.us)

**5. BOARD OF PUBLIC WORKS**

**CONTRACT:** Recording and Transcription Services

**AWARD:** Hunt Reporting  
 Glen Burnie, MD 21061  
 (Certified Small Business)

**DESCRIPTION:** Recording and transcription services for Board of Public Works meetings

**CONTRACT TERM:** September 1, 2011 to August 31, 2014  
 with two, 1-year renewal options

**CONTRACT AMOUNT:** \$75,330 for three-year base term

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**PROPOSALS:**

	<u>Technical Ranking</u>	<u>Financial Offer Ranking</u>	<u>Overall Ranking</u>
<i>Hunt Reporting</i> Glen Burnie, MD	1 (tie)	\$75,330 (3)	1
<i>For the Record</i> White Plains, MD	1 (tie)	\$80,100 (4)	2
<i>Free State Reporting</i> Annapolis, MD	3	\$44,595 (1)	3
<i>Ubiquis</i> New York, NY	4	\$71,490 (2)	4

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

**5. BOARD OF PUBLIC WORKS (cont'd)**

**INCUMBENT:** Hunt Reporting

**MBE PARTICIPATION:** 0%

**REMARKS:** The solicitation was advertised on *eMaryland Marketplace* and a copy of the solicitation was sent to the Governor's Office of Minority Affairs. Four proposals were received.

Because there is no meaningful opportunity for MBE subcontracting, the office instead focused on maximizing participation by small and minority businesses as the prime contractor. Certified MBE transcription companies were directly solicited. Hunt Reporting and For the Record are certified small businesses, and For the Record is also a certified MBE.

The RFP stated that technical factors would receive greater consideration than financial factors. The financial proposals are based on an average of 23 meetings per year and 3,600 pages of transcript. Award is recommended to Hunt Reporting which has the top-ranked technical proposal. Hunt's price proposal is competitive and represents only a 5% increase from its current contract. Hunt Reporting, as the incumbent, has been providing excellent service to the Board for many years.

**FUND SOURCE:** BPW Administration Office

**APPROPRIATION CODE:** D05 E0101.01

**MD TAX CLEARANCE:** 11-1825-0111

**RESIDENT BUSINESSES:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS

JULY 27, 2011

SECRETARY'S AGENDA

Contact: Mary Jo Childs, 410-260-7335  
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6. **BOARD OF PUBLIC WORKS**  
***State Procurement Regulations***

**Recommendation:** That the Board of Public Works propose repealing COMAR 21.11.03.14 which prohibits protests of agency Minority Business Enterprise decisions.

**Background:** The Court of Special Appeals recently concluded that the State Procurement Regulation that bars aggrieved bidders from submitting protests based on MBE issues is inconsistent with the procurement statute and the legislative intent behind it. The court's ruling in *Salisbury University v. Joseph M. Zimmer, Inc.*, September Term 2010 No. 462 (Ct. Spec. App. 5/27/11), invalidated COMAR 21.11.03.14. The court concluded the procurement statute "grants contractors aggrieved by agency MBE decisions the right to submit bid protests; the regulation prohibits them from doing so. The statutory provisions trump the regulation."

**Action:** Approval of this Item authorizes submission of the regulatory proposal to the AELR Committee and subsequent publication for public comment in the *Maryland Register*.

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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**

JULY 27, 2011

**SECRETARY'S AGENDA**

Contact: Mary Jo Childs, 410-260-7335  
[mchilds@comp.state.md.us](mailto:mchilds@comp.state.md.us)

**7. BOARD OF PUBLIC WORKS  
*State Procurement Regulations***

***Recommendation:*** That the Board of Public Works propose amendments to the State Procurement Regulations, COMAR Title 21. The 2011 General Assembly amended the State Minority Business Enterprise Law; these statutory changes and agency practices require amendments to COMAR Title 21. The Procurement Advisory Council concurred with this recommendation at its June 24, 2011 meeting.

**I. Legislation: Chapters 252 and 253 (Laws of 2011)**

- Requires Office of Minority Affairs (GOMA) to establish guidelines for setting MBE subgoals that will be set on procurement-by-procurement basis.
- Codifies MBE waiver reporting requirements.
- Clarifies that MBE participation may be counted only if MBE is performing commercially-useful function on contract.
- Gives agencies, after consultation with GOMA, authority to exclude contracts that would typically have an MBE goal from MBE goal setting.

**Proposed COMAR Amendments:**

**COMAR 21.11.03.01** requires agencies to follow guidelines established by GOMA when setting MBE subgoals. The regulation also requires agencies to work with GOMA to designate that certain contracts be procured without MBE goals.

**COMAR 21.11.03.09** reiterates that agencies are to follow GOMA guidelines when setting MBE subgoals.

**COMAR 21.11.03.12-1** clarifies that MBE participation may be counted toward meeting a goal only if the MBE is performing a commercially-useful function. The regulation defines "commercially-useful function."

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

**7. BOARD OF PUBLIC WORKS  
*State Procurement Regulations***

**II. Legislation: Chapter 254 (Laws of 2011)**

Authorizes bidders/offerors to notify a procuring agency within 72 hours after discovering that an MBE listed as a participant in a bid or proposal is ineligible or unavailable for the work proposed.

**Proposed COMAR Amendment:**

COMAR 21.11.03.12 authorizes bidders/offerors to request an amendment to the MBE participation schedule after bid/proposal submission if the MBE is unavailable or ineligible to do the work required. The bidder has 72 hours to notify the agency after it makes the determination that an MBE is unavailable or ineligible. Bidders/offerors may submit an amended MBE participation schedule for the agency to consider.

**III. Update obsolete notice requirement.**

**Proposed COMAR Amendments:**

COMAR 21.11.03.08 and .09 update solicitation notice requirements to GOMA and delete obsolete references.

**Action:** Approval of this Item authorizes submission of the regulatory proposal to the AELR Committee and subsequent publication for public comment in the *Maryland Register*.

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**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**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

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

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

Submission of the Procurement Agency Activity Reports by:  
Department of General Services, February 2011

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

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**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

JULY 27, 2011

SECRETARY'S AGENDA

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

9. 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.

BALTIMORE CITY

11-0278 MD PORT ADMINISTRATION – To construct concrete vaults with pumps and intake/discharge pipes as part of geothermal cooling system – Patapsco River, Inner Harbor

TALBOT COUNTY

11-0261 \*ROBERT BAKER – To fill, grade, and plant marsh vegetation along an eroding shoreline and emplace a sand containment sill – Trippe Creek, Oxford

11-0274 MONICA AJMANI – To construct four stone breakwaters – Chesapeake Bay, Sherwood

\*NOTE: In FY2012, BPW has approved 0.51 acres of living shoreline.

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

APPROVED      DISAPPROVED      DEFERRED      WITHDRAWN  
WITH DISCUSSION      WITHOUT DISCUSSION

## BOARD OF PUBLIC WORKS

JULY 27, 2011

## SECRETARY'S AGENDA

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**10. DEPARTMENT OF EDUCATION**

**Recommendation:** That the Board of Public Works approve the State Department of Education making 10 fiscal year 2012 grants totaling \$4,500,000 as follows.

**Authority:** Maryland Consolidated Capital Bond Loan 2011: *Public Library Capital Project Grant Program*  
 Statewide Contingency Fund  
 Education Article, Section 23-510, Annotated Code of Maryland

**Purpose:** The capital grants are made to county public library systems through the Public Library Capital Project Grant Program to support projects that address the library needs in the State. The grants: must be matched, may not exceed 50% of the project cost, and may not be less than \$20,000.

<u>GRANTEE</u>	<u>LIBRARY PROJECT</u>	<u>AMOUNT</u>
Baltimore City	<i>Waverly Branch:</i> Renovate to address ADA and building code deficiencies; create space for young adult programming; reconfigure meeting rooms and office space for efficient usage; replace windows and doors for maximum energy efficiency.	\$400,000
Carroll	<i>Mt. Airy Library:</i> Renovate 19-year old library to include computer room addition, consolidation of customer service area, increasing express check out area, relocate electrical outlets to better accommodate WIFI users, roof replacement, side walk improvement, main entrance ADA-compliant work.	\$233,000
Charles	<i>Waldorf West Library:</i> Construct 28,100 sq. ft. library to augment existing 36,300 sq. ft. library to serve needs of growing diverse population of 149,000 people.	\$800,000
Howard	<i>Headquarters:</i> Renovate former 23,500 sq. ft. Miller Branch Library building into office space and relocate administrative staff from overcrowded 16,000 sq. ft. Central and East Columbia branches and renovate vacated space for educational initiatives and parking.	\$745,335
Howard	<i>Central Branch:</i> Convert 7,000 sq. ft. of office space to critically needed space for high-demand educational initiatives for adults, children, and teens to alleviate overcrowding.	\$80,000

## BOARD OF PUBLIC WORKS

JULY 27, 2011

## SECRETARY'S AGENDA

10. DEPARTMENT OF EDUCATION (cont'd)

<u>GRANTEE</u>	<u>LIBRARY PROJECT</u>	<u>AMOUNT</u>
Howard	<i>East Columbia Library:</i> Convert 9,000 sq. ft. of office space to critically needed space to meet high-demand educational initiatives for adults, children, and teens to alleviate overcrowding.	\$102,400
Montgomery	<i>Gaithersburg Branch:</i> Renovate and expand 20-year old 33,726 sq. ft. library by 27,745 sq. ft. to 61,471 sq. ft. to accommodate burgeoning population's heavy use.	\$445,465
Montgomery	<i>Silver Spring Library:</i> Construct 64,000 sq. ft. library to replace existing 13,600 sq. ft. within multi-purpose building to accommodate increase in users due to fast population growth.	\$699,865
Somerset	<i>Princess Anne Library:</i> Second phase of renovation: public restrooms, relocating: community meeting rooms, children's rooms, access to attic and addition of a new boiler room.	\$103,000
Washington	<i>Main Library, Hagerstown:</i> renovate and expand Washington County Free Library which shares space with the Western MD Regional Library from 43,376 sq. ft. to 84,000 sq. ft.	\$890,935

***Fund Source***

MCCBL 2011: County Library Capital Project Grant Program	\$4,000,000
MCCBL 2010: County Library Capital Project Grant Program (see Remarks)	\$ 500,000

***County Matching Funds:***

Baltimore City	\$ 600,000
Carroll	\$ 234,819
Charles	\$ 8,663,000
Howard – Headquarters	\$ 3,950,000
Howard – Central	\$ 200,000
Howard – East Columbia	\$ 256,000
Montgomery – Gaithersburg	\$ 5,500,000
Montgomery – Silver Spring	\$10,248,000
Somerset	\$ 104,000
Washington	\$ 7,000,000

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

**10. DEPARTMENT OF EDUCATION (cont'd)**

**REMARKS:** The FY 2012 grants include \$580,000 rescinded grants funds from the Statewide Contingency Fund as follows:

- \$80,000 FY 2012 grant: Allegany County did not certify local match for South Cumberland library project.
- \$500,000 FY 2010 grant: Harford County suspended Churchville library project and rescinded grant authorized in Secretary's Agenda Item 8 (June 3, 2009).

Consistent with COMAR 13A.05.04.08H, the funds are being re-granted for projects in fiscal year 2012.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

JULY 27, 2011

**SECRETARY'S AGENDA**

Churchill B. Wortherly 443-885-3074  
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**11. MORGAN STATE UNIVERSITY***Center for the Built Environment and Infrastructure Studies- Parking Garage*

**CONTRACT ID:** Construction Management Services  
 Center for the Built Environment and Infrastructure  
 Studies - Parking Garage  
 Project No. DCM 06074CMS

**CONTRACT APPROVED:** Secretary's Agenda Item 6 (4/1/09) [Pre Const (A)]  
 Secretary's Agenda Item 13 (1/6/10) (GMP B)  
 Secretary's Agenda Item 21 (3/24/10) (GMP C)

**FIRM:** Barton Malow Company

**CONTRACT DESCRIPTION:** Construction management services for the construction for a new garage for the Center for the Built Environment and Infrastructure Studies (CBEIS) project.

**MODIFICATION DESCRIPTION:** Modify one-level parking deck into multi-level garage.

**TERM OF ORIGINAL CONTRACT:** Pre-Construction Services - 8 months from original contract date until completion of the design phase. Construction Services 24 months from issuance of Notice to Proceed for construction.

Construction for the garage is anticipated to be 12 month from the issuance of the Notice to Proceed.

**ORIGINAL CONTRACT AMOUNT:** \$175,643 (Pre-Construction Services - A)

**MODIFICATIONS TO DATE:** \$ 9,063,240 (GMP B)  
 \$38,024,075 (GMP C)

**AMOUNT OF MODIFICATION:** \$5,395,299 (GMP D)

**REVISED TOTAL CONTRACT AMOUNT:** \$ 52,658,257

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

**11. MORGAN STATE UNIVERSITY (cont'd)**

*Center for the Built Environment and Infrastructure Studies - Parking Garage*

**ORIGINAL PROCUREMENT METHOD:** Multi-Step Competitive Sealed Bidding

**MBE PARTICIPATION:** 30%

**PERFORMANCE BOND:** Payment and performance bonds at 100% of the contract amount.

**REMARKS:** The CBEIS parking deck is being turned into a multi-level garage to provide additional parking at the north of campus (immediately north of the CBEIS building). The total garage project is \$6,544,797. Approximately \$1.14 million will be funded from the work deleted relating to the CBEIS parking deck and used toward the CBEIS garage. The balance in the amount of \$5,395,299.00 will be funded by the University.

The construction manager used a combination method of procuring the trade contracts: bidding and negotiating. Six of the fifteen trade categories were bid, due to either their size (\$200,000 or greater) or they involved a significant scope of work change from the on-site trade contractors. The negotiated trades were generally less than \$150,000 each. Post-bid reviews were conducted with each of the low two bidders for each category in the presence of the University's project manager. Barton Malow's fees for the garage are based on the same percentage as the original project and are included in the total \$6.5 million amount.

The Morgan State University Department of Design and Construction Management will manage the Construction Manager's work with procurement support provided by the University's Department of Procurement and Property Control.

<b>FUND SOURCE:</b>	MCCBL 2010 Item 911	\$1,149,498
	University Fund Source Banner 797011	\$5,395,299

**MD TAX CLEARANCE:** 11-1693-1111

**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>
	<b>WITH DISCUSSION</b>		<b>WITHOUT DISCUSSION</b>

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

Contact: Elizabeth Buxton 410-514-7903  
[ebuxton@dnr.state.md.us](mailto:ebuxton@dnr.state.md.us)

**12. DEPARTMENT OF NATURAL RESOURCES  
*Maryland Environmental Trust***

Maryland Environmental Trust recommends that the Board of Public Works ratify the following:

Donation of a perpetual conservation easement to Maryland Environmental Trust and Chesapeake Wildlife Heritage, Inc. by **THE BIOPHILIA FOUNDATION, INC.** on its 111.671-acre property in Queen Anne's County. (Estimated Easement Value: \$685,092).

"Estimated easement value" is an MET estimate only. To estimate the easement value, MET multiplies the number of acres in the proposed easement by the average per-acre value of easements MET accepted in that county or region in the previous year. (The previous year's average per-acre value is derived by totaling the appraised values for MET easements in a region and dividing by the number of acres).

MET has recorded conservation easements on 630.701 acres since January 2011. This Action preserves 111.671 acres. The total estimated value of the conservation easement in this Item is \$685,092.

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

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

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

Contact: S.K. Kulkarni, P.E. (410) 585-3027  
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**13. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**  
*North Branch Correctional Institution (NBCI) and Western Correctional Institution (WCI)*

**CONTRACT**

Perimeter Security Improvements at WCI and NBCI  
 KNA-000-060-C01  
 Adpics No.: 603B2400001

**DESCRIPTION**

Base Bid: Replace existing damaged microwave heads for the perimeter fence detection system; provide grounding for the perimeter fence and test and replace the headend equipment at WCI central control center; resurface existing perimeter road; provide diesel generator with fuel tank; and provide feeders and controls for the existing Support Services Building at WCI.

Add Alternate #1: Provide testing of existing medium voltage cable for "B" loop and electrical phase rotation action

Add Alternate #2: Replace outer gate at NBCI main sallyport

Add Alternate #3: Furnish replacement equipment for the existing sewage pump station serving NBCI and WCI.

**PROCUREMENT METHOD** Competitive Sealed Bidding

**BIDS**

	<u>Base Bid</u>	<u>Alt #1</u>	<u>Alt #2</u>	<u>Alt #3</u>	<u>Base Bid + Alt 1, 2 &amp; 3</u>
Manekin Construction, LLC Columbia	\$1,159,637.35	\$13,000.00	\$92,500.00	\$27,208.47	\$1,292,345.82
Callas Contractors Inc. Hagerstown	\$1,170,000.00	\$23,300.00	\$90,500.00	\$28,800.00	\$1,312,600.00





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**SECRETARY'S AGENDA**

Contact: Gary McGuigan (410) 333-1560  
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**14. MARYLAND STADIUM AUTHORITY  
*Ocean City Convention Center Improvements***

**CONTRACT APPROVED:** Secretary's Agenda Item 16 (5/10/10)

**CONTRACTOR:** The Whiting-Turner Contracting Company

**CONTRACT DESCRIPTION:** The two-story expansion project consists of enclosing the existing exterior bay-front deck to create an additional 12,000 sf of new ballroom space on the upper level of the convention center and expanding and enclosing the area underneath to create 14,000 sf of new multipurpose space on the lower level

**MODIFICATION DESCRIPTION:** Award Guaranteed Maximum Price for demolition, site, utilities, landscaping, mechanical, electrical, plumbing, and concrete trades work.

**CONTRACT TERM:** August 1, 2011 through October 9, 2012

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 25%

**ORIGINAL CONTRACT AMOUNT:** \$42,000 (pre-construction fees only)

**MODIFICATION AMOUNT:** \$8,150,000

**REVISED TOTAL CONTRACT AMOUNT:** \$8,192,000

**FUND SOURCE:** MCCBL FY2010-DA03 and Town of Ocean City

**REMARKS:** This modification to The Whiting-Turner Contracting Company's existing Contract is to award the Guaranteed Maximum Price (GMP) package for demolition, sitework, utilities, concrete, masonry, metals, fire suppression, landscaping, mechanical, electrical and plumbing trades work. The initial award was for preconstruction services only. Project bids were advertised on *eMarylandMarketplace*, McGraw-Hill Dodge, The Baltimore Sun, Ocean City Today, Bid Clerk, The Afro American, and GOMA, as well as via direct solicitation.

**BOARD OF PUBLIC WORKS**

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**14. MARYLAND STADIUM AUTHORITY (cont'd)  
*Ocean City Convention Center Improvements***

**REMARKS:** (cont'd) The initial MBE participation goal for the project was set at 15%. The current modification request includes 25% MBE participation for the package. In an effort to maximize certified trade contractor participation, the Stadium Authority and The Whiting-Turner Contracting Company sponsored an Opportunity Fair on September 1, 2010. Attending the Opportunity Fair in addition to the sponsors were representatives of MDOT, MdTA, GOMA, Baltimore City DOT, multiple trade contractors, and suppliers. In addition, Whiting-Turner also sponsored an outreach fair at its offices in Towson on March 10, 2011 in which they introduced the project to interested subcontractors and suppliers.

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1832-1111

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**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**

JULY 27, 2011

**SECRETARY'S AGENDA**

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

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

**RECOMMENDATION:** That the Board of Public Works approve releasing the deeds of trust on seven properties that received loans from DHCD's Down Payment and Settlement Expense Loan Program. In each case, 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). Each 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  
SECURITY INTEREST:** State Finance and Procurement  
Article §§ 10-305, Maryland Code

**A. Loan Recipient:** **Donald Canneti**  
550 East 38<sup>th</sup> Street, Baltimore, MD 21218  
Baltimore City  
Original Loan: \$5,000  
Current Balance: \$5,000  
Type: Second Mortgage

**B. Loan Recipient:** **Shelly Doane-Dasheill**  
1508 Sassafras Drive, Salisbury, MD 21801  
Wicomico County  
Original Loan: \$5,000  
Current Balance: \$5,000  
Type: Second Mortgage

**C. Loan Recipient:** **Susan Fitzpatrick**  
216 Altamont Avenue, Catonsville, MD 21228  
Baltimore County  
Original Loan: \$15,000  
Current Balance: \$15,000  
Type: Second Mortgage

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SECRETARY'S AGENDA

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

D. Loan Recipient:

**Shartae Lawson**  
1621 Wentworth Avenue, Parkville, MD 21234  
Baltimore County  
Original Loan: \$5,000  
Current Balance: \$5,000  
Type: Second Mortgage

E. Loan Recipient:

**Steven Milhouse**  
586 Cotswold Court, Frederick, MD 21701  
Frederick County  
Original Loan: \$5,000  
Current Balance: \$5,000  
Type: Second Mortgage

F. Loan Recipient:

**Harold Paige Tilghman**  
30785 Chesapeake Acres Drive, Eden, MD 21822  
Somerset County  
Original Loan: \$5,000  
Current Balance: \$5,000  
Type: Second Mortgage

G. Loan Recipient:

**Ainsley and Marcia Wright**  
4905 52<sup>nd</sup> Street, Hyattsville, MD 20781  
Prince George's County  
Original Loan: \$5,000  
Current Balance: \$5,000  
Type: Second Mortgage

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

JULY 27, 2011

**SECRETARY'S AGENDA**

Contact: George C. Eaton (410) 514-7348  
eaton@mdhousing.org

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

That the Board of Public Works approve the request: (1) to modify the boundaries of an easement previously granted in favor of the developer of the adjacent property; and (2) to grant easements related to the same strip of land in favor of the Board of County Commissioners of Calvert County.

**BORROWER:**

Housing Authority of Calvert County

**LOAN AUTHORITY:**

Multi-Family Bond Program:

Housing and Community Development Article, Sections 4-101 -- 4-255, Maryland Annotated Code; COMAR 05.05.02

Rental Housing Production Program:

Housing and Community Development Article, Sections 4-1501 -- 4-1511, Maryland Annotated Code  
COMAR 05.05.01

Partnership Rental Housing Program:

Housing and Community Development Article, Sections 4-1201 -- 4-1209, Maryland Annotated Code  
COMAR 05.05.05

**AUTHORITY TO GRANT EASEMENT:** State Finance and Procurement Article,  
§ 10-305, Maryland Annotated Code

<b>AMOUNTS:</b> Multi-Family Bond Program :	Original Loan	\$ 353,956.00
	Current Principal Balance	\$ 192,554.01
Rental Housing Production Program:	Original Loan	\$1,000,000.00
	Current Principal Balance	\$ 518,759.89
Partnership Rental Housing Program:	Original Loan	\$1,563,085.00
	Current Principal Balance	\$1,563,085.00



## BOARD OF PUBLIC WORKS

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### SECRETARY'S AGENDA

Contact Person: Carol Gilbert (410) 514-7229  
 gilbert@mdhousing.org  
 Dawn Medley (410) 514-7237  
 medley@mdhousing.org

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

##### *Neighborhood BusinessWorks Program – Fiscal Year 2011*

**Recommendation:** The Department of Housing and Community Development recommends that the Board of Public Works approve the use of general obligation bond proceeds to fund four loans totaling \$750,000 for Fiscal Year 2011.

The 2010 General Assembly amended the Neighborhood Business Works statute to authorize DHCD to make loans to local microenterprise lenders that in turn make loans to local emerging or expanding micro enterprises. A microenterprise is a small business with five employees or fewer. With this legislative change, the Neighborhood Business Works program can expand its reach to microenterprises without expanding staff, but instead, by forming partnerships with experienced local micro-lenders.

The four borrowers are Maryland non-profit micro-lenders that will serve as DHCD's intermediary in the origination and funding of microenterprise loans. DHCD's portion of the microenterprise loans will not exceed \$35,000 per project.

BORROWER	Counties Serviced by Borrower	LOAN AMOUNT
Latino Economic Development Corporation (LEDC)	Montgomery and Prince George's	\$200,000
Prince George's Financial Service Corporation (FSC First)	Prince George's	\$200,000
Maryland Capital Enterprises, Inc. (MCE)	Anne Arundel, Baltimore, Caroline, Dorchester, Kent, Queen Anne, Somerset, Talbot, Wicomico and Worcester, and Baltimore City.	\$200,000
ECDC - Enterprise Development Group (EDG)	Anne Arundel, Baltimore, Charles, Frederick, Howard, Montgomery, and Prince George's, and Baltimore City.	\$150,000

**Fund Source:** MCCBL of 2010: *Provide funds for grants and loans to fund community-based economic development activities in revitalization areas designed by local governments.* Item SA24(B).



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**JULY 27, 2011**

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**17. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**  
*Neighborhood BusinessWorks Program – Fiscal Year 2011*

***Authority:***

- ◆ The Budget Reconciliation and Financing Act of 2010 (BRFA) [SB 141].
- ◆ Section 8-301, State Finance and Procurement Article, Annotated Code of Maryland.
- ◆ Article – Housing and Community Development, §§6-301 through 6-311
- ◆ Regulations concerning the program are found at COMAR 05.13.01.

***Background:*** The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, was established in 1995 to provide flexible gap financing for small businesses starting up or expanding in locally designated neighborhood revitalization areas throughout Maryland. Loans are made to Maryland-based local development corporations, microenterprises, nonprofit organizations, or small businesses. Loans and grants are made to these organizations whose activities contribute to the broader revitalization of the designated neighborhood (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing ranges from \$1,000 up to the lesser of (i) \$500,000 or (ii) 50 % of total project costs. Loan applicants must provide a capital cash contribution of at least 5% of the total project cost. Microenterprise loans have a maximum loan amount of \$35,000.

This item was previously submitted as Item 15 on July 6, 2011.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN** ✓

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

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

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

**RECOMMENDATION:** That the Board of Public Works approve the Department of Housing and Community Development releasing its lien to allow Coldspring LP to grant a temporary construction easement on a piece of property that secures the loan DHCD made to Coldspring LP. Coldspring's easement grant to the City of Baltimore will allow the City to construct a walking/biking trail and related street improvements on property contiguous to the secured parcel. The easement will terminate when construction is substantially complete.

**BACKGROUND:** In December 1999, DHCD, through its Elderly Housing Rental Program, lent Coldspring LP \$1,000,000 to assist in the development of a 99-unit elderly housing project on 2.814 acres of land located at 4801 Tamarind Road, Baltimore City. Park View at Coldspring has been serving low and moderate-income elderly households since construction completion in 2001. The proposed easement represents 0.204 of an acre and is temporary. The relatively small amount of fallow ground to be included in the temporary easement will have no lasting or significant impact on the DHCD's interest. The existence of the trail should enhance the quality of life of the residents of Park View at Coldspring and may ultimately increase the value of DHCD's security.

**LOAN AUTHORITY:** Elderly Rental Housing Program  
Housing and Community Development Article, §§4-401 – 4-409

**AUTHORITY TO RELEASE SECURITY**

**INTEREST IN PROPERTY:** State Finance and Procurement Article, § 10-305

**BORROWER:** Coldspring LP (Shelter Development)  
4801 Tamarind Road, Baltimore, MD 21209

**ORIGINAL LOAN:** \$1,000,000

**CURRENT BALANCE:** \$ 987,047 Principal  
\$ 67,318 Interest  
\$1,054,365 Total

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**SECRETARY'S AGENDA**

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

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

**RECOMMENDATION:** That the Board of Public Works approve the release of two liens on Go-Getters Foundation properties financed through the Department of Housing and Community Development's HOME program.

**LOAN AUTHORITY:** Housing & Community Development Article, Section 4-211(a)(8) and (9)

**AUTHORITY TO RELEASE SECURITY:** State Finance and Procurement Article, Section 10-305  
**INTEREST IN PROPERTY**

**REMARKS:** In 1994, DHCD financed for the Go-Getters Foundation the acquisition and rehabilitation of two group homes in the same Salisbury neighborhood, which were to provide housing for six residents with special needs.

Salisbury Address	Special Housing Opportunities Program Loans	HOME Loans	Total DHCD Financing
201 Carrollton Avenue	\$44,100	\$4,900	\$49,000
107 Princeton Avenue	\$42,240	\$5,760	\$48,000
Total	\$86,340	\$10,660	\$97,000
	<b>PAID IN FULL</b>	<b>BALANCE</b>	
		<b>OUTSTANDING</b>	

The SHOP loans were paid off in December 2009. DHCD's remaining financing on these projects – the two HOME loans – are at 0% interest with repayment deferred until sale, transfer or default. Both HOME loans also require that, at sale, DHCD share in any appreciation in the properties' value. Typically, the amount of DHCD's share would be determined at the time of sale, using the sales price as the appreciated value.

In order to facilitate the sale of these buildings, however, DHCD seeks to release the liens on these two properties at this time. Go-Getters will deliver two new liens in favor of DHCD on two other properties that Go-Getters will acquire in a more suitable location. If DHCD does not receive new collateral for its loans within ten months from the sale date of each building, Go-Getters will be required to pay the debts plus any equity share owed to DHCD. Funds equal to the amount required to pay the debt and the equity participation calculated at the time of sale, if any, will be held in escrow while replacement housing is identified and purchased.

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

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

**BOARD OF PUBLIC WORKS**

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**SECRETARY'S AGENDA**

**APPENDIX**

Report of emergency contracts awarded by various agencies in accordance with **COMAR 21.05.06** (Title 21 - State Procurement Regulations) and reported in accordance with **COMAR 21.02.01.05(A)(3)**.

Individual reports enclosed.

**BOARD OF PUBLIC WORKS**

JULY 27, 2011

**APPENDIX****SECRETARY'S AGENDA**

Contact: Jane Bailey 410-767-4307  
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**REPORT OF EMERGENCY PROCUREMENT****ITEM:** Appendix 1

**DEPARTMENT OF GENERAL SERVICES FOR  
DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**

**CONTRACT NO. & TITLE:** Baltimore City Detention Center  
Installation of Flood Gates  
ADPICS No.: 001B1400693  
Project: KT-000-110-001

**CONTRACT TYPE:** Maintenance

**DESCRIPTION:** Design/Build Contractor to provide all labor, equipment, tools, materials, supplies, submittals, permits and design necessary to install two flood barriers (gates), factory-assembled with frames and hardware in accordance with contract design.

**PROCUREMENT METHOD:** Emergency

**DATE EMERGENCY DECLARED:** April 8, 2011

**BIDS:**

North Point Builders, Baltimore, Md.	\$293,800.00
Emjay Engineering & Contracting, Baltimore, Md.	\$319,000.00

**AWARD:** North Point Builders

**AMOUNT:** \$293,800.00

**CONTRACT AWARD DATE:** May 6, 2011

**TERM** 225 Calendar Days

## BOARD OF PUBLIC WORKS

JULY 27, 2011

## APPENDIX

## SECRETARY'S AGENDA

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)

MBE PARTICIPATION 25%

FUND SOURCE: *Capital Facilities Renewal Funding*: MCCBL 2010 Item 010 \$193,800  
 Agency Funding: QOO.FY11.Q00P0003 01.1415.1415 \$100,000

## REMARKS:

*Nature of Emergency:* During heavy rainstorms, the surface water from Eager Street north of the Baltimore city Detention Center and the Baltimore Booking and Intake Center, gushes down the alley between the two facilities, entering into the food-preparation area and the adjoining electrical substations in the basement, and causing the loss of food service materials and equipment. (These are being replaced under the Self-Insurance Program.) The water at Eager Street moves at such a force that storm manhole covers are blown into the air and the water in the storm system can not be contained. Installation of flood-gates is critical to avoid continued failure of the electrical systems. The flood-gates will deflect the water away from the driveway. Currently the water is deflected with the use of a sand bag wall.

*Basis for Selection:* Competitive bids were solicited from the firms that were available to complete the work. The lower responsible bidder was selected who also offered 25% MBE participation.

TAX COMPLIANCE NO.: 11-1640-1111

RESIDENT BUSINESS: Yes

## BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORTED REMANDED TO DEPT./AGENCY

REMARKS:

## BOARD OF PUBLIC WORKS

JULY 27, 2011

## APPENDIX

## SECRETARY'S AGENDA

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

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

DEPARTMENT OF GENERAL SERVICES FOR THE  
DEPARTMENT OF MILITARY

**CONTRACT:** Pikesville Military Reservation  
Connect Water System to Baltimore County Supply  
ADPICS No. 001B1400699  
PROJECT: M-301-060-101

**CONTRACT TYPE:** Maintenance**DESCRIPTION:** Labor, equipment, tools, materials, and supplies to install water meters and the water connection to Baltimore County water system.**PROCUREMENT METHOD:** Emergency**DATE EMERGENCY DECLARED:** April 27, 2011**BIDS:**

Warwick Supply & Equipment, Sparks, Md.	\$220,000.00
Burgermeister Bell, Inc. Owings Mills, Md.	\$274,000.00

**AWARD:** Warwick Supply & Equipment**AMOUNT:** \$220,000.00**CONTRACT AWARD DATE:** June 8, 2011**TERM** 60 Calendar Days

**BOARD OF PUBLIC WORKS**

**JULY 27, 2011**

**APPENDIX**

**SECRETARY'S AGENDA**

**REPORT OF EMERGENCY PROCUREMENT**

**ITEM:** Appendix 2 (cont'd)

**MBE PARTICIPATION** 25%

**FUND SOURCE:** *Capital Facilities Renewal Funding*: MCCBL 2009 Item 007: \$220,000

**REMARKS:**

*Nature of Emergency:* During a recent inspection of the Pikesville Military Reservation, the Baltimore County Fire Department notified the Military Department that the water flow to the building was insufficient to handle the fire system, creating a life-safety violation. Baltimore County notified the Military that until this situation is rectified the use of the facility would be limited. DGS had previously installed a new water system, but due to contractor failure the system was not connected to the local Baltimore County Supply. Because this facility is used to train Maryland National Guard, DGS issued these emergency documents to avoid the loss of military training time.

*Basis for Selection:* Competitive bids were solicited from two firms that were available to complete the work. The lower responsible bidder was selected who also offered 25% MBE participation.

**TAX COMPLIANCE NO.:** 11-1564-1111

**RESIDENT BUSINESS:** Yes

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**BOARD OF PUBLIC WORKS ACTION:**

**REPORT ACCEPTED** WITH DISCUSSION

WITHOUT DISCUSSION

**REPORTED REMANDED TO DEPT./AGENCY**

**REMARKS:**



## BOARD OF PUBLIC WORKS

JULY 27, 2011

## APPENDIX

## SECRETARY'S AGENDA

Contact: Sandy Johnson 410-767-7408  
[sjohnso5@dhr.state.md.us](mailto:sjohnso5@dhr.state.md.us)

**REPORT OF EMERGENCY PROCUREMENT****ITEM:** Appendix 3**DEPARTMENT OF HUMAN RESOURCES**

**CONTRACT TITLE:** Emergency Procurement of Residential and Day Services  
CHA/FACS/11-005  
ADPICS No. N00B1400459

**CONTRACT TYPE:** Human Services

**DESCRIPTION:** Treatment and rehabilitation services for 18-year-old client with traumatic brain injury.

**PROCUREMENT METHOD:** Emergency**DATE EMERGENCY DECLARED:** August 20, 2010

**AWARD:** Head Injury Rehabilitation and Referral Services  
11 Taft Court, Suite 100; Rockville, MD 20850

**AMOUNT:** \$196,500**CONTRACT AWARD DATE:** August 20, 2010**TERM:** August 20, 2010 – April 19, 2013**MBE PARTICIPATION:** 0%

**FUND SOURCE:** 100% General  
Appropriation Code: N00G0001

BOARD OF PUBLIC WORKS

JULY 27, 2011

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3 (cont'd)

REMARKS:

Nature of Emergency: In August 2009, the child's mother voluntarily placed the child into the care and custody of the Charles County Department of Social Services due to the severe and extreme consequences resulting from the child's traumatic brain injury. Because the child poses on-going safety risk to herself and to others, she requires 24-hour supervision. The social services department placed her in a temporary group home in May 2010 while exploring permanent placement opportunities. The child had become increasingly more aggressive since the accident and required professional support to help manage these behaviors. She was in need of a residential program providing treatment and rehabilitative services for individuals with neurological impairments services. The program had to meet her needs both clinically and therapeutically. In August 2010, after exhausting all appropriate placement options in the State, the department entered into a child-specific agreement with Head Injury Rehabilitation and Referral Services (HIRRS) to provide these services. The agreement to provide services lasts until the child turns age 21 on April 19, 2013 (at age 21, she will no longer be under the department's care and custody).

Basis for Selection: HIRRS is the only facility in the State that can address the specific high end treatment needs of the child.

Reason for Lateness: DHR did not report this emergency procurement to the Board of Public Works within the 45 day required reporting period for two reasons. First, the procurement officer did not know the process for emergency procurements, the urgency with which the report must be completed and submitted to the Board, or the duties regarding the placement of children. In addition, the social services department experienced extreme difficulty in getting the required documentation from HIRRS detailing the services being provided to the child.

TAX COMPLIANCE NO.: 11-1202-0110

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORTED REMANDED TO DEPT./AGENCY

REMARKS:

## BOARD OF PUBLIC WORKS

JULY 27, 2011

## APPENDIX

## SECRETARY'S AGENDA

Contact: Sandy Johnson 410-767-7408  
[sjohnso5@dhr.state.md.us](mailto:sjohnso5@dhr.state.md.us)

**REPORT OF EMERGENCY PROCUREMENT****ITEM:** Appendix 4**DEPARTMENT OF HUMAN RESOURCES**

**CONTRACT:** Emergency Procurement of Legal Services for the  
Washington County Department of Social Services  
WASH/CW/11-125ADPICS No. N00B2400087

**CONTRACT TYPE:** Human Services

**DESCRIPTION:** Provide attorney to represent Washington County Department of Social Services before the Washington County courts for matters of child welfare, adult protective services, adult services, foster care, child care, and services to families with children.

**PROCUREMENT METHOD:** Emergency

**DATE EMERGENCY DECLARED:** April 11, 2011

**AWARD:** Law Office of Terrance J. Holderby  
223 Prospect Street, Suite 308;  
Hagerstown, MD 21740

**AMOUNT:** \$62,440.84

**AWARD DATE:** April 11, 2011

**TERM:** April 11, 2011 – January 31, 2012

**MBE PARTICIPATION:** 0%

**FUND SOURCE:** 84% General; 16% Federal  
Appropriation Code: N00G0003 & N00G0004

BOARD OF PUBLIC WORKS

JULY 27, 2011

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 4 (cont'd)

REMARKS:

Nature of Emergency: Under the direction of the Office of the Attorney General, the State determined that it would be in the best interest to immediately terminate the previous contract for these services; termination occurred April 8, 2011. This termination meant the Washington County Department of Social Services would be without legal representation. Legal representation is required to represent the agency before the Washington County courts for matters of child welfare, adult protective services, adult services, foster care, child care, and services to families with children. See Maryland Annotated Code, Human Services Article § 3-601. The nine-month term of this emergency contract is determined to be sufficient time to allow for the solicitation and award of a new contract.

Basis for Selection: Mr. Holderby served as the conflict attorney under the previous contract, and is familiar with the cases currently before the Washington County courts. Because of Mr. Holderby's familiarity with the cases, and to ensure the continuity of legal services, the Washington County Department of Social Services awarded this emergency sole source contract to Mr. Holderby. The price given for the service was determined to be fair and reasonable.

Reason for Late Report: The reason for the delay in submitting this report of the emergency award is that Mr. Holderby needed time to acquire a backup/conflict attorney and a certified paralegal for the office.

TAX COMPLIANCE NO.: 11-1533-0000

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED:

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT/AGENCY:

REMARKS:

## BOARD OF PUBLIC WORKS

JULY 27, 2011

## APPENDIX

## SECRETARY'S AGENDA

Contact: Kathleen L. Mattis, 410-767-8481  
[kmattis@opd.state.md.us](mailto:kmattis@opd.state.md.us)

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 5

## OFFICE OF THE PUBLIC DEFENDER

CONTRACT: Moving Services for Public Defender's Office: District 6 (Rockville)  
 C80P1402270

DESCRIPTION: Moving service from two OPD Rockville locations (199 E. Montgomery Avenue and Grey Courthouse, Courthouse Square) to newly-constructed Multi-Service Center at 191 E. Jefferson Street, Rockville, for approximately 60 employees, 70 offices, common space including library and file room, 95 computer systems, and 21 modular systems.

PROCUREMENT METHOD:	Emergency
DATE EMERGENCY DECLARED:	April 13, 2011
BIDS:	
Allen & Son	not responsive
Office Movers, Inc.	\$27,150
Hoffberger Moving Services LLC	\$27,930
AWARD:	Office Movers, Inc.
AMOUNT:	\$27,150
CONTRACT AWARD DATE:	May 16, 2011
TERM:	June 20, 2011 to June 24, 2011
MBE PARTICIPATION:	25%
FUND SOURCE:	100% General Funds Program Code: C80B0002

## BOARD OF PUBLIC WORKS

JULY 27, 2011

## APPENDIX

## SECRETARY'S AGENDA

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 5 (cont'd)

## REMARKS:

*Nature of Emergency:* The newly-constructed Rockville District Courthouse Multi Service Center is to house the District Court and the Office of the Public Defender, as well as other supporting agencies beginning in June. The old District Court was scheduled to close the week of June 20, 2011 to accommodate access to the new building for tenant agencies and to avoid the adverse affects of moving activity on proceedings in the old buildings. OPD requires moving supplies about two weeks before the move date to ensure employees have the time to pack their offices, shred documents and dispose of articles not being moved.

On about April 13, 2011, OPD learned that the procurement for moving services conducted by the Administrative Office of the Courts did not include OPD offices. After becoming aware that its offices were not included in the Administrative Office of the Courts move, OPD realized there was not enough time to conduct a competitive-sealed procurement before the mandatory moving date. Therefore, OPD declared an emergency and commenced with an emergency procurement.

*Basis for Selection:* Office Movers Inc. was selected for the completeness of its proposal in addressing the baseline requirements, including the adequacy, timing and deployment of staff, supervision, equipment and supplies; the strict and narrow timeline for the move which had to occur during the same week as, but not compete with, the District Court move during the week when the Court would be closed; and the cost of additional items for which details were requested for separate competitive analysis, including electric service support for modular furniture moves, disconnection and reconnection of IT equipment and packing common space, most notably the file room. The resource allotment and timing for the move was critical to ensure that the OPD office was closed only during the week of the District Court move but after the District Court move, and open and fully-functional by the time the court opened on by June 27. Any delay in the move could have jeopardized OPD's ability to meet its obligations and standards for client representation.

TAX COMPLIANCE NUMBER: 11-1753-1110

RESIDENT BUSINESS: Yes

## BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORTED REMANDED TO DEPT./AGENCY

REMARKS:

**PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A**  
**BOARD OF PUBLIC WORKS**

**July 27, 2011**

**Secretary's Agenda**

ITEM 1A  
PROGRAM OPEN SPACE LOCAL SHARE:

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

Approval is requested to commit \$4,500.00 for the following **development** project located in **Garrett County**. Funding will come from the Program Open Space Local Share that is allocated to the County.

**Oakland Armory Floor and Lighting Upgrade (Town of Oakland) - \$4,500.00**  
**POS #5788-11-186 - MD20091215-1575**

Upgrade parts of the flooring on the basketball court, replace a portion of the gym floor, then restripe and refinish the entire gymnasium floor. In addition, the Town plans to replace the existing lights with a recreational lighting system that is designed to perform its intended function, be energy efficient, and minimize light pollution. Funds totaling \$16,000.00 were previously approved by the Board of Public Works on the Secretary's Agenda.

FUND SOURCE: Program 81.20.04 Item 111 \$4,500.00

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**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**

**July 27, 2011**

**Secretary's Agenda**

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

ITEM 3A

PROGRAM OPEN SPACE LOCAL SHARE:

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010:

Approval is requested to commit \$85,000.00 for the following **development and planning** projects located in **St. Mary's County**. Funding will come from the Program Open Space Local Share that is allocated to the County and MCCBL proceeds as noted.

1. Three Notch Trail Phase VI - \$60,000.00 - POS #5847-18-121 - MD20101214-1059

Design and engineer Phase VI of the Three Notch Trail from Mechanicsville to New Market (Route 5 to Route 236). Phase VI of the trail is approximately five miles long and will be used for walking, bicycling, running, rollerblading and horseback riding. The trail will serve as a transportation alternative from residential neighborhoods to shopping, restaurants, and businesses.

FUND SOURCE: Program 81.20.04 Item 918 \$ 7,618.50  
Program 81.20.04 Item 118 \$42,068.00

MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, St. Mary's County  
Program 89.22.49 Item 055 \$10,313.50

2. Land Preservation, Parks, and Recreation Plan (Update of 2005 Plan) - \$25,000.00  
POS #5856-18-122 - MD20100302-0099

Update the County's 2005 Land Preservation, Parks and Recreation Plan as mandated by State law. The plan will present the goals and objectives associated with parkland acquisition and development, agricultural preservation, and natural resource protection.

FUND SOURCE: Program 81.20.04 Item 818 \$25,000.00

**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**

July 27, 2011

**Secretary's Agenda**

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

ITEM 4A

PROGRAM OPEN SPACE LOCAL SHARE:

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010:

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2011:

Approval is requested to commit \$220,000.00 for the following **development** project located in **Howard County**. Funding will come from the Program Open Space Local Share that is allocated to the County and MCCBL proceeds as noted.

**Robinson Nature Center - \$220,000.00 - POS #5279-13-80 - MD20071023-1072**

Design and construct the County's first public nature center. The 20,000± sq. ft. facility will be a state of the art, educational facility housing a planetarium, several classrooms, a laboratory, discovery room, an auditorium, and related facilities. Program Open Space funding in the amount of \$9,439,550.00 will be requested through yearly installments as funds become available. This is the fourth installment request. Funds totaling \$1,312,282.50 were previously approved by the Board of Public Works on the Secretary's Agenda.

FUND SOURCE: MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Howard County  
Program 89.22.49 Item 056 \$138,846.10

MCCBL of 2011: Program Open Space, Local Capital Development and Land Acquisition Grants, Howard County  
Program 89.22.51 Item 051 \$81,153.90

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**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

July 27, 2011

Secretary's Agenda

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

ITEM 5A  
RURAL LEGACY PROGRAM FUNDS:  
MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010:

Approval is requested to grant to Harford County \$1,362,000.00 for the following project from Rural Legacy Funds.

PROJECT NAME: Deer Creek Valley Rural Legacy Area

BACKGROUND: The Board of Public Works authorized a \$1,362,000.00 FY 2011 Grant for easement acquisitions in Harford County for the Deer Creek Valley Rural Legacy Area on the September 1, 2010 Program Open Space Agenda Item 11A.

PROJECT DESCRIPTION:

Habonim Camp Association Company - \$1,362,000.00

Acquisition of this 268.418- acre conservation easement located in the Deer Creek Valley Rural Legacy Area of Harford County preserves forest land. Water quality will be protected through permanent forested riparian buffers along 7,450 linear feet of Deer Creek and associated feeder streams. Deer Creek drains into the Susquehanna River, a major tributary of the Chesapeake Bay. This easement lies within a large block of lands already protected with conservation easements totaling over 3,000 acres, and is being sold at a 42% discount. The easement will be held by Harford County.

VALUE OF EASEMENT: Total easement value \$1,362,000.00 - \$5,074.18 per acre

TOTAL OTHER COSTS: \$ -0-  
Administrative: (County Paying)  
Incidental: (County Paying)  
Program Compliance: (County paying)

AMOUNT REQUESTED: \$1,362,000.00

FUND SOURCE: MCCBL of 2010 Rural Legacy Program  
Program 89.22.49 Item 054 \$1,362,000.00 (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

July 27, 2011

Secretary's Agenda

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

ITEM 6A

RURAL LEGACY PROGRAM FUNDS:

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010:

Approval is requested to grant to Garrett County \$402,689.80 for the following projects from Rural Legacy Funds.

PROJECT NAME: Bear Creek Rural Legacy Area

BACKGROUND: The Board of Public Works authorized a \$1,600,000 FY 2008 Grant for easement acquisitions in Garrett County for the Bear Creek Rural Legacy Area on the April 2, 2008 Program Open Space Agenda Item 9A.

PROJECT DESCRIPTION:

**Schmuck Farm - \$402,689.80**

Acquisition of this 102.76-acre conservation easement will protect valuable agricultural and forest lands, as well as permanently buffer 1,870 feet of tributaries that feed into Bear Creek and the Youghiogheny River. This easement will be held by Garrett County.

VALUE OF EASEMENT: Total easement value \$379,827.75 - \$3,696.26 per acre

<u>TOTAL OTHER COSTS:</u>	\$ 22,862.05
Administrative:	\$11,394.83
Incidental:	\$ 1,767.80 (Title Work)
	\$ 3,802.00 (Appraisals)
	\$ 200.00 (Survey)
Program Compliance:	\$ 5,697.42

AMOUNT REQUESTED: \$402,689.80

FUND SOURCE: MCCBL of 2010: Rural Legacy Program  
 Program 89.22.49 Item 054 \$396,992.38 (FY 2011)  
 Program 81.20.04 Item 025 \$ 5,697.42 (FY 2009)

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**

**July 27, 2011**

**Secretary's Agenda**

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

ITEM 7A  
RURAL LEGACY PROGRAM FUNDS:  
MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010:

Approval is requested to grant to The Gunpowder Valley Conservancy of Baltimore County \$149,478.83 for the following project from Rural Legacy Funds.

PROJECT NAME: Gunpowder Valley Rural Legacy Area

BACKGROUND: The Board of Public Works authorized a \$500,000 FY 2010 Grant for easement acquisitions in Baltimore County for the Gunpowder Valley Rural Legacy Area on the December 16, 2009 Program Open Space Agenda Item 10A.

PROJECT DESCRIPTION:

**Cynthia Riley - \$149,478.83**

Acquisition of this 23.183-acre conservation easement located in the Gunpowder Valley Rural Legacy Area of Baltimore County preserves forest land. Water quality will be preserved through the permanent protection of 2,000 feet of riparian buffers along First Mine Draft, which feeds into Gunpowder Falls, a tributary of the Chesapeake Bay. The easement will be held by The Gunpowder Valley Conservancy and the Maryland Department of Natural Resources.

VALUE OF EASEMENT: Total easement value \$141,434.83 - \$6,100.80 per acre

TOTAL OTHER COSTS: \$ 8,044.00

Administrative:	\$4,243.00	
Incidental:	\$1,680.00	(\$1,200.00 Title Insurance \$ 385.00 Other Title Fees \$ 95.00 Recording Fees)
Program Compliance:	\$2,121.00	

AMOUNT REQUESTED: \$149,478.83

FUND SOURCE: MCCBL of 2010: Rural Legacy Program  
 Program 89.22.49 Item 054 \$147,357.83 (FY 2011)  
 Program 81.20.04 Item 025 \$ 2,121.00 (FY 2009)

**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>

## PROGRAM OPEN SPACE - SUPPLEMENT A

## BOARD OF PUBLIC WORKS

July 27, 2011

## Secretary's Agenda

ITEM 8A

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

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

Approval is requested to grant to Prince George's County \$1,054,449.35 for the following project from the Rural Legacy Funds.

PROJECT NAME: Patuxent Prince George's Rural Legacy Area

BACKGROUND: The Board of Public Works authorized a \$750,000 FY 2008 grant on the April 2, 2008 Program Open Space Agenda Item 9A and a \$500,000 FY 2009 grant on the January 7, 2009 Program Open Space Agenda Item 10A for easement acquisitions in Charles County.

PROJECT DESCRIPTION:Jenkins - \$1,054,449.35

This acquisition of a conservation easement on a 136.478-acre property in Prince George's County will protect significant farmland, forest resources, and riparian buffers, and will be held by Prince George's County.

VALUE OF EASEMENT: Total easement value \$1,017,788.19 - \$7,457.53per acre

<u>TOTAL OTHER COSTS:</u>	\$	36,661.16	
Administrative:		\$30,533.64	
Incidental:		\$ 6,127.52	(\$5,677.00 – Settlement \$ 450.00 – Survey)
Program Compliance:		\$ -0-	

TOTAL COST: \$1,054,449.35

FUND SOURCE: MCCBL of 2010: Rural Legacy Program  
 Program 89.22.49 Item 054 \$1,054,449.35 (FY 2011)

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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

July 27, 2011

## Secretary's Agenda

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

## ITEM 9A

PROGRAM OPEN SPACE (CREP) FUNDS:PROGRAM OPEN SPACE ACQUISITION OPPORTUNITY LOAN 2009:

Approval is requested to grant to Washington County \$ 57,087.30 for the following project from Program Open Space (POS) Stateside Funds.

PROJECT NAME: Engstrom Conservation Reserve Enhancement Program (CREP) easement, Washington County.

BACKGROUND: The Board of Public Works approved the CREP easement acquisition program on September 16, 2009 Program Open Space Agenda Item 9A and authorized the use of bond funds issued under the Program Open Space Land Acquisition Opportunity Loan Act of 2009 to be used for acquiring permanent conservation easements on stream side forests, natural areas and wetlands as set forth in the *Revision to the Agreement Between the U.S. Department of Agriculture, the Commodity Credit Corporation, and the State of Maryland Concerning the Implementation of the Maryland Conservation Reserve Enhancement Program* dated April 24, 2009. The land targeted for CREP easements meets the special bond requirements because it has extraordinary ecological value and will help provide clean air, clean water and wildlife habitat.

PROJECT DESCRIPTION:Engstrom CREP Easement - \$ 57,087.30

Acquisition of this 15.28-acre CREP easement located in Washington County permanently protects water quality through riparian buffers along 3,300 feet of Antietam Creek, a significant tributary of the Potomac River. This CREP easement lies adjacent to an agricultural district, and will be co-held by Washington County and the Department of Natural Resources.

VALUE OF EASEMENT: Total easement value \$51,430.64 - \$3,365.88 per acre

TOTAL OTHER COSTS: \$ 5,656.66

Administrative:	\$ 1,542.92
Incidental:	\$ 3,342.28
Compliance:	\$ 771.46

AMOUNT REQUESTED: \$ 57,087.30

PROGRAM OPEN SPACE - SUPPLEMENT A

BOARD OF PUBLIC WORKS

July 27, 2011

Secretary's Agenda

ITEM 9A (con't)

CREP Targeting

The CREP easement program focuses its efforts on "Target Level 1" and "Target Level 2" counties where the easement practices will have the greatest impact on water quality. Targeting for CREP was a multiagency and conservation partnership organization effort that utilized nine high priority, science based, data sets and areas of special consideration developed from the past 10 years of research and study of water quality and natural resource conditions in the State's 134 watersheds. Washington County is a Target Level 2 county.

Easement Valuation System

DNR uses an easement evaluation system based on (1) whether the property is located within a "Target Level 1" or "Target Level 2" county; (2) the width of the buffers and (3) the amount of land in the CREP contract that will be covered by the easement. The program seeks to retain conservation practices beyond the 10- to 15-year contract period available under the federal CREP rental program. The easement acquires development rights and a portion of the agricultural production value beginning at the end of the federal contract term and continuing into perpetuity.

FUND SOURCE: Program 81.20.03 Item 447 \$ 5,656.66 (FY 2010)

Program Open Space Acquisition Opportunity Loan 2009  
Program 89.22.45 Item 500 \$51,430.64 (FY 2010)

REMARKS:

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.

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**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>



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

**SERVICES CONTRACT**

**ITEM:** 1-S **Agency Contact:** Gene Nadolny  
410-410-5239  
nadolnyg@dhmh.state.md.us

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Family Health Administration (FHA)  
MD Women, Infants and Children (WIC) Program

**CONTRACT ID:** DHMH-OCMP 11-10540;  
Maryland WIC Program Local Agency in  
Montgomery County  
ADPICS NO. M00B2400135

**CONTRACT DESCRIPTION:** Provide WIC services to 35,000 eligible residents in  
Montgomery County.

**AWARD:** Community Clinic, Inc.  
Rockville, MD

**TERM:** 8/15/2011 - 9/30/2016

**AMOUNT:** \$30,084,500 (5 Years)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** See Attachment

**MBE PARTICIPATION:** 3% (See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

**INCUMBENT:** Same

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

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

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request For Proposals (RFP) was advertised on *eMarylandmarketplace.com*. Copies of the solicitation notices were mailed directly to 19 prospective agencies, all of which were Maryland organizations and included community-health or hospital based organizations. Federal requirements restrict competition to non-profit organizations. None of the agencies solicited were MDOT certified MBEs. A copy of the RFP was also sent to the Governor's Office of Minority Affairs.

Two proposals were received in response to the RFP and both were determined to be reasonably susceptible of being selected for award. Community Clinic, Inc. was determined to propose the most advantageous offer to the State with its #1 technical ranking (see Attachment). No financial offers were requested because WIC Program contractors are reimbursed as established in State WIC Regulations (COMAR 10.54.02.18). Therefore, award is recommended to Community Clinic, Inc.

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

As the incumbent, Community Clinic, Inc. is currently providing the same services to its applicants and participants as stated in the RFP. Community Clinic, Inc. was ranked as one of the best of the 18 Maryland local WIC agencies for the services it provides when it was reviewed by the State WIC Program staff, as required by the federal WIC regulations. Some of the reasons for its high ranking are listed below:

- County residents who request appointments are seen earlier at Community Clinic, Inc. than other local WIC agencies.
- Community Clinic, Inc.'s experienced clinic staff provide quality services to its clients in a shorter amount of time than the other local agencies.
- Community Clinic, Inc. has successfully implemented a breastfeeding peer counselor program that uses current and former breastfeeding participants who talk to pregnant women about the rewards of breastfeeding and assist new mothers on how to breastfeed.

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

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

- Its pediatric and family practice staff also has experience in collaborating with the WIC Program and integrating primary health care and WIC services.
- The collective experience of the contractor's staff is beneficial to the State WIC Office and to the WIC participants it will serve.

A 3% MBE subcontracting goal was established for this Contract to provide office supplies, computer equipment and support services, medical supplies and medical equipment to support the WIC clinics.

**FUND SOURCE:** 100% Federal  
**APPROP. CODE:** M00F0302  
**RESIDENT BUSINESS:** Yes  
**MD TAX CLEARANCE:** 11-1694-0110

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Offerors	Technical Ranking	Financial Ranking
Community Clinic, Inc. Rockville, MD	1	No financial proposals were requested because WIC Program contractors are reimbursed as established in State WIC Regulations.
Mary's Center for Maternal and Child Care, Inc. Washington, DC	2	

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

**SERVICES CONTRACT**

**ITEM:** 2-S **Agency Contact:** Sandy Johnson  
410-767-7408  
SJohnso5@dhr.state.md.us

**DEPARTMENT/PROGRAM:** Human Resources (DHR)  
Social Services Administration (SSA)

**CONTRACT ID:** SSA/RCC 12-003;  
Residential Child Care Services  
ADPICS BPO NO. N00B2400100

**CONTRACT DESCRIPTION:** Contract to provide Residential Child Care (RCC)  
services for a total of 10 children in Washington County.

**AWARD:** Cedar Ridge Children's Home and School, Inc.  
Williamsport, MD

**TERM:** 8/1/2011 – 3/31/2013

**AMOUNT:** \$1,392,880 (1 Year; 7 Months)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** N/A

**MBE PARTICIPATION:** None (See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

**HIRING AGREEMENT ELIGIBLE:** Yes

**INCUMBENT:** Same

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

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

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and the DHR website. Ninety-six (96) incumbent Contractors (all of which are Maryland-based and seven are MBEs) were directly notified via DHR's "Constant Contact" an electronic e-mail system used to keep in constant contact with Residential Child Care providers, as well as other stakeholders.

In November 2009, DHR issued a RFP to acquire Residential Child Care (RCC) services in Maryland. On 1/19/2010, 106 proposals were received, representing 89 Offerors. On 3/23/2011, the Board of Public Works (BPW) approved 71 contracts for RCC services for a total of 1,376 clients at various locations throughout Maryland (DBM BPW Agenda Item 5-S).

Cedar Ridge Children's Home and School, Inc. (Cedar Ridge) submitted two proposals in response to the Department of Human Resources' RFP for Residential Child Care Services on 1/19/2010. Cedar Ridge submitted proposals in the regular group home and high intensity group home programs for a total of 10 beds. Cedar Ridge proposed to deliver RCC services through two distinct Programs as follows:

- Group Homes – To provide general care to youth for the purpose of ensuring their basic needs, well-being and preparing them for independence. Group Homes serve youth who require awake, overnight supervision and have exhibited behaviors that complicate family placement.
- High Intensity Group Homes – To serve children and youth presenting emotional and/or behavioral conditions requiring a higher level of structure, supervision, behavior management/modification, and clinical intervention.

In December 2010, the Department notified Cedar Ridge that its proposals were deemed not reasonably susceptible of being selected for award. On 1/14/2011, Cedar Ridge was debriefed concerning its non-selection and on 1/20/2011 Cedar Ridge filed two protests with the Procurement Officer. The Department denied both protests. On 3/17/2011, Cedar Ridge filed two appeals with the Maryland State Board of Contract Appeals (MSBCA).

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

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

There were two issues outstanding with respect to Cedar Ridge's response to integrating children in their own community and making resources and services available to them. First, the RFP requires Contractors to ensure that youth develop and maintain connections and linkages to strengthen relationships in the child's life. Contractors are also required to support and link gay or lesbian children with like organizations and support groups. Second, the RFP requires Contractors to ensure that youth have the opportunity to participate in religious activities of their choice or refrain from participating. Cedar Ridge took some degree of exception to both requirements. In addition to these issues, the RFP requires each Contractor to employ or have access to staff to provide services that address any cultural or language barriers and reinforce the cultural, ethnic and socio-cultural practices of the youth. Cedar Ridge's proposal was inconsistent as to whether it could meet this requirement.

Contractors are required to accept children referred to them without regard to race, sexual orientation, ethnic, religious or cultural background. The exceptions taken by Cedar Ridge to the requirements in the RFP are material to the fair and equitable treatment of all of the Department's children and must be removed unconditionally. In an effort to resolve the outstanding issues on appeal, a settlement proposal was presented by DHR and accepted by Cedar Ridge. In the settlement, Cedar Ridge was requested to submit revised proposals, which addressed the issues above, which will then be incorporated by reference into the contract. At this time, DHR is ready to award a contract to Cedar Ridge for 10 beds. Cedar Ridge filed letters with the MSBCA requesting to dismiss the two appeals. On 7/13/2011, the MSBCA dismissed both appeals with prejudice.

The services of Cedar Ridge will be used at the sole discretion of DHR. DHR makes no guarantee as to the number of children/youth to be placed with any of the RCC Contractors. These are Purchase of Care contracts paid on a fee for service basis for the actual children/youth placed in a Contractor's care, and then only for the actual number of days each child is with the Contractor.

The standards that must be met and maintained by residential child care programs for children and youth are delineated in COMAR 14.31.06.01. These requirements are designed to protect the health, safety and well being of children placed in residential child care programs.

COMAR 14.31.02.03B(13) defines RCC programs as "a program of care provided in a residential setting by a provider on a 24-hour basis for longer than 24 hours to a child or children unless otherwise provided by State law."

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

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

Cedar Ridge proposed less than 25 beds; therefore, no MBE participation goal was established for this contract based upon the criteria established with the Governor's Office of Minority Affairs (GOMA).

**FUND SOURCE:** 66% General; 34% Federal (Title IV-E)

**APPROP. CODE:** N00G0001

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCES:** 11-1530-0111

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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:** 3-S **Agency Contact:** Sandy Johnson  
410-767-7408  
Sjohnso5@dhr.state.md.us

**DEPARTMENT/PROGRAM:** Department of Human Resources (DHR)

**CONTRACT ID:** DHR/CALL/11-001;  
ADPICS No. N00B2400092

**CONTRACT DESCRIPTION:** Provide Customer Call Center services for the purpose of providing administrative support to the child support, child welfare, and public welfare staff within the 24 local departments of social services and the offices of child support enforcement by responding to inquiries for general information, referrals, and correspondence handling.

**AWARD:** Calls Plus-AttivaSoft JV, LLC  
Columbia, MD

**TERM:** 8/1/2011 - 10/31/2016

**AMOUNT:** \$9,749,835 (5 Years, 3 Months)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** See Attachment

**MBE PARTICIPATION:** 25%

**PERFORMANCE SECURITY:** \$300,000 Performance Bond

**HIRING AGREEMENT ELIGIBLE:** Yes

**INCUMBENT:** The Active Network (formerly Infospherix)  
San Diego, Ca.

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

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

**REQUESTING AGENCY REMARKS:** A Notice of the Availability of the Request for Proposals (RFP) was advertised on the DHR web site and *eMarylandMarketplace.com*. Copies of the solicitation notice were directly mailed to 13 potential Offerors, of which seven are Maryland firms and two are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Eleven proposals were received in response to the RFP; ten of which were deemed to be reasonably susceptible of being selected for award. However, after two best and final offers (BAFO) were requested, only two proposals received were within DHR's budget. Calls Plus-AttivaSoft JV, LLC (Calls Plus-AttivaSoft) was ranked #2 technically and had the second lowest price. As described below, award is recommended to Calls Plus-AttivaSoft as being the most advantageous offeror to the State.

Calls Plus-AttivaSoft's joint venture proposal indicated the capacity to perform the contractual requirements. It had a comprehensive technological solution to meet DHR's needs and a competent, experienced project team to oversee Call Center operations. It was determined that Calls Plus-AttivaSoft would be able to perform all services required under the contract. The slight technical differences between the #1 technically ranked incumbent vendor did not off-set the over \$6M (63.4% higher) difference in price. In addition, the 8.7% difference in price between Calls Plus-AttivaSoft and the lowest priced offeror did not off-set the technical differences between these two offerors. The lowest priced offeror was ranked #6 technically.

The purpose of the Customer Call Center is to alleviate staff from being inundated with, and having to respond immediately to, customer inquiries, so that staff time can be devoted to casework, and to ensure that customer inquiries are responded to in a timely and efficient manner. Customer Call Center Services include live operator services, Interactive Voice Response (IVR) services, and receiving and responding to inquiries via facsimile, electronic mail, and U.S. mail.

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

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

**FUND SOURCE:** 70% Special (Child Support Reinvestment Fund);  
17% Federal; 13% General

**APPROP. CODE:** N00H0008; N00I0004; N00B0004; N00I0006

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1681-0100

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

## ATTACHMENT

ITEM: 3-S (Cont.)

## BIDS OR PROPOSALS (Cont.):

<u>Offerors</u>	<u>Technical Ranking</u>	<u>Financial Price</u>	<u>Financial Ranking</u>	<u>Overall Ranking*</u>
Calls Plus - AttivaSoft JV, LLC Columbia, MD	2	\$9,749,835.00	2	1
The Active Network, Inc. San Diego, CA	1	\$15,932,820.00	5	2
MAXIMUS Human Service, Inc. Reston, VA	3	\$16,079,395.77	6	3
Policy Studies, Inc. Denver, CO	5	\$12,258,583.84	3	4
Exceed Corporation Lanham, MD	6	\$8,973,347.76	1	5
ACS State and Local Solutions Fairfax, VA	4	\$18,325,935.00	9	6
Faneuil, Inc. Hampton, VA	7	\$14,734,975.80	4	7
Young Williams, PC Jackson, MI	8	\$17,339,805.00	8	8
AnswerNet, Inc. Willow Grove, PA	9	\$17,172,246.22	7	9
Verizon Business, Inc. Silver Spring, MD	10	\$25,725,507.96	10	10

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



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

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

**REQUESTING AGENCY REMARKS:** Notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryandMarketplace.com* (eMM) and the DHR web site. Notification via eMM of the procurement opportunity was sent to 441 potential offerors. A copy of the solicitation notice was directly mailed to 40 potential offerors, all of which were Maryland firms and seven were MBEs. A copy of the solicitation was sent to the Governor's Office of Minority Affairs.

Two proposals were received in response to the RFP. During the technical evaluation, it was determined that one of the proposals was not reasonably susceptible of being selected for award and this proposal was removed from further consideration. A request for a debriefing was received from this offeror submitting the unacceptable proposal, but the request was rescinded before the debriefing was scheduled. No protest was received from this offeror.

The single acceptable Offeror was determined to be responsible, the financial offer was considered fair and reasonable, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to The Family Tree, Inc., the incumbent vendor.

One vendor who did not submit an offer responded that other commitments precluded its participation at the time solicitation was issued. Other vendors did not respond as to why they did not submit offers.

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

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

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

1. Parent Stressline is a statewide telephone 24-hour, toll free stressline which will serve as a resource for parents in crisis who may have nowhere else to turn for immediate intervention, information, and/or referrals. The subject matter of the calls may include issues concerning child development, appropriate discipline methods, parent-child interactions, concerns that children have, referrals to social service agencies, or other emergency situations. The Contractor may expect to field approximately 4,700 calls annually.
2. Lay Therapy Home Visitation Program is designed to prevent child abuse and/or neglect by improving parents' self-esteem, reducing feelings of isolation, providing viable alternatives to corporal punishment, and strengthening parent-child relationships. This program will serve approximately 110 families annually.
3. Parenting Education Classes are designed to teach parenting and child development skills, build self-confidence in parents, and strengthen parent-child relationships. The classes will serve approximately 700 individual parents annually.
4. Parent Support Groups are weekly community- based support groups designed for parents who have: 1) abused and/or neglected their children; 2) are at risk for abusing and/or neglecting their children; or 3) feel overwhelmed or isolated and need support to assist them with parenting. The purpose of the groups is to encourage open dialogue and discussions between parents with the assistance of a trained facilitator. This program will serve approximately 500 parents annually.

A 3% MBE participation goal was established for this contract based upon the limited ability to subcontract services. The majority of the funds are allocated to salaries for these services and the amount of office supplies required is minimal. However, the recommended vendor has committed to a 4.3% MBE participation goal.

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

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

**FUND SOURCE:** 92.3% Federal (PSSF and CAPTA); 7.7% General

**APPROP. CODE:** N00B0004

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1525-0110

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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:** 5-S-OPTION **Agency Contact:** James L. Knighton  
410-767-0820  
JKnighton@mta.maryland.gov

**DEPARTMENT/PROGRAM:** Department of Transportation (MDOT)  
Maryland Transit Administration (MTA)

**CONTRACT ID:** MTA-1261;  
Uniform Rental Services  
ADPICS CO NO. J05B1400012

**CONTRACT APPROVED:** 9/10/2008 DBM BPW Agenda Item 3-S

**CONTRACTOR:** Ace Uniform Services, Inc.  
Baltimore, MD

**CONTRACT DESCRIPTION:** Provide for MTA maintenance personnel  
uniform laundry services, including pick-up and delivery at designed agency sites.

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

**TERM OF ORIGINAL CONTRACT:** 9/25/2008 – 9/24/2011 (w/1 two-year  
renewal option)

**TERM OF OPTION:** 9/25/2011 – 9/24/2013

**AMOUNT OF ORIGINAL CONTRACT:** \$757,244 (3 Years)

**AMOUNT OF OPTION:** \$543,322 (2 Years)

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$1,300,566

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

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

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

**MBE PARTICIPATION:** None

**REQUESTING AGENCY REMARKS:** Request for approval to exercise the single two-year renewal option as contained in the original contract to continue to fulfill the commitment to the transit union to provide uniform services.

The MTA feels that the cost to execute this renewal option is competitive with the current market pricing considering the continued fluctuation in costs. Due to the continued need for this service, the MTA will initiate a new competitive procurement which is scheduled to be completed prior to the expiration of this option period.

This contract provides uniform rentals services for the MTA's transit union maintenance and service employees. This contract is necessary due to the collective bargaining agreement (per Federal Regulation 29CFR 1910) that requires uniform sets be provided to MTA union employees who clean and maintain the bus and rail systems for the MTA. Under this contract renewal the Contractor will continue to provide mechanics uniforms, supervisor coats and jackets, shop cloths, aprons, smocks, shirts and pants. In addition, walk off mats for bus and rail maintenance shops and the revenue control facility are to be provided.

Ace Uniform Services, Inc. is an established local vendor in the Baltimore Metro area that has maintained an excellent working relationship with MTA personnel providing uniforms as required by the Contract.

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

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

**FUND SOURCE:** 100% Special (Bus Operations Budget  
Program Funds)

**APPROP. CODE:** J05H0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1598-1111

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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:** 6-S-OPTION **Agency Contact:** Joan Marshall  
443-769-1024  
jmarshall@collegesavingsmd.org

**DEPARTMENT/PROGRAM:** College Savings Plans of Maryland

**CONTRACT ID:** R60R0400002;  
Marketing Services  
ADPICS No. R60B1400008

**CONTRACT APPROVED:** 9/1/2010 DBM BPW Agenda Item 6-S

**CONTRACTOR:** Devaney & Associates, Inc.  
Towson, MD

**CONTRACT DESCRIPTION:** Provide marketing services to the College  
Savings Plans of Maryland (CSPM).

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

**TERM OF ORIGINAL CONTRACT:** 9/1/2010 – 8/31/2011 (w/2 one-year renewal  
options)

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

**AMOUNT OF ORIGINAL CONTRACT:** \$376,331 (1 Year)

**AMOUNT OF OPTION:** \$376,331 (1 Year)

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$752,662

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

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

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

**MBE PARTICIPATION:** 100% (Contractor is a MD Certified MBE);  
Subcontracting goals per Category (See Requesting Agency Remarks below) are as follows:

Category	MBE Subcontracting Goal
1	3.29%
2	10%
3	25.3%
4	5%
5	5%
6	4.51%
7	12.5%
8	6.25%

**REQUESTING AGENCY REMARKS:** Request for approval to exercise the first of two one-year renewal options as contained in the original contract to provide eight categories of marketing services for the CSPM. The eight different categories of work are as follows:

- Category 1: Comprehensive Marketing Plan;
- Category 2: Branding & Advertising;
- Category 3: Printed Collateral;
- Category 4: Traditional Media Planning & Buying;
- Category 5: Interactive Media Planning & Buying;
- Category 6: Community Outreach & Public Relations;
- Category 7: Account Management; and
- Category 8: Marketing Strategy Report.

Approving this action is in the best interest of the State for the following reasons:

1. Devaney & Associates, Inc. has invested considerable time and effort during the first year of the Agreement to gain an understanding of the college savings market in Maryland and how to apply that knowledge to further enhance its ability to help the College Savings Plan of Maryland (CSPM) attract new account holders. CSPM believes Devaney & Associates, Inc. will be able to leverage this knowledge to further improve its services to the agency.

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

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

2. Devaney & Associates, Inc. performed exceptionally well during the initial term of the Agreement, even as it proceeded up the learning curve about CSPM's customers and the college savings market. For example, Devaney & Associates, Inc.'s superior media purchasing and negotiating skills enabled it to purchase 37% more radio spots than during the prior year with the same amount of funding. Also, its design and support of the CSPM on-line paid search campaign obtained a 3.8% "click through" rate as compared with an industry average of 0.25%.
3. The overall results of Devaney & Associates, Inc.'s services enabled CSPM to obtain more Prepaid College Trust enrollments during the 2010 - 2011 enrollment period than for any enrollment period since 2004. Additionally, new accounts opened in both the Prepaid College Trust and the College Investment Plan for the first quarter of 2011 were 28% higher than for the same time period one year ago.
4. CSPM believes that Devaney & Associates, Inc.'s most important pricing component, media commission, is already at a rate that is not likely to be matched or beaten through a new procurement. In the unlikely event that CSPM were to obtain a better price, it would not likely obtain the same level of quality work that Devaney & Associates, Inc. currently provides to the agency.

**FUND SOURCE:** 100% Non-Budgeted  
**APPROP. CODE:** R60H0041  
**RESIDENT BUSINESS:** Yes  
**MD TAX CLEARANCE:** 11-1702-1111

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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 MODIFICATION**

**ITEM:** 7-S-MOD **Agency Contact:** Robert Howells  
410-230-8789  
rhowells@msla.state.md.us

**DEPARTMENT/PROGRAM:** State Lottery Agency (MSLA)  
Information Technology Division

**CONTRACT ID:** 2005-11;  
On-Line Gaming System;  
ADPICS NO. COB99200

**CONTRACT APPROVED:** 10/19/2005 DBM BPW Agenda Item 1-S

**CONTRACTOR:** Scientific Games International, Inc.  
Alpharetta, GA

**CONTRACT DESCRIPTION:** Contract to provide the design, development, implementation, lease, operation and maintenance of a Lottery On-Line Gaming System, including a Central Site System, Retailer Terminals, Software, and a satellite based Telecommunications Network to connect the Retailer Terminals to the Central Site System.

**MODIFICATION DESCRIPTION:** Approval request to modify the contract during the renewal option period to obtain technical enhancements; specifically the Contractor shall provide the Lottery with 657 2-Game Admart Jackpot signs, installation of the signs at Lottery Retailer locations, and service/maintenance support.

**TERM OF ORIGINAL CONTRACT:** 10/26/2005 - 6/26/2011 (w/1 five-year renewal option)

**TERM OF MODIFICATION:** 7/28/2011 – 6/26/2016

**AMOUNT OF ORIGINAL CONTRACT:** \$81,000,000 Est. NTE (5 Years)

**AMOUNT OF MODIFICATION:** \$0 (4 Years, 11 Months)  
(See Requesting Agency Remarks below)

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

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

**PRIOR MODIFICATIONS/OPTIONS:** \$99,086,050 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$180,086,050 Est. NTE

**PERCENT +/- (THIS MODIFICATION):** 0%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 15%

**REQUESTING AGENCY REMARKS:** Request for approval to modify the contract during the renewal option period to provide additional technical enhancements; specifically the Contractor shall provide 657 Lottery 2-Game Admart Jackpot signs, installation of the signs at Lottery Retailer locations, and service/maintenance support for the signs.

The net amount of this modification is zero and there will be no change in the total amount of the Contract. The value of the signs provided will not exceed \$883,400, which the Lottery will pay to the Contractor in the form of a credit in an equal amount applied against current Liquidated Damages ("LDs") already accrued over the period September 2009 through April 2011 and presently owed by the Contractor in accordance with the Contract. The Contractor has specifically acknowledged the amount of LDs due and has agreed to accept the credit against these LDs as payment in full for the signs.

The Admart Jackpot signs acquired by this Modification will be used to promote the MegaMillions and Powerball games at Retailer locations by providing current jackpot amounts and are expected to contribute to increased Lottery sales and revenue.



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

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

**FUND SOURCE:** 100% Special (Lottery Proceeds)

**APPROP. CODE:** E75D0001

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-1773-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

ITEM: 7-S-MOD (Cont)

ATTACHMENT

BPW 7/27/2011

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

Mod #1	\$86,050	Increased the NTE amount to incorporate the Agent Administration Unit and Security Unit into the Retailer Management system for the period 2/15/2008 – 6/26/2011. Approved on the 2/13/2008 DBM BPW Agenda, Item 8-S-MOD.
Option #1	\$99,000,000	Exercised the single five-year renewal option as contained in the original contract for the period 6/27/2011 – 6/26/2016. Approved on the 5/19/2010 DBM BPW Agenda, Item 5-S-OPTION.
Total	<u>\$99,086,050</u>	

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 8-S-MOD **Agency Contact:** Michael Weinfield  
410-767-5616  
mweinfield@dhmh.state.md.us

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

**CONTRACT ID:** DHMH/OCMP 07-9298-4;  
Utilization Review Services  
ADPICS # COD79309

**CONTRACT APPROVED:** 8/9/2006 DBM BPW Agenda Item 4-S

**CONTRACTOR:** APS Health Care  
Baltimore, MD

**CONTRACT DESCRIPTION:** Contract to provide utilization review  
services for individuals with developmental disabilities in Maryland.

**MODIFICATION DESCRIPTION:** Approval request to extend the contract term  
by six months in order to develop two procurements, which will separate parts of the scope of  
work to potentially increase competition and reduce costs. (See Requesting Agency Remarks  
below.)

**TERM OF ORIGINAL CONTRACT:** 9/1/2006 – 8/31/2009 (w/2 one-year  
renewal options)

**TERM OF MODIFICATION:** 9/1/2011 – 2/29/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$3,262,783 (3 Years)

**AMOUNT OF MODIFICATION:** \$928,828 (6 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$3,050,380 (See Attachment)

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

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

**REVISED TOTAL CONTRACT AMOUNT:** \$7,241,991

**PERCENT +/- (THIS MODIFICATION):** +28.46%

**OVERALL PERCENT +/-:** +5.81%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 5%

**REQUESTING AGENCY REMARKS:** Request for approval to extend the term of the current utilization review services contract by six months in order to conduct two new procurements for these services. This modification will allow the continuation of current services, which determine level of need assessments resulting in appropriate amounts of payments for people entering programs. Concurrently, two new procurements are going forward which will potentially increase competition and reduce costs. This will be especially important in view of anticipated increases in clients as a byproduct of additional funding generated by the recently adopted alcohol tax legislation.

The existing Utilization review Services contract has grown unwieldy and inefficient due in part to modifications generated over the years by audit findings and other needs. The intent of the new procurements being prepared will split the Contract into two parts. The first part, Utilization Review will conduct performance audits verifying that referred people are in fact receiving various DDA services, including, but not limited to Community Supported Living Arrangement (CSLA), Individual Support (ISS), Family Support (FSS), and Individual Family Care (IFC) Services.

The second procurement will focus on Level of Need Assessment, which determines rates paid to providers for individual services. The Individual Indicator Rating Scale (IIRS) and the Support Intensity Scale (SIS) are the two principal tools that will be used and evaluated. Properly assessing an individual client's level of need can result in more appropriate levels of reimbursement for all people newly entering services covered under the Fee Payment System (FPS). Under the FPS, payment is made to providers based upon the services delivered and the level of need of the clients receiving these services.

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

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

The potential for cost savings occurs because the pool of qualified providers should be expanded resulting in increased competition for either or both of the procurements. This expansion is due to the fact that while a small number of firms might be able to qualify and respond to both procurements, other firms may be proficient in one or the other of the procurements and thus will be able to respond to just a single procurement.

**FUND SOURCE:** 62.5% General; 37.5% Federal  
**APPROP. CODE:** M00M0102  
**RESIDENT BUSINESS:** Yes  
**MD TAX CLEARANCE:** 11-1549-0110

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

**APPROVED**

DISAPPROVED

DEFERRED ~~WITHDRAWN~~

WITH DISCUSSION

**WITHOUT DISCUSSION**

ITEM: 8-S-MOD (Cont.)

ATTACHMENT

BPW 7/27/2011

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

Option #1	\$1,129,940	Exercised the first of two one-year renewal options as contained in the original contract for the period of 9/1/2009 – 8/31/2010. Approved on the 7/22/2009 DBM BPW Agenda, Item 11-S-OPTION.
Mod #1	\$62,785	Modified the contract to expand the performance audit to include Individual Family Care (IFC) and Family and Individual Support Services (FISS) and to expand the level of need assessment to individuals who are receiving residential, day and supported employment services using the Support Intensity Scale (SIS) for the period of 7/1/2010 - 8/31/2010. Approved on the 6/23/2010 DBM BPW Agenda, Item 14-S-MOD.
Option #2	\$1,169,140	Exercised the second and final one-year renewal option as contained in the original contract for the period of 9/1/2010 - 8/31/2011. Approved on the 6/23/2010 DBM BPW Agenda, Item 14-S-MOD.
Mod #2	\$688,515	Modified the contract to expand the performance audit to include IFC and FISS and to expand the level of need assessment to individuals who are receiving residential, day and supported employment services using the SIS for the period of 9/1/2010 - 8/31/2011. Approved on the 6/23/2010 DBM BPW Agenda, Item 14-S-MOD.
Total	<u>\$3,050,380</u>	

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 9-S-MOD **Agency Contact:** Sandra Johnson  
410-767-7408  
Sjohnso5@dhr.state.md.us

**DEPARTMENT/PROGRAM:** Human Resources (DHR)  
Frederick County Department of Social  
Services (FCDSS)

**CONTRACT ID:** FCDSS/FIA/10-006-A2;  
ADPICS No. COD78652

**CONTRACT APPROVED:** 6/9/2010 DBM BPW Agenda Item 6-S

**CONTRACTOR:** Marvatemp, Inc. (d.b.a. Manpower, Inc.)  
Fredrick, MD

**CONTRACT DESCRIPTION:** Provide employment services for the  
Welfare-to-Work Initiatives Program and the Food Stamp Supplemental Program Work  
Registration Program.

**MODIFICATION DESCRIPTION:** Approval request to extend the contract by  
five months to allow adequate time to complete the procurement process and award a new  
contract.

**TERM OF ORIGINAL CONTRACT:** 11/1/2009 – 10/31/2010

**TERM OF MODIFICATION:** 8/1/2011 – 12/31/2011

**AMOUNT OF ORIGINAL CONTRACT:** \$195,760 (1 Year)

**AMOUNT OF MODIFICATION:** \$81,566 (5 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$146,874 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$424,200

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

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

**PERCENT +/- (THIS MODIFICATION):** +41.67%

**OVERALL PERCENT +/-:** +116.69%

**ORIGINAL PROCUREMENT METHOD:** Sole Source  
(See Requesting Agency Remarks below)

**MBE PARTICIPATION:** 25%

**REQUESTING AGENCY REMARKS:** Request for approval to extend the contract term by five months to allow the Frederick County Department of Social Services (FCDSS) to maintain employment services for clients while a new procurement is completed and an award is made.

This Contract prepares and places Temporary Cash Assistance (TCA) and Non-custodial Parent Employment Program (NPEP) customers in jobs that provide independence from welfare; and provides training for Food Stamp Employment Training (FSET) and Able-Bodied Adults without Dependents (ABAWD) customers identified as mandatory work registrants. Marvatemp, Inc. has successfully been providing these services to FCDSS customers. The program services include a week-long classroom experience, which focuses on job readiness training to help assure the success of customers who hope to transition from welfare rolls to financial independence through employment. The Welfare-to-Work Initiative involves working collaboratively with FCDSS to provide a continuum of services, aggressively leveraging resources in order to maximize employment skills, providing community service sites, as well as external work experience opportunities with private employers and other human service and non-profit agencies, which in turn will lead to identifying potential employment opportunities. In addition, the program's subcontractor, BRIDGES, Inc., also offers a daily job lab option for all of these same customers. The BRIDGES program also provides assistance in placing customers who are asked to do community service work, and acts as a liaison with the employer community for BRIDGES graduates.

Over the past 12 months, the Contractor served approximately 240 TCA clients and 135 FSET/ABAWD clients. Of those clients served, 132 TCA clients have been placed in jobs (a 55% success rate); and 129 FSET/ABAWD clients completed the training program. In addition, 20 NPEP clients were served, and 9 were placed in jobs (a 45% placement rate). DHR is satisfied with the performance of the Contractor for these services.



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

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

These services were awarded to Marvatemp, Inc. through a competitive procurement on the 10/31/2007 DBM BPW Agenda, Item 3-S. The two-year contract (11/1/2007 – 10/31/2009) contained a one-year renewal option. However, the Procurement Officer (PO) at FCDSS retired in January 2009. The person that replaced him did not submit the option renewal to DHR in time for presentation to the BPW for approval. As a result, the renewal option was not exercised by DHR/FCDSS prior to the end of the base contract term; however the Contractor continued to provide services for FCDSS. When DHR realized the omission, a retroactive sole source BPW item was submitted for the time period that would have been the one-year renewal option (DBM BPW Agenda 6/9/2010, Item 6-S). The BPW approved this retroactive approval submission.

In order to allow for time to complete the procurement process for a new Contract, DHR requested and received approval for a nine-month modification to the existing contract (DBM BPW Agenda 10/20/2010, Item 4-S-MOD). DHR forwarded the new Request for Proposals (RFP) to DBM for review in December 2010. DBM responded with comments to the RFP in early January 2011, and DHR submitted revisions in April 2011. However, these revisions were not complete to include a new pricing strategy. To this date DHR has not sent the RFP back to DBM for final approval prior to publication. It is currently under review by the Office of the Attorney General, and should be finalized shortly.

It is judged that the five month extension will be a sufficient amount of time to complete the RFP process and have an award recommendation to submit to the BPW in December 2011.

<b>FUND SOURCE:</b>	100% Federal
<b>APPROP. CODE:</b>	N00G0010; N00G0002
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	11-1622-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 9-S-MOD

ATTACHMENT

BPW 7/27/2011

Mod #1

\$146,874

Modified the contract by extending the term by nine months in order to allow adequate time to complete the procurement process and award a new contract. For the period of 11/1/2010 - 7/31/2011. Approved on the 10/20/2010 DBM BPW Agenda, Item 4-S-MOD.

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 10-S-MOD                      **Agency Contact:** Sandy Johnson  
410-767-7408  
SJohnso@dhr.state.md.us

**DEPARTMENT/PROGRAM:** Human Resources (DHR)  
Social Services Administration (SSA)  
Foster Care Maintenance Payments Program

**CONTRACT ID:** See Attachment 1- A1 and A2;  
Child Placement Agency  
APDICS CO Nos. See Attachment 2

**CONTRACT APPROVED:** 6/15/2011 DBM BPW Agenda Item 7-S

**CONTRACTORS:** See Attachment 2

**CONTRACT DESCRIPTION:** Approval request to provide Child Placement Agency (CPA) services for a total of 3,146 clients at various locations throughout Maryland through 52 separate CPA contracts.

**MODIFICATION DESCRIPTION:** Approval request to modify six of the contracts to increase or decrease the number of available child placement agency beds, and at the same time align the contract rates to reflect the FY2012 rates established by Interagency Rates Committee.

**TERM OF ORIGINAL CONTRACT:** 7/1/2011 - 6/30/2012 (w/1 one-year renewal option)

**TERM OF MODIFICATION:** 8/1/2011 - 6/30/2012

**AMOUNT OF ORIGINAL CONTRACTS:** \$149,974,255 Grand Total

**AMOUNT OF MODIFICATION:** (\$58,212) Net Total (11 Months)

**PRIOR MODIFICATIONS:** \$92,339 Net Total (See Attachment 1)

**REVISED TOTAL CONTRACTS AMOUNT:** \$150,008,382 Grand Total

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

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

**PERCENT +/- (THIS MODIFICATION):** -0.04%

**OVERALL PERCENT +/-:** +0.02%

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

**MBE PARTICIPATION:** Five of the six providers are required to meet the 5% MBE subcontracting goal. (See Attachment 2)

**REQUESTING AGENCY REMARKS:** Request for approval to increase the number of child care beds for three providers, decrease the number of child care beds for three providers for a net increase of 10 beds, and at the same time align the contract rates for all six providers to reflect FY2012 rates established by Interagency Rates Committee (IRC), effective August 1, 2011.

The FY2012 IRC rates were available at the end of June 2011 after the award of the new CPA contracts. Six of the Providers had changes in the bed counts and rates that would take effect on 7/1/2011. Three of the providers currently had children in the beds, so the contracts needed to be modified immediately in order for the providers to continue serving these children at the start of the new contracts on 7/1/2011. DHR, under its delegated authority, approved modifications for three providers for one month, 7/1/2011 – 7/31/2011, in order to maintain services and submit a new modification for the IRC rates and bed counts for the remainder of the terms of the contracts.

The modification details are shown in Attachment 2 and as follows:

- 3 contracts increase the number of child care beds for a total of 31 additional beds;
- 2 contracts decrease the number of child care beds for a total of 19 less beds; and
- 1 contract has a net decrease in the number of child care beds for a total of two less beds through the addition of four beds in one program and the reduction of six beds in another program. The rates for the four beds (\$252,869) are higher than the rates for the six beds (\$239,970); therefore, the modification amount has a net increase of \$12,899.

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

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

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

The Governor's Office For Children (GOC) is the single point of entry for private providers interested in supplying care under approved negotiated rates for youth of the various State agencies. These providers have rates that have been approved by the Interagency Rates Committee.

Procurement with these service providers has complied with the requirement for Non-Competitive Negotiated Procurement of Human, Social or Educational Services. In accordance with COMAR 21.14.01.04, below are reasons for this method of procurement:

1. DHR's Procurement Officer and Secretary have determined that although there are several potential service providers, the demand for providers exceed the supply, thus making competitive sealed procurements inappropriate.
2. The services are for child placement agency foster care and the licensing standards are found in COMAR 07.02.11, 07.02.13, 07.02.21 and 07.02.23.
3. Neither DHR nor GOC, on behalf of the Sub-cabinet, has the facilities or personnel to provide this type of service for the additional 10 youth committed to DHR to be served under these contracts. Therefore, it is in the best interest of the State that DHR contracts for these services.

**FUND SOURCE:** 66% General; 34% Federal  
**APPROP. CODE:** N00G0001  
**RESIDENT BUSINESSES:** Yes for all  
**MD TAX CLEARANCES:** See Attachment 2

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

ITEM: 10-S-MOD (Cont.)

ATTACHMENT 1

BPW 7/27/2011

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

Mod #1                    \$92,339

Modified three contracts (A1) to increase the number of child care beds for three providers to ensure that placement disruptions for youth would not occur and to align the contract rates to reflect FY2012 rates established by the Interagency Rate Committee (IRC) for the period of 7/1/2011 to 7/31/2011. The IRC rates were received after the original contracts were submitted to the BPW for approval. Approved by DHR on 7/1/2011.

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\$92,339

Cumulative Total of the three Contracts (see Attachment 2 for details).

ATTACHMENT 2

ITEM: 10-S-MOD (Cont.)

CONTRACT # CONTRACTOR/CITY/STATE ADPICS CO #/ MD TAX CLEARANCE	ORIGINAL # OF CHILD CARE BEDS	+/- # OF BEDS (MODS 1 & 2)	REVISED # OF CHILD CARE BEDS	ORIGINAL CONTRACT AMOUNT	MOD #1 AMOUNT	MOD #2 AMOUNT	TOTAL REVISED CONTRACT AMOUNT	% +/- THIS MOD #2	% +/- OVERALL
<b>CHILD PLACEMENT AGENCY</b>									
SSA/CPA-12-008-A1; 5% MBE Goal Board of Child Care of the United Methodist Church, Inc. Baltimore, MD Tax Clearance #11-1579-0110 ADPICS No. COD79262	31	12	43	\$1,312,836	\$0	\$501,312	\$1,814,148	38.19%	38.19%
SSA/CPA-12-035-A2; 5% MBE Goal New Pathways, Inc. Baltimore, MD Tax Clearance #11-1584-0110 ADPICS No. COD79821	82	(2)	80	\$4,031,706	\$22,988	\$12,899	\$4,067,593	0.32%	0.89%
SSA/CPA- 12-037-A2; 5% MBE Goal Parker Therapeutic Services, Inc. Baltimore, MD Tax Clearance #11-1585-0111 ADPICS No. COD79789	28	12	40	\$1,279,236	\$45,684	\$502,524	\$1,827,444	39.28%	42.85%
SSA/CPA-12-025-A2 Jumoke, Inc. Baltimore, MD Tax Clearance #11-1583-0111 ADPICS No. COD79661	15	7	22	\$608,520	\$23,667	\$251,559	\$883,746	41.34%	45.23%
SSA/CPA 09-052-A1; 5% MBE Goal Woodbourne Center, Inc. Baltimore, MD Tax Clearance # 11-1586-0110 ADPICS No. COD79215	77	(9)	68	\$2,919,378	\$0	(\$556,446)	\$2,362,932	-19.06%	-19.06%
SSA/CPA-12-034-A1; 5% MBE Goal Neighbor to Family, Inc. Baltimore, MD Tax Clearance # 11-1606-0111 ADPICS No. COD79831	95	(10)	85	\$4,280,985	\$0	(\$770,060)	\$3,510,925	-17.99%	-17.99%
<b>CUM. TOTAL FOR 6 CONTRACTS (MODS 1 &amp; 2):</b>	<b>328</b>	<b>10</b>	<b>338</b>	<b>\$14,432,661</b>	<b>\$92,339</b>	<b>(\$58,212)</b>	<b>\$14,466,788</b>	<b>-0.40%</b>	<b>0.24%</b>
<b>REVISED GRAND TOTAL FOR ALL CPA CONTRACTS:</b>	<b>3,146</b>	<b>10</b>	<b>3,156</b>	<b>\$149,974,255</b>	<b>\$92,339</b>	<b>(\$58,212)</b>	<b>\$150,008,382</b>	<b>-0.04%</b>	<b>0.02%</b>

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 11-S-MOD **Agency Contact:** Albert Annan  
410-767-0114  
aannan@msde.state.md.us

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

**CONTRACT ID:** R00B7200063;  
Maryland High School Assessments  
ADPICS No. COD72721

**CONTRACT APPROVED:** 4/16/2007 DBM BPW Agenda Item 6-S

**CONTRACTOR:** Educational Testing Service (ETS)  
Princeton, NJ

**CONTRACT DESCRIPTION:** Contract awards to two vendors for the development of the Maryland High School Assessment (HSA) Test, to include two modules. Module I is for development, administration, analysis and reporting of the HSA. Module II is for scanning and scoring the HSA student responses. The HSA tests, which include English, government, biology, and algebra/data analysis, are end-of-course tests of a student's knowledge of the skills outlined in each Core Learning Goal (CLG). The tests are administered statewide to students in grades 6-12. (This contract covers test administrations for 2007 through 2012.)

**MODIFICATION DESCRIPTION:** Approval request to modify the contract to eliminate the Government assessment portion of the tests from the Module I of the Maryland High School Assessment (HSA) tests and the Modified Maryland High School Assessments (Mod-HSA) due to statewide costs containment.

**TERM OF ORIGINAL CONTRACT:** 4/20/2007 – 12/31/2012

**TERM OF MODIFICATION:** 7/27/2011 – 12/31/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$52,426,111 (5 Years)



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

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

**AMOUNT OF MODIFICATION:** (\$2,413,490) (1 Year; 5 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$26,454,241 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$76,466,862

**PERCENT +/- (THIS MODIFICATION):** -4.60%

**OVERALL PERCENT:** -3.05%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 0.49%

**REQUESTING AGENCY REMARKS:** The HSA tests are end-of-course assessments in algebra/data analysis, English, government, and biology that are administered to students in grades 6-12 Statewide. Students are required to take and pass all four assessments or obtain a combined score on all four assessments of 1602 in order to receive a high school diploma. Three of the four HSA tests, algebra/data analysis, English and biology are used to fulfill the No Child Left Behind (NCLB) Act of 2001 and adequate yearly progress (AYP) measurement reporting requirement. The AYP is a measurement defined by the federal No Child Left Behind Act that allows the U.S. Department of Education to determine how every public school and school district in the country is performing academically in reading and mathematics according to results on standardized tests.

Included in the HSA is the Mod-HSA assessment which is based on modified academic achievement standards designed for the assessment of students with disabilities receiving special education services who meet specific participation requirements. A student who is eligible for the Mod-HSA will be identified based on his/her individual evaluation information and instructional and service information on his/her Individualized Education Plan (IEP), as required by federal law for special education students. The Mod-HSA differs in format from the HSA in that it provides students access to the grade level content standard that incorporate variations in test delivery to meet the specific learning characteristics of the student.

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

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

Due to cuts from the Maryland State Department of Education (MSDE) FY2012 budget, the government portion of HSA and Mod-HSA taken by all high school students in Maryland will be eliminated beginning with the summer 2011 test administration. Included in the change to the scope of services is a reduction in the quantity of tests to be printed. The net result of the change in the scope of services is an overall contract price reduction of \$2,413,490.

The elimination of the government portion of the assessments will not have an adverse effect on the State's compliance with federal requirements because the government assessment is not a mandatory component of the NCLB Act.

<b>FUND SOURCE:</b>	100% General
<b>APPROP. CODE:</b>	R00A0104
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	11-1309-1111

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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 7/27/2011

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

Mod #1	\$27,554,652	Modification of contract to: (1) develop, score and report alternative high school assessment for special education students, (2) discontinue and remove the constructed response items from the MHSA and develop and replace with selective response (multiple choice) items. Approved on the 12/12/2007 DBM BPW Agenda, Item 16-S-MOD.
Mod #2	(\$1,100,411)	Modification of contract to remove from Module 1 the Secure Back up Forms from the administrations of the 2010 and 2011 test editions. Approved on the 3/24/2010 DBM BPW Agenda, Item 8-S-MOD.
Total	<u>\$26,454,241</u>	

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 12-S-MOD **Agency Contact:** Clarence J. Snuggs  
410-514-7006  
Snuggs@mdhousing.org

**DEPARTMENT/PROGRAM:** Department of Housing and Community  
Development (DHCD)  
Community Development Administration  
Multifamily Programs

**CONTRACT ID:** S00R1400009;  
Temporary Agency Mortgage and  
Accountant Staffing In Support Of The  
Maryland Emergency Mortgage Assistance  
Program  
ADPICS No. COD79386

**CONTRACT APPROVED:** 3/4/2011 DBM Delegated Approval

**CONTRACTORS:** AdNet/ AccountNet, Inc.  
Columbia, MD  
  
CMT Services, Inc.  
Mitchellville, MD

**CONTRACT DESCRIPTION:** Contracts for two temporary staffing  
agencies to provide employees to supplement existing DHCD financial staffing resources in  
support of the Maryland Emergency Mortgage Assistance Program (EMA).

**MODIFICATION DESCRIPTION:** Approval request to increase the total compensation  
amounts of the two contracts based upon the increased need for temporary staff.

**TERM OF ORIGINAL CONTRACTS:** 3/4/2011 – 9/6/2012

**TERM OF MODIFICATIONS:** 7/27/2011– 9/6/2012

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

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

**AMOUNT OF ORIGINAL CONTRACTS:** \$100,000 NTE (AdNet/ AccountNet, Inc.)  
\$100,000 NTE. (CMT Services, Inc.)  
\$200,000 NTE Total (1 ½ Years)

**AMOUNT OF MODIFICATIONS:** \$170,000 NTE (AdNet/ AccountNet, Inc.)  
\$ 30,000 NTE (CMT Services, Inc.)  
\$200,000 NTE Total  
(1 Year, 1 Month, 10 Days)

**PRIOR MODIFICATIONS/ OPTIONS:** \$0 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNTS:** \$270,000 NTE (AdNet/ AccountNet, Inc.)  
\$130,000 NTE (CMT Services, Inc.)  
\$400,000 NTE Grand Total

**OVERALL PERCENT +/- (THIS MOD):** +100%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 25%

**REQUESTING AGENCY REMARKS:** Request for approval to modify the two temporary staffing contracts to increase the total compensation amounts based upon an increase in need in support of the Maryland Emergency Mortgage Assistance Program.

On 4/1/2011, the U.S. Department of Housing and Urban Development (HUD) awarded the Department \$39,683,534 of federal Emergency Homeowner Loan Program (EHL) grant funds to use through the Department's substantially similar program, the Maryland Emergency Mortgage Assistance Program (EMA). The goal of EHL is to help homeowners facing foreclosure due to job loss or a significant decrease in wages, including those who have lost income due to illness.

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

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

Since all EHLP funds must be obligated by 9/30/2011, the Department contracted with two temporary staffing agencies as a flexible source of additional personnel resources to manage loan application intake, processing and reporting. Due to a number of factors, including program demand, the number of weekend outreach events that must be manned, and additional use of more flexible temporary agency resources rather than contractual employees, the requirement for temporary staffing significantly increased beyond the original estimate.

In order to have sufficient resources to continue to assist homeowners and ensure that the Department is able to obligate 100% of the EHLP funds, the Department requests an increase in total compensation for the two temporary staffing services contracts.

<b>FUND SOURCE:</b>	100% Federal (Emergency Homeowner Loan Program Grant)
<b>APPROP. CODE:</b>	S00A2701
<b>RESIDENT BUSINESSES:</b>	Yes
<b>MD TAX CLEARANCES:</b>	11-1673-0111 (AdNet/AccountNet, Inc.) 11-1674-0111 (CMT:Services, Inc.)

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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 7/27/2011

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

MOD #1	\$0	Modified contracts to allow over-time for temporary employees at 1 ½ times the fixed rate. All overtime must be pre-approved based upon projects from DHCD for the period of 5/11/2011 – 9/6/2012. Approved by DHCD on 5/11/2011.
MOD #2	\$0	Modified contracts to incorporate certain terms and certifications required by the United States Department of Housing and Urban Development into the contract for the period of 6/1/2011 – 9/6/2012. Approved by DHCD on 6/1/2011.

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

**GENERAL MISCELLANEOUS**

**ITEM:** 13-GM

**Agency Contact:** Larry Williams  
410-260-7195  
larryw@dbm.state.md.us

**DEPARTMENT:**

Budget and Management (DBM)  
Division of Procurement Policy  
& Administration (DPPA)  
Fleet Administration Unit (FAU)

**AMOUNT OF REQUEST:**

N/A

**DESCRIPTION:**

Standards for FY2012.

Request for approval of Motor Vehicle Purchase

**REQUESTING AGENCY REMARKS:** In accordance with Section 3-502 State Finance and Procurement Article, DBM is responsible for approving and submitting to the BPW for approval, the Purchase Standards for motor vehicles for use by the Executive Branch of State Government during FY2012. Vehicle types included are similar to those approved for FY2011 with the addition of four alternative fuel and electric vehicle types. Purchase Standards will be submitted throughout the remainder of FY2012 as they are developed for low volume, special purpose motor vehicles.

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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 OPTION**

**ITEM:** 1-AE OPT

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: Joe Evans

**INSTITUTION:**

University of Maryland, Baltimore

**CONTRACT ID:**

On Call Architectural/Engineering Services for  
Small Projects RFP# 86365MM

**CONTRACT APPROVED:**

USM Item 1-AE (9/1/2010)

**CONTRACTORS:**

Read & Company Architects, Inc.  
Baltimore, MD 21202

Melville Thomas Architects, Inc.  
Baltimore, MD 21210

Gant Brunnett Architects, Inc.  
Baltimore MD 21201

Colimore Architects, Inc.  
(Formally, Colimore Thoemke Architects, Inc.)  
Baltimore, MD 21230

Sanders Designs, P.A.  
Cockeysville, MD 21030

Ammon Heisler Sachs Architects, P.C.  
Baltimore, MD 21201

Ziger Snead LLP Architects  
Baltimore, MD 21201

**CONTRACT DESCRIPTION:** On Call Architectural/Engineering Services for Small Projects (A/E fees less than \$100K) for the provision of A/E services for the University System of Maryland institutions in the Baltimore region on an as needed basis. The project renovation types include classrooms, laboratories, conference rooms, office spaces, and associated administrative areas.

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 1-AE OPT (continued)

**OPTION DESCRIPTION:** This is the first renewal option for On-Call A/E Design Services for Small Projects.

**TERM OF ORIGINAL CONTRACT:** 09/01/10 – 08/31/11 (With 4 one-year renewal options)

**TERM OF OPTION:** 09/01/11 – 08/31/12

**AMOUNT OF ORIGINAL CONTRACT:** \$1,750,000 estimated annually  
No single project will exceed \$100,000

**AMOUNT OF OPTION:** \$1,750,000 estimated annually

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 15%

**PERFORMANCE SECURITY:** N/A

**REQUESTING INSTITUTION REMARKS:** This renewal is the first renewal option for the On Call AE for Small Projects contract. Renewal is recommended for the seven firms based on satisfactory performance in meeting short lead-time projects requiring a quick response. Pricing under the original contract is unchanged for this option period. These firms will be required to utilize the hourly rates they quoted as part of this procurement for the term of the contract. Colimore Thoenke Architects, Inc. changed their name to Colimore Architects, Inc.

**FUND SOURCE:** Various Institutional

**RESIDENT BUSINESSES:** Yes

**MD TAX CLEARANCE NO:** 11-1695-0111 (Read & Company, Inc.)  
11-1696-1111 (Melville Thomas, Inc.)  
11-1697-0111 (Gant Brunnett, Inc.)  
11-1698-0111 (Colimore Architects, Inc.)  
11-1699-0111 (Sanders Design PA)  
11-1700-1111 (Ammon Heisler Sachs PC)  
11-1701-1111 (Ziger Snead LLP)

**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 OPTION**

**ITEM:** 2-C OPT

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: Joe Evans

**INSTITUTION:** University of Maryland, Baltimore

**CONTRACT ID:** On-Call Minor Electrical Contracting Services  
Bid #86282JK

**CONTRACT APPROVED:** USM Item 2-C (8/11/10)

**CONTRACTORS:** Cove Electric, Inc.  
Edgewood, MD 21040

MGM Electrical Systems, Inc.  
Severna Park, MD 21146

Union Electric Company, LLC  
Rosedale, MD 21237

Blumenthal-Kahn Truland Electric, LLC  
dba BKTruland Electric  
Baltimore, MD 21244

**CONTRACT DESCRIPTION:** Contractor to furnish all labor, materials, equipment, and supervision necessary for electrical construction projects on an "on call" basis for the Physical Plant/Offices of Facilities Management at the University System of Maryland institutions in the Baltimore Region.

**OPTION DESCRIPTION:** Exercise first renewal option.

**ORIGINAL CONTRACT TERM:** 08/11/2010 - 08/10/2011 (with 4 one-year renewal options)

**OPTION TERM:** 08/11/2011 - 08/10/2012

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 2-C OPT (Continued)

**ORIGINAL CONTRACT AMOUNT:** \$400,000 estimated annually  
No single project will exceed \$100,000

**OPTION AMOUNT:** \$400,000 estimated annually

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 15%

**PERFORMANCE SECURITY:** N/A

**REQUESTING INSTITUTION REMARKS:** This renewal is the first renewal option for On-Call Minor Electrical contract. Renewal is recommended for the four firms based on satisfactory performance in meeting short lead-time projects requiring a quick response. These firms will be required to utilize the fixed hourly rates as well as material mark-up, sub-contractor mark-up, and equipment rental mark-up they quoted as part of this procurement for the term of the contract. Pricing under the original contract is unchanged for this option period.

**FUND SOURCE:** Various Institutional Funds

**RESIDENT BUSINESSES:** Yes

**MD TAX CLEARANCE NO:** 11-1631-1111 Cove Electric, Inc.  
11-1632-0111 MGM Electrical Systems, Inc.  
11-1633-1111 Blumenthal-Kahn Truland Electric, LLC  
dba BKTruland Electric  
11-1634-0111 Union Electric

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**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:** 3-C

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: Joe Evans

**INSTITUTION:**

University of Maryland, Baltimore

**CONTRACT ID:**

On-Call General Contractor for the UM  
MPRC Spring Grove MRI Building Project  
Task Order Bid #10-408  
On Call Contract C-00635

**CONTRACT APPROVED:**

USM Item 2-C (6/17/09)  
USM Item 10-C OPT (6/23/10)  
USM Item 4-C OPT (6/15/11)

**DESCRIPTION:** Construct 1,723 SF single-story wood-frame building to house a 3T MRI with auxiliary services at the Spring Grove Psychiatric Hospital.

**AWARD:**

North Point Builders, Inc.  
Baltimore, MD 21222

**CONTRACT TERM:**

Six Months from Construction Notice-to-Proceed

**AMOUNT:**

\$849,900

**PROCUREMENT METHOD:**

On-Call GC Task Order Bids

**TASK ORDER BIDS:**

<u>Bids</u>	<u>Price</u>
North Point Builders, Inc. Baltimore, MD	\$849,900
Jeffrey Brown Contracting, LLC Towson, MD	\$866,988
Waverly Construction Co., Inc. Baltimore, MD	\$899,000

SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

ITEM: 3-C (continued):

Hayes Construction \$1,024,602  
Phoenix, MD

John W. Brawner Contracting Co., Inc. \$1,031,929  
Hunt Valley, MD

MBE PARTICIPATION: 25%

PERFORMANCE BOND: A 100% performance bond is required.

REQUESTING INSTITUTION REMARKS: The solicitation was bid amongst the seven On Call General Contractors. Five bids were received and analyzed in accordance with On Call Contract #C-00635 established by the University. Award is recommended to North Point Builders, Inc., the lowest price bidder. The building will house offices, MRI exam room, MRI equipment spaces, and a waiting area.

FUND SOURCE: Plant Funds

APPROP. CODE: R30B21

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE NO: 11-1721-1111

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**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 4-C MOD

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: Joe Evans

**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)  
USM Item 5-C (6/01/11)

**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.

**DESCRIPTION OF MODIFICATION:** Award GMP#2 for construction which includes selective demolition, scaffolding, masonry, roofing, mechanical, electrical, CM allowances, CM general conditions, CM contingency, and CM construction fee.

**TERM OF CONTRACT:** Eighteen months from the issuance of the construction notice to proceed.

**AMOUNT OF ORIGINAL CONTRACT:** \$85,368 (pre-construction fees only)

**AMOUNT OF MODIFICATION:** \$8,319,953

**AMOUNT OF PRIOR MODIFICATIONS:** \$11,562,794

**REVISED TOTAL CONTRACT AMOUNT:** \$19,968,115

**MBE PARTICIPATION:** 25%

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 4-C MOD (continued)

**PERFORMANCE BOND:** A 100% performance bond is required.

**ORIGINAL PROCUREMENT METHOD:** Competitive sealed proposals

**REQUESTING INSTITUTION REMARKS:** This project is for the restoration of Newell and Richmond Halls at Towson University. This item recommends modifying Lewis Contractor's contract to award GMP# 2 for sitework, excavation support and underpinning, cast-in-place concrete, unit masonry, structural & miscellaneous steel, carpentry, interior architectural woodwork, waterproofing & joint sealants, doors, frames & hardware, aluminum storefronts glass & glazing, wood windows, drywall, ceramic tile & stone flooring, carpet & resilient flooring, painting and concrete sealers, toilet compartments & accessories, louvers & vents, panel signage, fire protection specialties, horizontal louver blinds, sprinkler systems, elevators, CM allowances, UM allowances, CM general conditions, CM contingency, and CM construction fee. Awards of trade contracts for GMP #2 are based on low bid and MBE participation. One additional GMP is anticipated for the remainder of the work that cannot be defined until demolition is complete.

The original estimated construction cost was \$13,325,000. During the design process it was determined that a more extensive interior renovation was needed for the removal and remediation of hazardous material, upgrading mechanical and electrical systems, reconfiguration of dorm room space, and ADA compliance and accessibility. The revised estimated construction cost for this project is \$20,150,548. The contract has an MBE goal of 25%. Lewis Contractors has achieved 30.4% MBE participation on this GMP and 25.9% to date.

**FUND SOURCE:** USM Academic/Auxiliary Facility Revenue Bonds

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1751-1011

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**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: Joe Evans

**INSTITUTION:**

University of Maryland, College Park for  
Salisbury University

**CONTRACT ID:**

Design-Build Contract with Guaranteed Maximum Price  
Chester and Choptank Residence Halls Renovation  
Salisbury University  
Contract No. B-400157-K  
Project No. 11-482-598-00

**CONTRACT DESCRIPTION:** Design-Build Contractor to provide design-build services for pre-construction, design and construction phases, inclusive of the actual construction, to renovate two existing residence halls, Chester Hall and Choptank Hall. The residence halls, which are almost identical, are high-rise buildings originally constructed in 1972. Chester Hall is a 48,118 gsf; 32,135 nsf building; Choptank Hall is also a 48,118 gsf building with 32,291 nsf. No significant renovations have occurred since their original construction date. Among the construction requirements are the following: upgrade bathroom exhaust systems; replace all fixtures in bathrooms; refurbish elevator cab, controls and gear; new addressable fire alarm system throughout with public address function; new IT closet to industry standards; new finishes throughout buildings; new domestic water piping; and bring buildings into code compliance. This Design-Build with GMP Contract will be awarded in two phases: first will be the preconstruction/design phase, followed by the construction phase upon approval of the GMP for all of the construction work. The projected construction cost for this project is \$10.5 million.

**AWARD:**

The Whiting-Turner Contracting Company  
Baltimore 21286

**TERM:**

Design: 07/27/11 – 01/13/12  
Construction: 04/25/12 – 08/03/12

**AMOUNT:**

\$1,062,441 (Pre-Construction and Design Phase Services Only)

**PROCUREMENT METHOD:**

Competitive Sealed Proposals (one proposal received)

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM: 5-C (continued)**

<b>PROPOSALS:</b>	<u>Technical</u>	<u>Price</u>	<u>Total</u>	<u>Evaluated Price</u>
The Whiting-Turner Contracting Company Baltimore, Maryland 21286	60	40	100	\$2,471,890

**MBE PARTICIPATION:** 25%

**PERFORMANCE BOND:** Equal to contract amount

**REQUESTING INSTITUTION REMARKS:** This project was advertised in *eMarylandMarketPlace*. Four firms submitted proposals. One proposal was determined to be technically acceptable and susceptible of award. The prospective awardee, The Whiting-Turner Contracting Company, brings an experienced, integrated design-build team to the project with significant higher education experience. The proposal demonstrated a comprehensive understanding of cost and schedule requirements. The evaluated price reflects pre-construction and design phase services; construction services; general conditions and BIM alternate #1 for a total of \$2,471,890. The University's estimate for the same scope of services was \$2,156,000.

The initial award amount of \$1,062,441 is for pre-construction and design phase services only. The contract amount will be modified after submittal of the Guaranteed Maximum Price (GMP) for construction. A contract modification for acceptance of the GMP will be presented to the Board for approval at that time.

MBE participation during the Pre-Construction/Design Phase totals 27.5%, exceeding the established goal of 25%.

Facilities Management/ Department of Capital Projects at the University of Maryland, College Park will manage the work with procurement support from the University's Department of Procurement and Supply.

**FUND SOURCE:** USM Auxiliary Revenue Bonds

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1770-1111

**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**

**GENERAL/MISCELLANEOUS**

**ITEM: 6-GM**

**Agency Contact: James Salt**  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: Joe Evans

**Recommendation:** That the Board of Public Works approve the use of General Obligation Bond funding proceeds for the following contracts totaling \$147,195.00.

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

**1. University of Maryland, College Park Maryland for  
Bowie State University, Fine and Performing Arts Center**

**Description:** Furnish miscellaneous audio/video equipment items  
Items: C17-06, C41-01, C53-01, C60-11  
Purchase Order P154813  
**Procurement Method:** Simplified Procurement  
**Award:** Bradford Media System  
10 Potomac Valley Drive  
Fort Washington, MD 20744  
**Amount:** \$5,017.00  
**Fund Source:** MCCBL OF 2010: *Provide funds to equip the Bowie  
Fine & Performing Arts Center. Item 903*  
**Resident Business:** Yes  
**MD Tax Clearance:** 11-1286-1111

**2. University of Maryland, College Park Maryland for  
Maryland Fire and Rescue Institute Regional Training Center, Edgewood**

**Description:** Furnish Dry Erase Board  
Equipment List C2-04  
Purchase Order G154966  
**Procurement Method:** Small Procurement  
**Award:** Glover Sales Group LLC  
221 Cockeysville Road  
Cockeysville MD 21030  
**Amount:** \$1,305  
**Fund Source:** MCCBL of 2010: *Provide funds to equip the MFRI North  
East Regional Training Center: Item 043*  
**Resident Business:** Yes  
**MD Tax Clearance:** 11-1794-1111

SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

ITEM: 6-GM (continued)

3. University of Maryland, Baltimore  
UMB School of Pharmacy

**Description:** Purchase of:  
12 ea David Edwards Chairs  
4 ea Viper task Chairs  
2 ea 30" Lateral Files  
Purchase Oder 846329

**Procurement Method:** Preference Provider

**Award:** Maryland Correctional Enterprises (MCE)  
Jessup, MD

**Amount:** \$12,968.00

**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy. Item 052*

**Resident Business:** Yes

**MD Tax Clearance No:** 11-1191-1110

4. Coppin State University  
Hebrew Orphan Asylum

**Description:** The Hebrew Orphan Asylum building was shored to mitigate structure problems. The shoring equipment was intended as temporary but additional damage occurred during severe weather requiring long-term shoring of the structure until structural improvements could be made. The rent for the shoring has cost CSU approximately \$9,000/month. Purchasing the shoring equipment from the original provider is better financially than paying rent.

**Procurement Method:** Sole Source

**Award:** Harsco Infrastructure Americas  
Paramus, NJ

**Amount:** \$127,905.00

**Fund Source:** MCCBL 2006: *Provide a portion of the funds for the demolition of structures, including the remediation and disposal of asbestos and lead paint, on the Lutheran Hospital site. Item 052*

**Resident Business:** No

**MD Tax Clearance No:** 11-1761-1111

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**

**ARCHITECTURE/ENGINEERING SERVICES**

**ITEM:** 7-A/E

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: Joe Evans

**INSTITUTION:** University of Maryland University College

**CONTRACT ID:** AE Services for the Renovations to the Inn and Conference Center Renovations  
RFP 90949

**CONTRACT DESCRIPTION:** Architectural/engineering services to prepare complete plans and specifications for the renovations of the UMUC Inn and Conference Center. The renovations of the approximately 232,000 square foot building will result in an attractive and dynamic state-of-the-art hospitality center consisting of public meeting rooms, restaurants, commercial kitchens, ballrooms, fitness center, hotel rooms and hotel/conference center management offices. UMUC expects the project to obtain LEED Certification at a gold level. Project construction will be phased to take advantage of low use and occupancy of the Inn.

**AWARD:** HKS, Inc. with associate architect, Melville Thomas Architects, Baltimore (MBE)  
2100 E. Cary Street, Suite 100  
Richmond, VA 23223

**CONTRACT TERM:** 32 months from issuance of notice to proceed.

**AMOUNT:** \$2,731,668.46

**PROCUREMENT METHOD:** USM Policies & Procedures for A/E Procurements

**PROPOSALS:**

Ranking

HKS, Inc. (Richmond, VA) with associate architect Melville Thomas Architects (Baltimore)	1
BLT Architects (Philadelphia, PA)	2
Design Collective (Baltimore) with associate architect Daroff Design, Inc. (Philadelphia, PA)	3
Richter Cornbrooks Gribble (Baltimore)/ 3 North (Richmond, VA), JV	4
Gensler (Washington, DC)	5

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 7-A/E (continued)

**MBE PARTICIPATION:** 20.5%

**PERFORMANCE SECURITY:** Not Required

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *eMarylandMarketPlace* and UMUC Procurement Services electronic Bid Board. Ten firms responded to the University's AE Solicitation. After review, the Qualification Committee recommended five firms as potentially eligible to provide the required services based upon the firm's qualifications. Oral presentations were conducted with these five firms and the Qualification Committee recommended the firm HKS, Inc. with associate architect Melville Thomas Architects (a certified MBE) as the most qualified design team. The HKS team demonstrated extensive relevant experience on hospitality buildings including renovations of such buildings. Negotiations were conducted with the recommended firm. The price proposal derived was the result of a negotiated agreement with the University's Qualification Committee. The AE selection process inclusive of the fee negotiations were reviewed and approved by the University's Executive Review Group, which includes a public member outside of the University. Approval is requested for all six phases (Schematics through Post Construction).

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B30

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-1534-0011

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**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:** 8-C

**Agency Contact:** James Salt  
301-445-1987  
[jsalt@usmd.edu](mailto:jsalt@usmd.edu)  
USM Rep: Joe Evans

**INSTITUTION:** University of Maryland University College

**CONTRACT ID:** Construction Management at Risk Services for Renovations  
to the Inn and Conference Center Renovations  
RFP 90950

**CONTRACT DESCRIPTION:** Professional management and construction services during pre-construction and construction for the renovations to the Inn and Conference Center at University of Maryland University College. The renovations of the approximately 232,000 gross square foot building will result in an attractive and dynamic state-of-the-art hospitality center consisting of public meeting rooms, restaurants, commercial kitchens, ballrooms, fitness center, hotel rooms and hotel/conference center management offices. UMUC expects the project to obtain LEED Certification at a gold level. The construction of the project will be phased to take advantage of low use and occupancy of the Inn.

**AWARD:** Holder Construction Group, LLC  
13221 Woodland Park Road, Suite 440  
Herndon, VA 20171

**TERM OF CONTRACT:** Eight months from issuance of pre-construction notice to proceed, and, twenty-four months from issuance of construction notice to proceed

**AMOUNT:** \$147,271 (pre-construction fees only: see remarks)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM: 8-C (continued)**

<b>BIDS OR PROPOSALS:</b>	<u>Technical Rank</u>	<u>Price Rank</u>	<u>Final Ranking</u>	<u>Price</u>
Holder Construction Herndon, VA	1	3	1	\$2,974,000
Plano-Coudon Baltimore, MD	3	1	2	\$2,907,408
Whiting-Turner, Baltimore, MD	4	2	3	\$2,920,376
Hess Construction, Gaithersburg, MD	2	4	4	\$3,479,940

**MBE PARTICIPATION:** 27%

**PERFORMANCE BOND:** A 100% performance bond is required.

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *eMaryland Marketplace* as well as posted on the University's electronic bid board. Nine technical proposals were received. These proposals were evaluated by a University evaluation committee. Four of the nine proposers were found to be susceptible of the award and were invited to oral presentations. All four firms remained shortlisted after oral presentations and were invited to submit pricing. Award is recommended to Holder Construction, LLC, the firm with the highest ranking considering both technical and financial qualifications. Holder presented an experienced construction management team and demonstrated strong experience constructing and renovating similar hospitality structures.

The estimated construction cost for this project is \$20,976,150 including construction fees and general conditions, trade contracts, and furniture, fixtures, and equipment. 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.

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B30



**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**ITEM:** 8-C (continued)

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-1506-1111

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**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: Joe Evans

**INSTITUTION:** Coppin State University

**DESCRIPTION:** Purchase property for the proposed Science and Technology Center.

**PROPERTY:** 1611 Thomas Avenue, Baltimore

**GRANTOR:** Iftikhar Ahmad

**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 \$35,000.00  
Colliers, Pinkard \$24,500.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center. Item 050.*

**PRICE:**  
Acquisition: \$ 32,500.00  
Ground Rent: \$ 1,150.00 \*  
Relocation \$ 21,000.00 \*\*  
Total \$ 54,650.00

\* In addition, to obtain fee simple title, the underlying ground rent will be redeemed.  
\*\* The tenant will receive relocation assistance.

**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.

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**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: Joe Evans

**INSTITUTION:** Coppin State University

**DESCRIPTION:** Purchase property for the proposed Science and Technology Center.

**PROPERTY:** 1636 N. Warwick Avenue, Baltimore

**GRANTOR:** UP4 Business Trust

**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 \$22,500.00  
Colliers, Pinkard \$30,000.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center. Item 050.*

**PRICE:**

Acquisition:	\$ 30,000.00
Ground Rent:	\$ 1,500.00 *
Relocation	\$ 00.00
Total	\$ 31,500.00

\* 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.

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**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:** 11-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:** 1642 N. Warwick Avenue, Baltimore

**GRANTOR:** UP4 Business Trust

**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 \$18,500.00  
Colliers, Pinkard \$30,000.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center. Item 050.*

**PRICE:**

Acquisition:	\$ 30,000.00
Ground Rent:	\$ 1,083.33 *
Relocation	\$ 00.00
Total	\$ 31,083.33

\* 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.

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**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:** 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:** 1646 Thomas Avenue, Baltimore

**GRANTOR:** Solid Rock Full Gospel Baptist Church No. 2

**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 \$52,100.00  
Cassidy Turley \$85,000.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center.* Item 050.

**PRICE:** Acquisition: \$ ~~85,000.00~~ 70,000  
Ground Rent: \$ 1,500.00 \*  
Relocation: \$ 85,875.00 \*\*  
Total: \$ ~~172,375.00~~ 157,375

*(see attached letter)*

\* In addition, to obtain fee simple title, the underlying ground rent will be redeemed.  
\*\*The tenant will receive relocation assistance.

**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 ACTION – THE ABOVE REFERENCED ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

# COPPIN STATE UNIVERSITY

OK SMO  
put w/ BPW  
minutes

August 15, 2011

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

SUBJECT: July 27, 2011 Board of Public Works Agenda

Dear Ms. McDonald:

This is to advise you of the following changes to the University System of Maryland (Coppin State University) item previously approved by the Board of Public Works.

BPW July 27, 2011

Item 12-RP

Supplement C

Solid Rock Full Gospel Baptist Church No. 2  
1646 Thomas Avenue, Baltimore, MD 21216

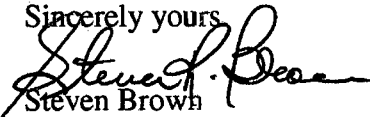
FROM: \$85,000 (Acquisition Cost)

TO: \$70,000 (Acquisition Cost)

Reason: Correct typographical error.

Thank you for your attention.

Sincerely yours

  
Steven Brown

Real Estate Manager

cc: The Honorable Martin O'Malley  
The Honorable Peter Franchot  
The Honorable Nancy K. Kopp



**SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA**

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 13-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:** 1714 N. Warwick Avenue, Baltimore

**GRANTOR:** IMSY Group, LLC.

**GRANTEE:** State of Maryland to the use of the University System of Maryland on behalf of its constituent institution Coppin State University.

<b>APPRAISED VALUE:</b>	Michael A. Wilson	\$105,000.00
	Barry Woodley	\$108,400.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center.* Item 050.

<b>PRICE:</b>	Acquisition:	\$ 108,400.00
	Ground Rent:	\$ 1,600.00 *
	Relocation	\$ <u>6,600.00</u> **
	Total	\$ 116,600.00

\* In addition, to obtain fee simple title, the underlying ground rent will be redeemed.  
\*\* The tenant will receive relocation assistance.

**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.

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**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:** 14-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:** 1815 Thomas Avenue, Baltimore

**GRANTOR:** Shirley M. Street

**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 \$28,500.00  
Colliers Pinkard \$35,000.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center. Item 050.*

**PRICE:**  
Acquisition: \$ 35,000.00  
Ground Rent: \$ 1,250.00 \*  
Relocation \$ 35,481.60 \*\*  
Total \$ 71,731.60

\* In addition, to obtain fee simple title, the underlying ground rent will be redeemed.  
\*\* The tenant will receive relocation assistance.

**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.

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**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:** 15-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:** 2509 W. North Avenue, Baltimore

**GRANTOR:** Roger Millwood

**GRANTEE:** State of Maryland to the use of the University System of Maryland on behalf of its constituent institution Coppin State University.

<b>APPRAISED VALUE:</b>	Lipman, Frizzell & Mitchell LLC	\$17,000.00
	Colliers, Pinkard	\$20,200.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center.* Item 050.

<b>PRICE:</b>	Acquisition:	\$ 20,200.00
	Ground Rent:	\$ 00.00
	Relocation	\$ 00.00
	Total	\$ 20,200.00

**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.

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**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 condemnation

**ITEM:** 16-RP

Agency Contact: James Salt  
301-445-198  
(jsalt@usmd.edu)  
USM Rep: Joe Evans

**INSTITUTION:** Coppin State University

**DESCRIPTION:** The Board of Public Works is requested to approve the acquisition by condemnation of a property located near Coppin State University in Baltimore City in support of CSU's new Science and Technology Center Project.

**PROPERTY:** 1817 Thomas Avenue

**GRANTOR:** Kariithi Kalemi, Washington D.C.

**GRANTEE:** State of Maryland to the use of the University of Maryland on behalf of its constituent institution Coppin State University.

**APPRAISED VALUE:**

Calvin Thomas	\$78,500.00
Gregory Jones	\$70,000.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center.* Item 050.

**PRICE:** The acquisition price is to be determined by the jury if this case is not settled.

**REQUESTING INSTITUTION REMARKS:** Coppin has attempted to negotiate with the owner so that Coppin could purchase this property. These attempts have been unsuccessful to date. The acquisition of this property is essential to the construction of the Science and Technology Center.

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**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: 1-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:**

Department of Transportation  
The Secretary's Office

**CONTRACT ID:**

Bentley Software Licenses and Related Support Services  
OTTS-12-003 ADPICS No. J01B2400005

**CONTRACT DESCRIPTION:** Maintain existing software licenses; purchase and maintain enhanced upgraded versions of Computer Aided Drafting and Design (CADD) related software for MDOT and its business units.

**AWARD:**

Bentley Systems, Inc.  
Exton, PA

**TERM:**

8/6/2011 - 8/5/2016

**AMOUNT:**

\$6,218,691

**PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

None

**INCUMBENT:**

Same

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

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

**REQUESTING AGENCY REMARKS:** Through this contract, DOT will continue its relationship with Bentley Systems, Inc. to maintain existing software licenses and to purchase and maintain future CADD-related software manufactured and sold only by Bentley Systems, Inc. Also, State Highway Administration uses this contract to maintain and enhance the Bentley Transportation Automated Hauling Permits System, which SHA uses to issue permits for hauling oversize and overweight loads across State highways. In addition to the software support and maintenance, Bentley will provide professional and training services for the Bentley AHPS. Bentley Enterprise Training Subscription will provide MDOT users with on-line access to Bentley's knowledge base through the internet which offers many topics related to transportation design and specialized design software training. It is expected that Bentley software will be used to prepare documents for the Consolidated Transportation Program construction projects including the remaining projects for the Inter County Connector.

Bentley Systems is the world leader in road design software; 47 out of 50 state Departments of Transportation use Bentley Design Products. Bentley is the sole manufacturer and owner of these proprietary products. Due to the proprietary nature of the software and maintenance being provided, there are no subcontracting opportunities and therefore no MBE subcontract goal.

**FUND SOURCE:** 100% Special (Transportation Trust Fund)  
**APPROP. CODE:** J01A0107  
**RESIDENT BUSINESS:** No  
**MD TAX CLEARANCE:** 11-1427-1111

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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: 2-IT**

**Agency Contact:**

Albert Annan 410-767-0114

[aannan@msde.state.md.us](mailto:aannan@msde.state.md.us)

Robert Krysiak (410) 260-7179

[Robert.Krysiak@doit.state.md.us](mailto:Robert.Krysiak@doit.state.md.us)

**DEPARTMENT:**

Education

**CONTRACT ID:**

Educational Solutions Architect  
ADPICS No. R00B2400002

**CONTRACT DESCRIPTION:** Services of subject matter solutions architect to provide leadership, oversight, coordination, technical assistance and support in development and integration of over 18 new education data systems, collection and assurance reporting systems for the Race to the Top projects, the P-12 longitudinal data system project, the Maryland longitudinal data center P20 system project, and State-Stat interfacing.

**AWARD:**

Matrix Systems & Technologies  
Largo, MD

**TERM:**

8/17/2011 – 8/31/2014

**AMOUNT:**

\$1,169,120.32 (3 Years, 10 Days)

**PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

100%

**INCUMBENT:**

Same

**REMARKS:** The Maryland State Department of Education's Division of Accountability, Assessment and Data Systems is overseeing the development and integration of over 18 new education data systems, data collections, and assurance reporting systems for the federal Race to the Top grant, the federal P12 longitudinal data system grant, the Maryland longitudinal data

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

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

center P20/workforce system, and State-Stat. The design, development, and integration of these new and existing systems, require a unique set of information technology design and development leadership; inter-agency collaboration facilitation and oversight; and IT development skills as well as extensive educational and IT technical subject matter expertise. Project development has advanced to the point that an individual possessing this skill set, a subject matter expert educational solutions architect, is essential to the project success and fulfillment of grant requirements.

The recommended vendor who was obtained through a competitive process from the statewide Consulting and Technical Services contract can provide a resource who has been engaged for the past 18 months as the P12 LDS grant director. Project life cycles have advanced to the point that it is essential to separate the P12 LDS grant director's role from the subject matter expert educational solutions architecture role. This separation of roles is necessary due to the growing work load and full-time architectural support demands of the new systems, the need to architect existing and new system integrations, and the need to facilitate inter-organizational and inter-agency collaborations.

This sole source request is necessary to ensure that the unique specialized skills of a qualified resource for the dedicated subject matter expert educational solutions architecture role will be obtained to provide continuing success of the multiple projects referenced above.

The MSDE Subject Matter Expert Educational Solutions Architect role requires specialized skills and knowledge. The Matrix Systems and Technologies resource possesses the following unique experience, knowledge, and architecture skills that are essential:

- In-depth knowledge in a variety of education areas including but not limited to: policy, delivery, assessment, college/career readiness, Edfacts, annual yearly progress (AYP), special education, No Child Left Behind (NCLB), and longitudinal data systems.
- USDE grant development and management process
- Longitudinal data system technology and architecture
- Business intelligence analytics and dashboard development
- Maryland StateStat
- P20 LDS functionality and architectures
- Multi-agency P20/Workforce project coordination and collaboration
- Race to the Top grant and DAADS assurance and accountability projects in Sections C2 and C3

**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

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

- Inter-relationship and inter-dependencies of Race to the Top technical projects
- Department of Labor, Licensing and Regulation (DLLR) Maryland Longitudinal Data Systems Center (MLDS), and Maryland Higher Education Commission (MHEC) operations and collaborations
- Data center operations
- Student clearinghouse and State Fiscal Stabilization Fund post-graduation metrics
- Early childhood analytics and projects to incorporate data into State P12 LDS
- Career and technology education K12 readiness criteria and data sets to incorporate in the State P12 LDS
- Maryland Scholars, and Maryland Business Round Table, criteria and data sets to incorporate into the State P12 LDS
- Geospatial analytics for education data presentation
- Department of Public Safety and Correctional Services (DPSCS) data center architecture and operations
- United States Department of Education (USDE) National Center for Education Statistics (NCES) P12 and P20 data model
- USDE School Code for the Exchange of Data (SCED) standard course code data standards
- USDE requirements for creating a standard national transcript and University System of Maryland (USM) transcript system
- Methods and requirements of USDE to provide longitudinal data use training to teachers and school administrators
- Implementation and use of the Colorado growth model and other national VAM models to meet RTTT assurances.

**FUND SOURCE:** 100% Federal

**APPROP. CODE:** R00A0111

**RESIDENT BUSINESS:** Yes

**MARYLAND TAX CLEARANCE:** 11-1762-0111

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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 MOD**

Agency Contact:  
Elliot Schlanger(410) 260-2994  
ESchlanger@doit.state.md.us  
Robert Krysiak (410-260-7179)  
Robert.Krysiak@doit.state.md.us

**DEPARTMENT:**

Information Technology

**CONTRACT ID:**

State Long Distance Calling Services  
060B9800006; 060B1400047  
ADPICS No. 060B2490009

**CONTRACT APPROVED:**

DBM Item 6-IT (8/24/2005)

**CONTRACTOR:**

Verizon Select Services, Inc.  
Atlanta, GA  
(local office in Linthicum Heights, MD)

**CONTRACT DESCRIPTION:** Statewide long distance, long distance calling card, and teleconferencing services.

**MODIFICATION DESCRIPTION:**

Extend contract for nine months.

**ORIGINAL CONTRACT TERM:**

8/25/2005–7/31/2010

**MODIFICATION TERM:**

9/1/2011–5/31/2012

**PRIOR MODIFICATION:**

7/31/10-8/31/11 (Item 3-IT-Mod [7/28/10])

**ORIGINAL CONTRACT AMOUNT:**

\$25,000,000

**MODIFICATION AMOUNT:**

\$0

**ORIGINAL PROCUREMENT METHOD:**

Competitive Sealed Proposals



**SUPPLEMENT D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**ITEM: 3-IT MOD (Cont.)**

**MBE PARTICIPATION:** 5%

**REMARKS:** This contract provides State agency and participating local government agencies with a procurement vehicle to obtain long distance, long distance calling card and teleconferencing services. The original contract has an ending date of August 31, 2011. However, the replacement RFP is still under evaluation. It is expected that the final award will take place in late October and six additional months of transition time will also be needed.

**FUND SOURCE:** Various

**APPROP. CODE:** Various

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1819-1101

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

Angelo Perseghin (410) 385-4833  
[aperseghin@marylandports.com](mailto:aperseghin@marylandports.com)

BPW – 07/27/11

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONSTRUCTION CONTRACT:** (American Recovery & Reinvestment Act)

**ITEM:** 1-C

**MARYLAND PORT ADMINISTRATION**

**CONTRACT ID:** 511910  
Security Booths for Dundalk Marine Terminal  
and South Locust Point Marine Terminal  
ADPICS NO. P511910

**CONTRACT DESCRIPTION:** Provide the Maryland Port Administration with four prefabricated and installed security booths for the Dundalk and South Locust Point Marine Terminals.

**AWARD:** Dvorak, LLC  
Baltimore, Maryland

**AMOUNT:** \$327,000

**TERM:** 180 Work Days

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Dvorak, LLC \$327,000  
Baltimore, MD

Bob Andrews Construction, Inc. \$358,425  
White Marsh, MD

Warwick Supply & Equipment Co., Inc. \$385,750  
Sparks, MD

**MBE PARTICIPATION:** 19%

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

**REMARKS:** The Engineer’s Estimate for this contract was \$317,007.

This Solicitation was advertised on eMaryland Marketplace. Nine (9) contractors received bid packages; eight (8) were Maryland firms. Three (3) responsive and responsible bids were received.

**ITEM: 1-C (Continued)**

**BPW – 07/27/11**

Three new security booths are required at the Dundalk Marine Terminal which will replace existing structures. Construction work at this site will include demolition and new supporting utilities (ductbank, power, etc.). Work at this site must be phased so that one travel lane remains open at all times. One new security booth is required at the South Locust Point Marine Terminal.

The MBE goal established for this contract was 18%, however the contractor is exceeding this goal by 1%. 100% of the work will be performed by a Certified Small Business Enterprise.

**FUND SOURCE:** 43% 0550 Funds  
57% Special Funds Budgeted to MPA

**APPROPRIATION CODE:** J03D0002

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1468-0111

**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>	

Angelo Perseghin (410) 385-4833  
[aperseghin@marylandports.com](mailto:aperseghin@marylandports.com)

BPW – 07/27/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

**CONSTRUCTION CONTRACT:** (American Recovery & Reinvestment Act)

**ITEM:** 2-C

**MARYLAND PORT ADMINISTRATION**

**CONTRACT ID:** 511911  
 Vehicle Inspections Shelters for Dundalk Marine  
 Terminal and South Locust Point Marine Terminal  
 ADPICS NO. P511911

**CONTRACT DESCRIPTION:** Provide and install four vehicle inspection shelters for the Dundalk and South Locust Point Marine Terminals.

**AWARD:** Dvorak, LLC  
 Baltimore, Maryland

**AMOUNT:** \$427,653

**TERM:** 180 Work Days

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Dvorak, LLC \$427,653  
 Baltimore, MD

Bob Andrews Construction, Inc. \$433,441  
 White Marsh, MD

**MBE PARTICIPATION:** 17%

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

**REMARKS:** The Engineer's Estimate for this contract was \$404,625.

This Solicitation was advertised in eMaryland Marketplace. Nine (9) contractors received bid packages; eight (8) were Maryland firms. Two (2) responsive and responsible bids were received.

Two new vehicle inspection shelters will be installed at the Dundalk Marine Terminal and two will be installed at the South Locust Point Marine Terminal. The construction includes new supporting utilities (power), foundations and all related work.

ITEM: 2-C (Continued)

BPW – 07/27/11

One Hundred percent (100%) of the work will be performed by a Certified Small Business Enterprise.

FUND SOURCE: 43% 0550 Funds  
57% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03D0002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1468-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM: 3-C**

**MARYLAND TRANSIT ADMINISTRATION:**

**CONTRACT ID:** T-1207-0140  
Lexington Market Station Relocation & Howard Street  
Arch Replacement  
ADPICS NO. T12070140

**CONTRACT DESCRIPTION:** This contract is to provide construction services to relocate the southbound Light Rail Station from North of Fayette Street to North of Lexington Street, and remove four (4) arch structures supporting the Light Rail Catenary System and replace them with standard Catenary Supports.

**AWARD:** Brawner Builders, Inc.  
Hunt Valley, Maryland

**TERM:** 120 Calendar Days from NTP

**AMOUNT:** \$997,290

**PROCUREMENT METHOD:** Competitive Sealed Bidding  
(One Bid Received)

**DBE PARTICIPATION:** 25%

**PERFORMANCE SECURITY:** Performance Bond set at 100% of Contract

**REMARKS:** The Engineer's Estimate for this contract is \$927,702.

This Solicitation was advertised in eMaryland Marketplace. In addition, a direct solicitation was sent to the Governor's Office of Minority Affairs (GOMA) and the MTA Office of Fair Practice. Approximately seventy-three (73) firms received bid packages via the MTA web-site; Forty-two (42) were Maryland firms.

Only one (1) sealed bid was received for this project from Brawner Builders, Inc. and opened publicly. Following the bid opening, a sampling of the vendors who did not submit bids were surveyed. Their reasons for not submitting a bid ranged from "other commitments preclude our participation at this time", "the subject or scope of services is not in our business line", or "we are a subcontractor".

ITEM: 3-C (Continued)

BPW – 07/27/11

Based on Code of Maryland Regulations (COMAR) 21.05.02.20 “Only One Bid” and 21.05.05 (Sole Source Procurement), and the facts presented, the MTA is respectfully requesting that the Board approve the recommendation to award this contract to Brawner Builders, Inc. The contractor has been determined to be both responsive and responsible and appears capable of meeting the appropriate price, delivery, and terms of the contract.

FUND SOURCE: 80% Federal Funds  
20% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1675-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

ARCHITECTURAL/ ENGINEERING SERVICES

ITEM: 4-AE

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT ID: MDTA 2010-02 B, C and D  
Comprehensive Preliminary and Final Engineering  
Design Services

DESCRIPTION: These are three (3) of four (4) task order based contracts, which will provide comprehensive preliminary and final engineering design services.

PROCUREMENT METHOD: **Maryland and Architectural and Engineering Services Act**; recommendation approved by the Transportation Professional Services Selection Board on June 2, 2011.

AWARD:

Rummel, Klepper & Kahl, LLP Contract B  
Baltimore, Maryland

Whitman, Requardt & Associates, LLP / Contract C  
AECOM Technical Services, Inc. /  
Ammann & Whitney Consulting Engineers, PC, Tri-Venture  
Baltimore, Maryland

Johnson, Mirmiran & Thompson, Inc. Contract D  
Sparks, Maryland

TERM: Six (6) years (ending June 2017)

AMOUNT: \$ 8,300,000 Contracts B, C, D each

MBE PARTICIPATION: 25%

PROPOSALS:	Technical Proposal Rating	Technical Rating	NTE Price
STV Inc. / PB Americas III, JV Baltimore, MD	4747	1	<u>Contract A</u>
Rummel, Klepper & Kahl, LLP Baltimore, MD	4528	2	\$8,300,000 (Contract B)



PROPOSALS (Cont'd):	Technical Proposal Rating	Technical Rating	NTE Price
Whitman, Requardt & Associates, LLP/ AECOM Technical Services, Inc. / Ammann & Whitney Consulting Engineers, PC, Tri-Venture Baltimore, MD	4493	3	\$8,300,000 (Contract C)
Johnson, Mirmiran & Thompson, Inc. Sparks, MD	4437	4	\$8,300,000 (Contract D)
URS / Ballard, JV Hunt Valley, MD	4368	5	N/A
WBCM / WMA / WSA, Tri-Venture Towson, MD	4366	6	N/A
G&O / McCormick Taylor/ Hardesty & Hanover, Tri-Venture Baltimore, MD	4335	7	N/A
KCI / Gannett Fleming, JV Sparks, MD	4156	8	N/A

**REMARKS:** This Solicitation was advertised in The Daily Record and eMaryland Marketplace. A total of eight (8) engineering consultant firms submitted technical proposals for this project, all of which are Maryland firms. Price proposals were solicited and received from the top four (4) ranked firms. The four (4) firms that were not selected were debriefed.

The Consultant shall perform preliminary and final design services associated with the preparation of construction contract plans and documents. This work shall include, but not be limited to: structural analysis, design, and rehabilitation of complex and routine bridge structures, small structures, sign structures, noise walls, retaining walls, tunnels, and buildings; highway design, including major highway and interchange widening and reconstruction (including elevated structures); development of maintenance of traffic for projects, toll plaza and truck inspection station design and reconstruction; design of signing, lighting, and signalization; utility design; landscape design; noise analysis and mitigation; hydrology and hydraulics; environmental engineering including permits, storm water management, sediment and erosion control; wetland identification and mitigation; survey services; geotechnical engineering and drilling services; various mechanical and electrical engineering services related to bridge and highway projects; condition and construction inspection and "Phase V" services, value engineering, and supplemental staffing as required. The Consultant may be required to perform Program Management as a General Engineering Consultant (GEC) for the Maryland Transportation Authority. This would include large (mega) surface transportation projects that are currently underway.

We further note that in accordance with BPW Advisory No. 1995-01 the original contracts contain a provision authorizing no-cost extensions.

ITEM: 4-AE (Continued)

BPW - 07/27/11  
REVISED 9

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

MD TAX CLEARANCE:  
RKK 11-1558-1111  
WRA / AECOM / A&W 11-1566-1111  
JMT 11-1559-1111

RESIDENT BUSINESSES: Yes

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**BOARD OF PUBLIC WORKS ACTION-THE ABOVE-REFERENCE ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 5-AE

MARYLAND TRANSIT ADMINISTRATION

CONTRACT IDS: MTA-1238A, B & C  
On-Call Systems Engineering Services  
ADPICS NOS. TMTA1238A, TMTA1238B  
& TMTA1238C

CONTRACT DESCRIPTION: These are three (3) task order contracts to provide systems engineering services on an “as-needed” basis.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act**; recommendation approved by the Transportation Professional Services Selection Board on July 7, 2011.

AWARDS:

AECOM Technical Services, Inc. Baltimore, MD	Contract A
PB Americas, Inc. Baltimore, MD	Contract B
STV Incorporated Baltimore, MD	Contract C

TERM: Five (5) Years (ending July 2016)

AMOUNTS:

\$12,000,000.00 (Contract A)
\$10,000,000.00 (Contract B)
\$ 8,000,000.00 (Contract C)

PROPOSALS:

	<u>Technical Proposal Rating (Max=1450)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
AECOM Technical Services, Inc. Baltimore, MD	1362	1	\$12,000,000.00 (Contract A)
PB Americas, Inc. Baltimore, MD	1232	2	\$10,000,000.00 (Contract B)
STV Incorporated Baltimore, MD	1182	3	\$8,000,000.00 (Contract C)

ITEM: 5-AE (Continued) BPW—07/27/11

**REVISED** 11

PROPOSALS (Cont'd):	Technical Proposal Rating (Max=1450)	Technical Ranking	NTE Price
Booz Allen Hamilton, Inc. Baltimore, MD	997	4	N/A
Gannett Fleming Transit & Rail Systems Audubon, PA	910	5	N/A
SYSTRA Consulting, Inc. Annapolis, MD	638	6	N/A

**DBE PARTICIPATION:** 27% (Contract A & C)  
28% (Contract B)

**PERFORMANCE SECURITY:** N/A

**REMARKS:** The Solicitation was advertised in The Daily Record, the eMarylandMarketplace, and on the SHA and MTA Web Sites. A total of six (6) engineering consultant firms were sent Request for Proposals for these services. Five (5) were Maryland firms. Six (6) technical proposals were received.

The Consultants will provide systems engineering services to support the MTA's Engineering Division on an "as-needed" task order basis. Task order services may include, but are not limited to the following: systems engineering support and field inspections, design support for traction power, catenary, signaling, corrosion control, communications and control center projects, engineering assistance for various Metro preservation projects, maintenance engineering support including failure analysis, maintenance facilities, specification development and testing and training, start-up and safety certification support for various Bus, MARC, Light Rail and Metro projects, program management support and inspection support for Light Rail, and other systems engineering related services, as required.

This contract includes a provision authorizing an extension for a reasonable, limited, and defined time to spend funds remaining on the contract as provided in Board Advisory 1995-1.

The MBE Goal established for this contract was 27%, however PB Americas, Inc. (Contract B) is exceeding the goal by 1%.

<b>FUND SOURCE:</b>	80% Federal Funds Budgeted to MTA 20% Special Funds Budgeted to MTA
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**APPROPRIATION CODE:** J05H0105

**RESIDENT BUSINESSES:** Yes

<b>MD TAX CLEARANCE:</b>	AECOM Technical Services, Inc.	11-0567-1101
	PB Americas, Inc.	11-0530-1101
	STV Incorporated	11-0519-1110

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

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

Robert P. Gay 410-545-0433  
rgay@sha.state.md.us

BPW – 07/27/11

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA  
 ARCHITECTURAL/ENGINEERING SERVICES**

**ITEM:** 6-AE

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT ID:** BCS 2010-16 D & F  
 Bridge Inspection, Evaluation and Rating Services,  
 Statewide  
 ADPICS NOS: SBCS1016D & SBCS1016F

**CONTRACT DESCRIPTION:** These are two (2) of eight (8) open-end task order contracts to provide bridge condition inspection, evaluation and rating services for State, County and local bridges, Statewide.

**PROCUREMENT METHOD:** **Maryland Architectural and Engineering Services Act;** recommendation approved by the Transportation Professional Services Selection Board on June 2, 2011.

**AWARD:**  
 Whitman, Requardt & Associates, LLP  
 Baltimore, Maryland  
 Contract D

Northeast Engineering, Inc./  
 Gannett Fleming, Inc.  
 Baltimore, Maryland  
 Contract F

**AMOUNT:** \$3,000,000 each

**TERM:** Five (5) Years (ending July 1, 2016)

**DBE PARTICIPATION:** 23%

<b>PROPOSALS:</b>	<u>Technical Proposal Rating (Max 710)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Wallace, Montgomery & Associates, LLP Towson, MD	571	1	Contract A
Johnson, Mirmiran & Thompson, Inc./ Rummel, Klepper & Kahl, LLP Sparks, MD	566	2	Contract B
The Wilson T. Ballard Company Owings Mills, MD	565	3	Contract C
Whitman, Requardt & Associates, LLP Baltimore, MD	554	4	\$3,000,000 (Contract D)

## ITEM: 6-AE (Continued)

BPW – 07/27/11

## PROPOSALS (Cont'd):

	<u>Technical Proposal Rating (Max 710)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
URS Corporation Hunt Valley, MD	553	5	Contract E
Northeast Engineering, Inc./ Gannett Fleming, Inc. Baltimore, MD	552	6	\$3,000,000 (Contract F)
Kennedy, Porter & Associates, Inc./ Greenhorne & O'Mara, Inc. Baltimore, MD	546	7	Contract G
Nolan Associates, Inc./ Whitney, Bailey, Cox & Magnani, LLC Dorsey, MD	545	8	Contract H
Amman & Whitney Consulting Engineering/ Alpha Construction & Engineering Baltimore, MD	539	9	N/A
KCI Technologies, Inc./Pennoni Associates, Inc. Sparks, MD	536	10	N/A
STV Incorporated Baltimore, MD	520	11	N/A
Century Engineering, Inc. Hunt Valley, MD	515	12	N/A
The LPA Group Owings Mills, MD	514	13	N/A
Dewberry & Davis, LLC/ Jacobs Engineering Group, Inc. Baltimore, MD	503	14	N/A
PB Americas, Inc./ Hardesty & Hanover, LLP Baltimore, MD	474	15	N/A
AI Engineers, Inc. Middletown, CT	421	16	N/A
McLaren Engineering Group West Nyack, NY	419	17	N/A
Infrastructure Engineers, Inc. Glen Allen, VA	366	18	N/A

ITEM: 6-AE (Continued)

BPW – 07/27/11

**REMARKS:** The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA Web Page. A total of eighteen (18) engineering consultant firms submitted technical proposals for this project, of which fifteen are (15) Maryland firms.

The Consultant shall perform detailed inspection and evaluation of assigned State, County and local jurisdiction bridges and prepare ratings for these structures, all in accordance with the National Bridge Inspection Program; provide engineering analysis to determine operating and inventory load ratings for existing bridge structures; and prepare reports for each structure.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on the contract as provided in Board Advisory 1995-1.

These contracts were previously presented and withdrawn as Item 6-AE on the June 15, 2011 DOT Agenda.

<b>FUND SOURCE:</b>	Federal and Special Funds Budgeted to SHA		
<b>APPROPRIATION CODE:</b>	B0101		
<b>MD TAX CLEARANCE:</b>	Whitman, Requardt & Associates, LLP	11-1091-1111	
	Northeast Engineering, Inc./		
	Gannett Fleming, Inc.	11-1362-0111	
<b>RESIDENT BUSINESSES:</b>	Yes		

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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rgay@sha.state.md.us

BPW -- 07/27/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 7-M

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 4260451412RSB  
 Application of Herbicide Solutions along Roadways at  
 Various Locations in Calvert County  
 ADPICS NO. 4260451412

**CONTRACT DESCRIPTION:** This Contract consists of the application of herbicide  
 solutions along roadways at various locations in Calvert County.

**AWARD:** Desper & Sons Ground FX Lawns & Landscapes  
 Bowie, MD

**AMOUNT:** \$244,400 NTE

**TERM OF CONTRACT:** August 8, 2011 through December 31, 2012

**PROCUREMENT METHOD:** Competitive Sealed Bidding  
 (Small Business Reserve)

**BIDS:**

Desper & Sons Ground FX Lawns & Landscapes Bowie, MD	\$244,400
Terra Phoenix Severna Park, MD	\$271,090
Evergreen Services, Inc. Greenbelt, MD	\$287,400
Angel Systems Great Mills, MD	\$431,400

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

**PERFORMANCE SECURITY:** None



**ITEM: 7-M (Continued)**

**BPW – 07/27/11**

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One hundred eighteen (118) contractors were notified for this project on eMaryland Marketplace; Thirteen (13) of which were MDOT certified MBE's.

Herbicides used by SHA are registered with the United States Department of Agriculture, the Environmental Protection Agency and the Maryland Department of Agriculture. When applied as directed, there is no adverse effect on humans, domestic animals or wildlife. All personnel involved in the application of herbicides on SHA right-of-way are required to be certified or registered by the Maryland Department of Agriculture.

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.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

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

**FUND SOURCE:** 100% Special Funds Budgeted to SHA

**APPROPRIATION CODE:** J02B0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1571-0110

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**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>	<b>153</b>

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BPW -- 07/27/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 8-M

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 42716M1412  
 Median & Roadside Mowing, Trimming and Litter Pickup  
 at Various Locations for the Marlboro Shop in Prince  
 George's County  
 ADPICS NO. 42716M1412

**CONTRACT DESCRIPTION:** This Contract consists of median & roadside mowing,  
 trimming & litter pickup at various locations for the Marlboro Shop in Prince George's County.

**AWARD:** JRP Management Resources, Inc.  
 Burtonsville, MD

**AMOUNT:** \$435,514 NTE

**TERM OF CONTRACT:** August 8, 2011 through December 31, 2012

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

JRP Management Resources, Inc. \$435,514  
 Burtonsville, MD

H. F. Huber & Son, Inc. \$588,035  
 Reisterstown, MD

Colossal Contractors, Inc. \$689,200  
 Burtonsville, MD

Unified Solutions Services \$710,544  
 Columbia, MD

Suburban Lawn & Landscape Serv \$785,016  
 Woodbine, MD

System Development Maintenance \$997,843  
 & Construction, Inc.  
 Rosedale, MD

ITEM: 8-M (Continued)

BPW – 07/27/11

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Two hundred Eighty Nine (289) contractors were notified for this project on eMaryland Marketplace; Forty Nine (49) of which were MDOT certified MBE's.

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.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities

The MBE goal established for this contract was 5%. 100% of the work to be performed by a Certified Minority/Small Business Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1612-1111

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>	

James L. Knighton (410) 767-0820  
[jknighton@mta.maryland.gov](mailto:jknighton@mta.maryland.gov)

BPW – 07/27/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA  
 (Maintenance)

CONTRACT MODIFICATION

ITEM: 9-M-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T80000265C  
 MARC Rail Stations Snow and Ice Removal  
 Maintenance Services  
 ADPICS NO. CO269794

ORIGINAL CONTRACT APPROVED: Item 15-M, DOT Agenda 11/19/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Maclay & Son Construction Co., Inc.  
 Aberdeen, Maryland

**MODIFICATION:** Change Order No. 1 provides MARC Rail Stations with Snow and Ice Removal Maintenance Services through April 19, 2012, and increases the contract value to ensure on-going services.

AMOUNT: \$125,000

ORIGINAL CONTRACT AMOUNT: \$319,260

REVISED CONTRACT AMOUNT: \$444,260

TERM: 11/20/08 – 11/19/11 (Original)  
 11/20/11– 04/19/12 (Change Order No. 1)

PERCENTAGE INCREASE: 39 % (Change Order No. 1)  
 139 % (Overall)

ORIGINAL MBE PARTICIPATION: 0%

**REMARKS:** This Contract provides for snow removal and ice abatement activities at MARC Rail stations. The Contractor is responsible for clearing train platforms, parking lots, aerial structures and stairways of snow and ice to allow for safe travel for MTA passengers. The Contractor provides all equipment and staff. The Contractor requires special training to ensure they do not move snow onto tracks and they operate safely around the track areas during snow removal operations.

Currently the MTA has seven (7) snow removal contracts for stations along three MARC Train lines, Brunswick, Camden and Penn. This contract provides for snow removal at Aberdeen and Perryville stations on the Penn Line.

**ITEM: 9-M-MOD (Continued)**

**BPW – 07/27/11**

The MTA is seeking to reorganize all current MARC system snow removal contracts to allow sufficient time to procure new contracts that will better manage snow removal activities. The overall goal is to extend existing contracts for snow removal as follows: five-month extension on four contracts (including T-8000-0265C) and a two- month extension on one contract. MTA will also terminate one contract early. This is being done so that all the MARC snow contracts can be reorganized into two contracts per train line, with six new contracts ending on the same date (April 19, 2012). One contract, which is currently set to expire November 2012, will not be extended. The MTA considered extending this contract for a shorter period of time, but it is not efficient or safe for snow removal contracts to expire during or just prior to the winter season.

Ultimately, MTA anticipates that snow removal services on the Brunswick and Camden Line will be handled under the third party operator agreement so those new contracts will likely be terminated early – leaving only two contracts – Penn Line North and Penn Line South in place and expiring at the same time. The April 2012 expiration date will allow MTA sufficient time to issue new solicitations for these services.

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to MTA
<b>APPROPRIATION CODE:</b>	J05H0104
<b>TAX COMPLIANCE NO:</b>	11-1213-0111
<b>RESIDENT BUSINESS:</b>	Yes

**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>	

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$319,260.00	11/20/08-11/19/11	11/19/08	
<b>Change Order #1</b>	\$ 125,000.00	11/20/11-04/19/12	07/27/11	Extension is needed to reorganize the expiration dates for all snow contracts to coincide with each other expiration date
<b>Revised Amount</b>	\$444,260.00			

James L. Knighton (410) 767-0820  
[jknighton@mta.maryland.gov](mailto:jknighton@mta.maryland.gov)

BPW -- 07/27/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

CONTRACT MODIFICATION: (Maintenance)

ITEM: 10-M-MOD

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T80000265D  
 MARC Rail Stations Snow and Ice Removal  
 Maintenance Services  
 ADPICS NO. CO269872

ORIGINAL CONTRACT APPROVED: Item 15-M, DOT-Agenda 11/19/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Premier Landscape & Lawn Care  
 Joppa, Maryland

**MODIFICATION:** Change Order No. 1 provides MARC Rail Stations with Snow and Ice Removal Maintenance Services through April 19, 2012, and increases the contract value to ensure on-going services.

AMOUNT: \$125,000

ORIGINAL CONTRACT AMOUNT: \$358,260

REVISED CONTRACT AMOUNT: \$483,260

TERM: 11/20/08 – 11/19/11 (Original)  
 11/20/11– 04/19/12 (Change Order No. 1)

PERCENTAGE INCREASE: 35% (Change Order No. 1)  
 135% (Overall)

ORIGINAL MBE PARTICIPATION: 0%

**REMARKS:** This Contract provides for snow removal and ice abatement activities at MARC Rail stations. The Contractor is responsible for clearing train platforms, parking lots, aerial structures and stairways of snow and ice to allow for safe travel for MTA passengers. The Contractor provides all equipment and staff. The Contractor requires special training to ensure they do not move snow onto tracks and that they operate safely around the track areas during snow removal operations.

Currently the MTA has seven (7) snow removal contracts for stations along three MARC Train lines; Brunswick, Camden and Penn. This contract provides for snow removal at Penn Line stations including Martin State Airport and Edgewood stations.

ITEM: 10-M-MOD (Continued)

BPW – 07/27/11

The MTA is seeking to reorganize all current MARC system snow removal contracts to allow sufficient time to procure new contracts that will better manage snow removal activities. The overall goal is to extend existing contracts for snow removal as follows: five month extension on four contracts (including T-8000-0265D), a two-month extension on one contract. MTA will also terminate one contract early. This is being done so that all the MARC snow contracts can be reorganized into two contracts per train line, with six new contracts ending on the same date (April 19, 2012). One contract, which is currently set to expire November 2012, will not be extended. The MTA considered extending this contract for a shorter period of time, but it is not efficient or safe for snow removal contracts to expire during or just prior to the winter season.

Ultimately, MTA anticipates that snow removal services on the Brunswick and Camden Line will be handled under the third party operator agreement so those new contracts will likely be terminated early – leaving only two contracts – Penn Line North and Penn Line South in place and expiring at the same time. The April 2012 expiration date will allow MTA sufficient time to issue new solicitations for these services.

**FUND SOURCE:** 100% Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05H0104

**TAX COMPLIANCE NO:** 11-1212-0100

**RESIDENT BUSINESS:** Yes

**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>	\$358,260.00	11/20/08- 11/19/11	11/19/08	
<b>Change Order #1</b>	\$ 125,000.00	11/20/11- 04/19/12	07/27/11	Extension is needed to reorganize the expiration dates also stations and have a new contract in place
<b>Revised Amount</b>	\$483,260.00			

Robert Gay – 410-545-0433  
rgay@sha.state.md.us

BPW- 07/27/11

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**REAL PROPERTY CONVEYANCE**

**ITEM:** 11-RP MMC# 11-2311

**STATE HIGHWAY ADMINISTRATION:** Located at the North side of Granary Rd., Northeast of US1 Bypass, Harford County

**EXPLANATION:** In accordance with COMAR 14.24.05 of the Code of Maryland Regulations, approval is requested to dispose of a parcel of land, as described, which is excess to the needs of SHA. The property to be conveyed consists of 1.0927 acres and is being done at the request of the grantee the adjoining owner.

**SPECIAL CONDITIONS:** None

**GRANTOR:** State of Maryland, State Highway Administration

**GRANTEE:** CALHIC COM1 Limited Partnership

**CONSIDERATION:** \$171,400

**APPRAISED VALUE:** \$171,400 Stephen Muller, Fee Appraiser, Reviewed and selected by Paul Mazelis, Review Appraiser

\$164,918 Bruce Dumler, Fee Appraiser, Reviewed and approved by Paul Mazelis, Review Appraiser

**REMARKS:** Approval of conveyance is requested in accordance with the Section 8-309 (f)1(ii) of the Transportation Article, Annotated Code of Maryland.

This Item was previously submitted and approved as Item 11-RP on the April 20, 2011 DOT Agenda. The grantee was incorrectly listed as Cal Bynum, LLC.

SHA is concurrently requesting permission to dispose and to execute the deed.

The deed has been forwarded to the Executive Secretary, Board of Public Works for execution.

**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>	

Henry H. Whaley (410) 865-1273  
hwhaley@mdot.state.md.us

BPW -- 07/27/11

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**REAL PROPERTY CONVEYANCE**

**ITEM:** 12-RP MMC# 04-1065

**STATE HIGHWAY ADMINISTRATION:** Located at the intersection of Monticello Road and Hoods Mill Road North of I-70 in Howard County.

**EXPLANATION:** In accordance with Title 8-309(g) and COMAR 14.24.05, approval is requested to declare surplus and to dispose of a parcel of land, as described, which is excess to the needs of the SHA. The proposed sale of the property is to a local government agency.

The property which consists of 12.4772 acres, zoned R-20, with road access from Rt. 97. The property is being sold at the lesser of the SHA cost plus simple interest plus administrative fees or the appraised value of the property.

**SPECIAL CONDITIONS:** The property is being conveyed in fee simple without any warranty or guarantee.

**STATE CLEARINGHOUSE:** The property was cleared by The State Clearinghouse on 9/9/10 with the recommendation that the property be sold to Howard County for public use as part of the Forest Conservation Bank.

**LEGISLATIVE NOTICE:** Notice to the Senate Budget & Taxation Committee and the House Appropriations Committee was sent on May 24, 2011 in accordance with Section 10-305 of the State Finance Article of the Annotated Code of Maryland. The 45-day expiration occurred on July 8, 2011, 2011, without comment.

**GRANTOR:** State of Maryland, State Highway Administration

**GRANTEE:** Howard County, Maryland

**CONSIDERATION:** \$153,556

**APPRAISED VALUE:** \$561,600 by Dennis D'Argenio, fee appraiser, 8/20/2010. Appraisal Selected; \$ 498,500 by Joseph DiPetro, fee appraiser, 8/5/2010, Appraisal Approved. Appraisals Reviewed and Approved November 1, 2010 by Ron Hammond, Review Appraiser

**REMARKS:** SHA is currently requesting permission to dispose and to execute the deed.

The Deed has been forwarded to the Executive Secretary, Board of Public Works for execution.

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

**APPROVED** **DISAPPROVED** **DEFERRED** **WITHDRAWN**  
**WITH DISCUSSION** **WITHOUT DISCUSSION** 163

Teresa M. Barnes (410) 385-4844  
[tbarnes@marylandports.com](mailto:tbarnes@marylandports.com)

BPW – 07/27/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 13-GM

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 211008-S  
 Shuttle Bus Service-Cruise Terminal  
 ADPICS NO. P120001

**DESCRIPTION:** Approval is requested to correct Item 5-S that was presented to the BPW on the June 1, 2011 MDOT BPW Agenda. This contract is for shuttle bus service for cruise passenger parking at MPA's South Locust Point Marine Terminal.

<b>AMOUNT:</b>	\$ 212,500	initial term (7/1/2011 – 6/30/13)
	\$ 109,076	cost of 1 <sup>st</sup> year renewal option including 3% CPI increase
	<u>\$ 112,346</u>	cost of 2 <sup>nd</sup> year renewal option including 3% CPI increase
	\$ 433,922	Aggregate Value

**REMARKS:** The Board of Public Works approved Item 5-S in the amount of \$425,000 NTE. That award amount did not include the yearly CPI increase allowable during renewal terms. Additionally, the item did not prominently include the cost of the initial term and costs of the renewal options as required by BPW Advisory 1995-1 Revised. The detail listed above represents the correct terms and cost of the contract.

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

164

Sandra E. Clifford - (410) 537-1047  
sclifford1@mdta.state.md.us

BPW – 07/27/11

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 14-GM

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT ID: NE-N2/S3-2011  
 Gap Contract – Gasoline Service Stations

NATURE OF REQUEST: This gap contract allows Hammco, Inc. to operate two of the Maryland House and Chesapeake House gasoline service stations (Exxon) for a term of approximately Ten (10) months. The contract also allows for four (4), three-month renewal options.

CONCESSIONAIRE: Hammco, Inc.  
 Port Deposit, Maryland

REVENUE: Estimated revenue from gasoline service stations over the ten (10) month extension period is \$1,050,000.

DURATION: November 26, 2011 – September 15, 2012, with 4, 3-month renewal options

REMARKS: This Contract provides for the Operation of gasoline service stations located on the John F. Kennedy Memorial Highway, Interstate 95 in Harford and Cecil Counties in Maryland. One gasoline service station is located in Cecil County at the north end of the north service area (Chesapeake House) and the second gasoline service station is located in Harford County at the south end of the south service area (Maryland House).

The MDTA issued a Request for Proposals (RFP) on June 27, 2011 to seek a partnership through the execution of a Lease and Concession Agreement to undertake the redevelopment and long term operation of the two Travel Plazas. It's anticipated that the proposed Lease and Concession Agreement will be submitted for BPW approval in early 2012.

The current gap contract NE-N2/S3-2008 for the operation of the gasoline service stations will expire on November 25, 2011. The new gap contracts are proposed to expire on September 15, 2012 and will have the same renewal options as the other two gap contracts for operations at the two Travel Plazas. The Contract will allow for continuous operations from the expiration of the existing contract to the date of transfer of operations in accordance with the provisions of the proposed 35 year Lease and Concession Agreement. Due to the age and condition of the facilities, the new contract will require the MDTA to be responsible for capital replacement costs. There is no rent reduction in this contract.

Thus, it is MDTA's desire to extend the existing contract term from November 26, 2011 through September 15, 2012. Pursuant to the extension MDTA has the right to terminate the contract for convenience. Although this type of revenue producing contract is exempt from the State Procurement Law, it is being submitted to the BPW in accordance with BPW Advisory No: 2006-1 Revised May 12, 2011.

ITEM: 14-GM (Continued)

BPW - 07/27/11

MD TAX CLEARANCE:

11-1730-1111

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION ✓

WITHOUT DISCUSSION

Sandra E. Clifford - (410) 537-1047  
 sclifford1@mdta.state.md.us

BPW – 07/27/11

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**GENERAL/MISCELLANEOUS**

**ITEM: 15-GM**

**MARYLAND TRANSPORTATION AUTHORITY:**

**CONTRACT ID:** NE-S1-2011  
 Gap Contract – Service Areas Travel Plazas

**NATURE OF REQUEST:** This gap contract allows HMS Host to operate the Maryland House and Chesapeake House Service Areas for a ten (10) month term. The contract also allows for four (4), three-month renewal options.

**CONCESSIONAIRE:** HMS Host Family Restaurants, Inc. (HMS Host)  
 Bethesda, Maryland

**REVENUE:** Estimated revenue from the service areas over the ten (10) month extension period is \$4,960,000

**DURATION:** November 16, 2011 – September 15, 2012, with 4, 3-month renewal options

**REMARKS:** This Contract provides for the operation of two travel plazas not including the adjacent gasoline service stations owned by the Maryland Transportation Authority (MDTA) and located on the John F. Kennedy Memorial Highway, Interstate 95 in Harford and Cecil Counties in Maryland. The first travel plaza at approximately mile marker 82 is known as the “Maryland House”. The second travel plaza at approximately mile marker 97 is known as the “Chesapeake House”.

The MDTA issued a Request for Proposals (RFP) on June 27, 2011 to seek a partnership through the execution of a Lease and Concession Agreement to undertake the redevelopment and long term operation of the two Travel Plazas. It’s anticipated that the proposed Lease and Concession Agreement will be submitted for BPW approval in early 2012.

The current gap contract NE-S1-2008 for the operation of the Travel Plazas Service Areas will expire on November 15, 2011. The new gap contract is proposed to expire on September 15, 2012 and will have the same renewal options as the other two gap contracts for operation of the two gasoline service stations at each travel plaza. The Contract will allow for continuous operations from the expiration of the existing contract to the date of transfer of operations in accordance with the provisions of the proposed 35 year Lease and Concession Agreement. In consideration for the 10 month agreement and renewal options, a rent reduction was negotiated with HMS Host. The rent reduction based on FY 2010 revenues will be \$172,000 for the 10 month term. Calendar year 2010 revenue rent payments totaled \$6,454,410.

**ITEM: 15-GM (Continued)**

**BPW – 07/27/11**

Thus, it is MDTA's desire to extend the existing contract term from November 16, 2011 through September 15, 2012. Pursuant to the extension, MDTA has the right to terminate the contract for convenience. Although this type of revenue producing contract is exempt from the State's General Procurement Law, it is being submitted to the BPW in accordance with BPW Advisory No: 2006-1 Revised May 12, 2011.

**MD TAX CLEARANCE:** 11-1731-1001

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN ✓**

**WITH DISCUSSION ✓**

**WITHOUT DISCUSSION**



Sandra E. Clifford - (410) 537-1047  
sclifford1@mdta.state.md.us

BPW – 07/27/11

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**GENERAL/MISCELLANEOUS**

**ITEM: 16-GM**

**MARYLAND TRANSPORTATION AUTHORITY:**

**CONTRACT ID:** NE-N4/S4-2011  
 Gap Contract – Gasoline Service Stations

**NATURE OF REQUEST:** This gap contract allows Ocean Petroleum, LLC to operate two of the Maryland House and Chesapeake House gasoline service stations (Sunoco) for a term of approximately ten (10) months. The contract also allows for four (4), three- month renewal options.

**CONCESSIONAIRE:** Ocean Petroleum, LLC  
 Newark, Maryland

**REVENUE:** Estimated revenue from the gasoline service stations over the ten (10) month extension period is \$ 870,000

**DURATION:** November 26, 2011 – September 15, 2012, with 4, 3-month renewal options

**REMARKS:** This Contract provides for the operation of two gasoline service stations located on the John F. Kennedy Memorial Highway, Interstate 95 in Harford and Cecil Counties in Maryland. One gasoline service station is located in Cecil County at the south end of the north service area (Chesapeake House) and the second gasoline service station is located in Harford County at the north end of the south service area (Maryland House).

The MDTA issued a Request for Proposals (RFP) on June 27, 2011 to seek a partnership through the execution of a Lease and Concession Agreement to undertake the redevelopment and long term operation of the two Travel Plazas. It's anticipated that the proposed Lease and Concession Agreement will be submitted for BPW approval in early 2012.

The current gap contract NE-S4/N4-2008 for the operation of the gasoline service stations will expire on November 25, 2011. The new gap contracts are proposed to expire on September 15, 2012 and will have the same renewal options as the other two gap contracts for operations at the two Travel Plazas. The Contract will allow for continuous operations from the expiration of the existing contract to the date of transfer of operations in accordance with the provisions of the proposed 35 year Lease and Concession Agreement. Due to the age and condition of the facilities, the new contract will require the MDTA to be responsible for capital replacement costs. There is no rent reduction in this contract.

**ITEM: 16-GM (Continued)**

**BPW – 07/27/11**

Thus, it is MDTA's desire to extend the existing contract term from November 26, 2011 through September 15, 2012. Pursuant to the extension, MDTA has the right to terminate the contract for convenience. Although this type of revenue producing contract is exempt from the State's General Procurement Law, it is being submitted to the BPW in accordance with BPW Advisory No: 2006-1 Revised May 12, 2011.

**MD TAX CLEARANCE:** 11-1729-1111

**RESIDENT BUSINESS:** Yes

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**BOARD OF PUBLIC WORKS ACTION - THE ABOVE REFERENCED ITEM WAS.**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN** ✓

**WITH DISCUSSION** ✓

**WITHOUT DISCUSSION**

Sandra E. Clifford 410.537.1047  
Scifford1@mdta.state.md.us

BPW -- 07/27/11

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM: 17-GM**

**MARYLAND TRANSPORTATION AUTHORITY**

**CONTRACT ID:** 20110011  
 Intergovernmental Cooperative Purchasing Agreement

**CONTRACTOR:** Kapsch Trafficcom IVHS, Inc.  
 Mississauga, Ontario

**DESCRIPTION:** Intergovernmental Cooperative Purchasing Agreement (ICPA) to procure approximately 160,000 transponders as required to support "E-Z Pass Maryland" operations.

**AMOUNT:** \$3,500,000 NTE

**TERM:** 08/17/11 – 08/16/12

**MBE PARTICIPATION:** 0%

**REMARKS:** The MDTA is a member of the E-Z Pass Interagency Group (E-Z Pass Group), which consists of fourteen states and twenty four agencies that operate the E-Z Pass system. In June of 2011, the E-Z Pass Group put forth an Irrevocable Offer (IO) to its members for provision of transponders and toll lane equipment to support E-Z Pass operations. The current contract of the Irrevocable Offer (IO), signed by all twenty-four members of the E-Z Pass Group is scheduled to expire on August 16, 2011.

The lead agency conducting the new solicitation, New York State Metropolitan Transportation Authority Bridges and Tunnels, follows a procurement process similar to Maryland's.

The E-Z Pass Group is in the evaluation process of reviewing the proposals from a new solicitation. The process was significantly delayed because the E-Z Pass Group added members and by doing so, brought about questions/concerns regarding the governance of these new members. Specifically, whether they would be allowed to participate or be precluded from the procurement process. There were also patent infringement lawsuits between two of the vendors. This document had to incorporate individual requirements for the various agencies within fourteen states.

It is the opinion of the MDTA that the procurement process, including the contract negotiations involving all twenty-four members will take even more considerable time and that one year is the appropriate length of time for this additional procurement activity. The MDTA issues approximately 160,000 transponders per year and this will increase with the opening of the Inter County Connector (ICC).

This Item was previously submitted and withdrawn as Item 23-GM on the 7/6/11 DOT Agenda.

ITEM: 17-GM (Continued)

BPW – 07/27/11

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: N/A

MD TAX CLEARANCE: 11-1555-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM**        1-C-MOD

**DEPARTMENT OF NATURAL RESOURCES** Cedarville Fish Hatchery  
Brandywine, MD  
(Charles County)

**CONTRACT NO. AND TITLE** Project No. G-009-080-010;  
Pipe Lining, Replace Valves and Install  
Pond Liners  
ADPICS NO. COD82995

**ORIGINAL CONTRACT APPROVED** 6/9/2010 DGS/BPW Item 2-C

**CONTRACTOR** John L. Mattingly Construction Co. Inc.  
White Plains, MD

**CONTRACT DESCRIPTION** Approval requested for a contract to line all  
of the drain lines serving all 29 fish ponds, to provide a liner for five fish ponds, and to provide  
sluice gates and access walkways for 28 ponds.

**MODIFICATION DESCRIPTION** This modification is for a credit to the  
contract to delete drain pipe lining from the hatchery pond in accordance with RFP #5R1.

**TERM OF ORIGINAL CONTRACT** 365 Calendar Days

**TERM OF MODIFICATION** Same

**AMOUNT OF ORIGINAL CONTRACT** \$1,480,840.00

**AMOUNT OF MODIFICATION** (\$87,637.00)

**PRIOR MODIFICATIONS/OPTIONS** (\$14,302.40)

**REVISED TOTAL CONTRACT AMOUNT** \$1,378,900.60

**PERCENT +/- (THIS MODIFICATION)** (5.91%)

**OVERALL PERCENT** (6.88%)

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM 1-C-MOD (Cont.)

ORIGINAL PROCUREMENT METHOD Competitive Sealed Bids

ORIGINAL MBE PARTICIPATION 15.2%

REMARKS A credit is being issued to the contract because the contractor's CCTV inspection discovered that sections of pipe and branch lines could not be lined as designed due to installation methods and materials. Therefore, the total length of drain pipe which can be lined has reduced to less than 30 percent of the total pond drain line infrastructure. Based on economic considerations and the good condition of the pipe it was determined that the cost to line a small portion of the system was not worth the benefit. Repairs were made in known areas of concern under the base contract.

FUND SOURCE MCCBL 2008/Item 017 (Provide funds for Department of Natural Resources (DNR) Capital Development Projects initially funded in Fiscal 2008)

RESIDENT BUSINESS Yes

MD TAX CLEARANCE 11-1816-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM**            2-C-MOD

**DEPARTMENT OF THE MILITARY**

Salisbury Readiness Center  
 Salisbury, MD (Wicomico County)

**CONTRACT NO. AND TITLE**

Project No. M-561-100-004;  
 Design and Construction of a Readiness  
 Center Addition/Alteration  
 ADPICS NO. COD83760

**ORIGINAL CONTRACT APPROVED**

4/7/2010 DGS/BPW Item 2-C

**CONTRACTOR**

Nason Construction Inc.  
 Salisbury, MD

**CONTRACT DESCRIPTION**

Contract approval requested for a Design/Build project to renovate and add to the above existing facility. The total area of the renovated building will be 54,409 gross-square-feet (gsf).

**MODIFICATION DESCRIPTION**

This Change Order is a credit to the contract for changing from a high sloped roof system (and related design) to a low sloped roof system and related design.

**TERM OF ORIGINAL CONTRACT**

575 Calendar Days

**TERM OF MODIFICATION**

Same

**AMOUNT OF ORIGINAL CONTRACT**

\$9,353,800.00

**AMOUNT OF MODIFICATION**

<\$86,000.00>

**PRIOR MODIFICATIONS/OPTIONS**

<\$34,580.00>

**REVISED TOTAL CONTRACT AMOUNT**

\$9,233,220.00

**PERCENT +/- (THIS MODIFICATION)**

<0.91%>

**OVERALL PERCENT**

<1.28%>

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM 2-C-MOD (Cont.)

ORIGINAL PROCUREMENT METHOD Multi-Step Competitive Sealed Bids

ORIGINAL MBE PARTICIPATION 25%

REMARKS The contract time will be unchanged. A credit is being issued to the contract because the original architectural design was not accepted by the Using Agency. The change order is being issued because the Contractor did not submit back-up documentation in a timely manner.

FUND SOURCES \$64,500.00 CA 2010/ Item 001  
\$21,500.00 MCCBL FY2009/Item 011  
(Provide funds to design and construct renovations and additions to the Salisbury Armory.)

RESIDENT BUSINESS Yes

MD TAX CLEARANCE 11-1817-1011

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM**            3-C-MOD

**DEPARTMENT OF MARYLAND**  
**STATE POLICE**

Barrack "O"  
Hagerstown, MD  
(Washington County, MD)

**CONTRACT NO. AND TITLE**

Project No. PO-183-040-001;  
Construct New Barrack "O" and  
Garage/Communications Building  
ADPICS NO. COD83454

**ORIGINAL CONTRACT APPROVED**

6/9/2010 DGS/BPW Item 1-C

**CONTRACTOR**

Manekin Constructions, LLC  
Columbia, MD

**CONTRACT DESCRIPTION**

Construct a new 25,755 sq ft State Police Barracks "O" and a 5,027 sq ft Garage with Backup Data Center, and replace existing fuel dispensing systems with above grade tanks and the addition of ethanol as a fuel choice. Storm water management pond will be expanded and brought to more stringent current environmental codes.

**MODIFICATION DESCRIPTION**

This change order covers additional costs to install a new data center The Contract Allowance is \$800,000.00. Total cost \$1,249,156.54 plus general conditions mark-up and increase of the bond less the original.

**TERM OF ORIGINAL CONTRACT**

548 Calendar Days

**AMOUNT OF ORIGINAL CONTRACT**

\$10,071,338.00

**AMOUNT OF MODIFICATION**

\$478,689.00

**PRIOR MODIFICATIONS/OPTIONS**

\$250,944.00

**REVISED TOTAL CONTRACT AMOUNT**

\$10,800,971.00

**PERCENT +/- (THIS MODIFICATION)**

4.75%

**OVERALL PERCENT**

7.24%

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM**            3-C-MOD (Cont.)

**ORIGINAL PROCUREMENT METHOD**            Competitive Sealed Proposals

**ORIGINAL MBE PARTICIPATION**            25%

**REMARKS**    Change Order is being issued to cover the additional cost not covered under Allowance #10 - provide a new data center.

**FUND SOURCE**    MCCBL 2010/Item 906 (Provide funds to design construct and equip a new Hagerstown Barrack and garage)

**RESIDENT BUSINESS**    Yes

**MD TAX CLEARANCE**    11-1818-1110

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**A/E SERVICE CONTRACT****ITEM** 4-AE**DEPARTMENT OF GENERAL SERVICES****CONTRACT NO. AND TITLE**

Project No. DGS-11-006-IQC;  
Professional Services Agreement to Provide  
Roofing Design and Engineering Services  
for Multiple Construction Projects with Fees  
\$100,000 or Less  
ADPICS NO. See Below

**DESCRIPTION**

This Indefinite Quantity Contract (IQC) agreement will provide roofing design and engineering services for the Department of General Services on an as needed basis. The proposed agreement will be effective for one (1) two-year term with one (1) two-year renewal option. Individual projects awarded under this agreement may not exceed \$100,000.00; however, the selected firms may be awarded more than one project. The aggregate fee for the total of projects awarded to any firm may not exceed \$200,000.00.

**TERM**

7/27/2011-7/26/2013 (W/1 two-year renewal option)

**PROCUREMENT METHOD**

Maryland Architectural and Engineering Services Act

**BIDS OR PROPOSALS**

<b><u>BIDS OR PROPOSALS</u></b>	<b><u>Qualification and Technical Scores</u></b>	<b><u>Project Limit</u></b>	<b><u>Contract Limit</u></b>
A S Architects, Inc. Linthicum, MD	94%	\$100,000.00	\$200,000.00
Gale Associates, Inc. Baltimore, MD	93%	\$100,000.00	\$200,000.00
Bushey Feight Morin Architects, Inc. Hagerstown, MD	92%	\$100,000.00	\$200,000.00
WBCM, LLC. Baltimore, MD	92%	\$100,000.00	\$200,000.00
ADP Consultants Potomac, MD	91%	N/A	N/A
Mimar Architects, Inc. Baltimore, MD	90%	N/A	N/A
Colimore Thoemke Architects, Inc. Baltimore, MD	90%	N/A	N/A
ATI, Inc. Columbia, MD	89%	N/A	N/A
Frederick Ward Associates, Inc. Bel Air, MD	79%	N/A	N/A
Katinas Bruckwick Architecture Bethesda, MD	79%	N/A	N/A

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**A/E SERVICE CONTRACT**

**ITEM**           4-AE (Cont.)

**AWARDS**

A S Architects, Inc.-Linthicum, MD  
Gale Associates, Inc.-Baltimore, MD  
Bushey Feight Morin Architects Inc.  
Hagerstown, MD  
WBCM, LLC. - Baltimore, MD

**AMOUNT/CONTRACTOR**

\$ 200,000.00 Est. Per Firm (1<sup>st</sup> two-year  
term)  
\$ 200,000.00 Est. Per Firm (2<sup>nd</sup> two-Year  
term)  
\$ 400,000.00 Total Est. Per Firm (4 Years)

**TOTAL CONTRACT AMOUNT**

\$1,600,000.00 Est Total contract amount  
(base contract and options x 4  
Firms)

**MBE PARTICIPATION**

25%

**REMARKS**

Four of the eight firms which submitted technical proposals achieved the minimum qualifying score of 85% and were recommended by the Qualification Committee for price proposal negotiations. The price proposal submitted by each firm reflected billing rates for each discipline required for this contract. The billing rates were inclusive of direct salaries, fringe benefits, overhead, profit, materials, and all other costs, direct and indirect.

The fee for each project/task order awarded under the proposed agreement will be negotiated and the contract will be approved and executed by the State individually. Projects/task orders will normally be awarded on a rotating basis beginning with the number one ranked firm. Once the project award process has been initiated with a firm in the normal rotation.

The consultant firms shall provide services in the disciplines of architecture; mechanical, electrical, and structural engineering; specification writing, estimating, and roofing consulting.

The services performed shall be consistent with prudent professional architectural and engineering practices and in accordance with the latest Maryland Codes, Regulations, and DGSs' design standards. A contractual agreement of this nature is necessary to enable the State to fulfill its ongoing construction and renovation responsibility in a cost effective and timely manner.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**A/E SERVICE CONTRACT**

**ITEM** 4-AE (Cont.)

**FUND SOURCES** Various Agencies

**RESIDENT BUSINESSES** Yes for all

**ADPICS AND TAX COMPLIANCE NOS.**

<u>Awardee</u>	<u>Tax Compliance Nos.</u>	<u>ADPICS Nos.</u>
A S Architects, Inc.	11-1786-0011	001B2400048
Gale Associates, Inc.	11-1706-0111	001B2400049
Bushey Feight Morin Architects, Inc.	11-1707-0111	001B2400050
WBCM, LLC	11-1724-0000.	001B2400051

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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** 5-M**DEPARTMENT OF HEALTH AND MENTAL** Springfield Hospital Center  
**HYGIENE** Sykesville, MD**CONTRACT NO. AND TITLE** Project No S-320-110-001;  
Roof Replacement for the Power House and  
Linen Room  
ADPICS NO. 001B1400706**DESCRIPTION** Approval requested for a contract to provide  
all labor, equipment, materials and supplies necessary to replace existing built-up roof with a  
new 3-ply built-up roof on the power house and linen room at Springfield Hospital Center.**PROCUREMENT METHOD** Competitive Sealed Bids

<b><u>BIDS OR PROPOSALS</u></b>	<b><u>AMOUNT</u></b>
J & K Contracting, Inc. Capitol Heights, MD	\$219,525.00
Simpson of Maryland, Inc. Hanover, MD	\$235,385.00
CitiRoof, Corp. Columbia, MD	\$273,980.00
Summerlin Contractors, LLC. Gaithersburg, MD	\$305,300.00
RRH Associates, LLC. Huntingtown, MD	\$313,334.00
Ruff Roofers, Inc. Baltimore, MD	\$385,894.00
Alliance Roofing & Sheet Metal, Inc. Baltimore, MD	\$402,305.00

**AWARD** J & K Contracting, Inc.  
Capitol Heights, MD**AMOUNT** \$219,525.00**TERM** 180 Calendar Days**MBE PARTICIPATION** 25%**PERFORMANCE BOND** 100% of Full Contract Amount

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM** 5-M (Cont.)

**REMARKS**

This solicitation was advertised and bid on *eMaryland Marketplace.com* (eMM). The Procurement Officer has evaluated the bid documents and has determined that J & K Contracting, Inc has submitted the lowest responsive and responsible bid.

The replacement 3-ply roof system includes 2 plies of modified bitumen base flashing topped by a modified bitumen torch grade cap membrane, vapor-retarder, flat and tapered insulation, 26 gauge stainless steel metal work, and 40 mil aluminum coping. Supply the required 20 year No Dollar Limit warranty. Point and rebuild existing masonry walls as necessary. Repair existing slate roof on concrete deck as necessary.

**FUND SOURCE**

MCCBL 2009 Item007 (Provide funds for the StateCapital Facilities Renewal Program-Statewide)

**RESIDENT BUSINESS**

Yes

**TAX COMPLIANCE NO.**

11-1351-0001

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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**           6-M

**DEPARTMENT OF PUBLIC SAFETY AND**  
**CORRECTIONAL SERVICES**

Maryland Diagnostic and Classification  
Center and Women's Detention Center  
(MRDCC), (WDC) Baltimore, MD

**CONTRACT NO. AND TITLE**

Project No. K-743-070-001(Re-Bid)  
K-743-080-001/KT-401-080-001  
Refurbish Three Hydraulic Elevator Systems  
(MRDCC)  
Refurbish Two Nine Stop Cable Traction  
Elevator Systems (MRDCC)  
Refurbish Two Five Stop Cable Traction  
Elevator Systems (WDC) Baltimore City.  
ADPICS NO. 001B2400054

**CONTRACT DISCRIPTION**

Approval is requested for a contract to provide the elevator construction and renovation services of five elevator systems at the Maryland Diagnostic and Classification Center and two at the Women's Detention Center. The work includes supplying all of the labor, material and equipment for the demolition and removal of the existing elevator equipment and components, the installation of new elevator components and equipment and the installation of new machine room air conditioning systems. The renovated elevator systems will meet the current life safety, electrical and elevator code requirements.

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

Delaware Elevator Inc. Salisbury, MD  
Maryland Elevator Corp. Crofton, MD  
Elcon Enterprises Inc. Upper Marlboro, MD  
Schindler Elevator Corp. Baltimore, MD

**AMOUNT**

\$1,813,708.00  
\$2,873,746.00  
\$2,996,930.05  
\$3,307,099.00

**AWARD**

Delaware Elevator Inc.  
Salisbury, MD

**TERM**

365 Calendar Days

**AMOUNT**

\$1,813,708.00



DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

MAINTENANCE CONTRACTITEM 6-M (Cont.)MBE PARTICIPATION 30%PERFORMANCE BOND 100% of full contract amountHIRING AGREEMENT ELIGIBLE No

REMARKS This solicitation was advertised and bid on *eMarylandplace.com* on 5/12/2011 and notice of availability was also posted on the DGS Bid Board. The recommended Contractor Delaware Elevator Inc. has been found to be a responsive and responsible vendor. The government estimate is \$1,850,000.00.

FUND SOURCE MCCBL 2009/Item 007 (Capital Facilities Renewal Funding)

RESIDENT BUSINESS Yes

TAX COMPLIANCE NO. 11-1383-1111

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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.)

B. Department of General Services

Mary E. W. Risteau District Court/Multi-  
Service Center  
Belair, MD

**DESCRIPTION**

Work consists of "Replace in Kind" a complete standby electric power system engine-generator set with all related component and automatic transfer switches, transfer switch controls, and all related components.

**REMARKS**

The estimated cost for this Project was \$201,000.00 and the project duration is 180 calendar days. This solicitation was advertised and bid on *eMaryland Marketplace.com*.

**CONTRACT NO. AND TITLE**

Project No. BC-766-110-001;  
Emergency Generator Replacement

**PROCUREMENT METHOD**

Competitive Sealed Bids

**AWARD**

P.D. Valle Electric Co., Inc.  
Baldwin, MD

**AMOUNT**

\$112,840.00

**MBE PARTICIPATION**

15%

**FUND SOURCE**

MCCBL 2009/ Item 007 (Capital Facilities  
Renewal Program)

C. Department of General Services

Maryland State House-State Circle  
State Office Complex  
Annapolis, MD

**DESCRIPTION**

The company will provide historical assessment, restoration standards supervision and conservation services for the Department of General Services during the construction project to refurbish the exterior of the State House dome.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM** 7-GM (Cont.)

**REMARKS** The awardee will provide training, guidance and quality control services for DGS to ensure all that all work activities executed by the Contractor are consistent with established restoration and historical standards.

**CONTRACT NO. AND TITLE**

Project No. BA-491-071-001;  
Repair/Replace Covering Dome Shingles

**PROCUREMENT METHOD**

Exempt (Renovation of Historic Structure)  
State Finance and Procurement Article 11-  
203 (a) (1) (xvii)

**AWARD**

John Greenwalt Lee Co.  
Annapolis, MD

**AMOUNT**

\$30,000.00

**FUND SOURCE**

MCCBL 2009/ Item 007 (Capital Facilities  
Renewal Program)

D. Department of Public Safety and Correctional  
Services

Southern Maryland Pre-Release Unit  
(SMPRU)  
Charlotte Hall, MD

**CONTRACT DISCRPTION**

Approval is requested for a contract to provide construction renovation services of the bath and shower units at SMPRU. The work includes supplying all of the labor, material and equipment for the demolition and replacement of the existing flooring, walls, ceilings, heating ventilating system, plumbing piping and fixtures. The awardee will also supply temporary shower facilities during the construction process.

**REMARKS**

The MBE goal was 25% and the contractor has agreed to exceed the goal and achieve 42%. The government estimate is \$ 160,000.00. The contract duration is 120 calendar days.

**CONTRACT NO. AND TITLE**

Project No. KR-110-100-001;  
Shower Room Renovations at the Southern  
Maryland Pre-Release Unit in Charlotte  
Hall, MD

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM**        7-GM (Cont.)

**PROCUREMENT METHOD**

Competitive Sealed Bids

**AWARD**

S.E. Davis Construction LLC.  
La Plata, MD

**TERM**

120 calendar days

**AMOUNT**

\$153,797.00

**MBE PARTICIPATION**

42%

**FUND SOURCE**

MCCBL 2009 Item 007 Capital Facilities  
Renewal Program)

E. Department of General Services

Lowe House of Delegates Office Building  
Annapolis, MD (Anne Arundel County)

**DESCRIPTION**

Audio/Visual (A/V) system consulting services at Lowe House of Delegates Office Building.

Approval for a contract to provide

**REMARKS**

Work includes the review of technical submittals, project support, performance of testing to ensure system functionality prior to system programming, provision of programming services, and performance of final testing to demonstrate full system integration and functionality with existing House of Delegates systems.

**CONTRACT NO. & TITLE**

Project No. BA-659-075-003,  
Renovations to the Thomas Hunter  
Lowe House of Delegates Office  
Building, Annapolis, MD (A/V Consulting)

**PROCUREMENT METHOD**

Small Procurement

**AWARD**

Shen Milsom Wilke  
Arlington, VA

**AMOUNT**

\$16,936.00

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM**        7-GM (Cont.)

**FUND SOURCE**

MCCBL 2011/Item 002 (Provide funds to design and construct alterations and renovations to the Lowe Office Building)

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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**           8-GM

**REFERENCE**

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Any modifications listed below reflect the change in funding from POS funds to General Obligation Bond funds (MCCBL) also noted below. Total amount of funds used is \$311,214.07 (7 items).

The two fund sources for any particular item will be designated as either:  
MCCBL 2009/Item 18 (Provide funds to construct capital improvements such as planned maintenance and repair projects at public facilities on State-Owned property) or  
MCCBL 2010/Item 016 (Provide funds to construct capital improvements such as planned Maintenance and repair projects at public use facilities on State-Owned property)

**Department of Natural Resources**

A.     Smallwood State Park  
       Marbury, MD (Charles County)

**DESCRIPTION**

Approval for a contract to remove existing tanks and install new septic tanks at 2 locations within the park.

**REMARKS**

Building 1 – Maintenance Shop/HQ Building  
Install new AX20RT, OSDS nitrogen removing gravity discharge septic system. Install new 1000 gal concrete pump station. including simplex control panel at HQ building.

Building 2-Marina Services Building–Excavate and expose existing drain line between tank #2 and existing grinder pump station. Install OSI F1 effluent filter in existing septic tank #2. Risers on both existing septic to be extended to grade.

**CONTRACT NO. & TITLE**

Project No. P-000-110-910;  
On-site Sewage Disposal System Upgrade

**PROCUREMENT METHOD**

Small Procurement

**AWARD**

Outback Porta Jon, Inc.  
Huntingtown, MD

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS****ITEM** 8-GM (Cont.)**AMOUNT** \$44,894.07**FUND SOURCE** MCCBL FY2010/Item 016

B. Jonas Green Park  
Annapolis, MD (Anne Arundel County)

**DESCRIPTION** Approval for a contract to remove existing septic tank and install a new septic tank complete with OSDS nutrient reduction system.

**REMARKS** Excavate and install: new pipe work from new septic tank to existing pump station, new 1500 gallon system capacity recirculating processing tank with new 3000 gallon capacity septic tank. Restore site to pre-construction condition.

**CONTRACT NO. & TITLE** Project No. P-000-111-810;  
On-site Sewage Disposal System Upgrade

**PROCUREMENT METHOD** Small Procurement

**AWARD** Harrison Contracting  
Mt. Airy, MD

**AMOUNT** \$41,280.00

**FUND SOURCE** MCCBL FY2010/Item 016

C. Black Walnut Point Natural Resources Management Area  
Tilghman, MD (Talbot County)

**DESCRIPTION** Approval for a contract to locate and excavate existing septic tank and line from the building.

**REMARKS** Pump out and collapse tank or remove it in its entirety. Install 2 new Singulair TNT Precast Concrete Treatment, 2,300 gal., 1,000 GPD tank with OSDS reduction equipment and monitoring controls. Test system for proper operation. Restore site.



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS****ITEM** 8-GM (Cont.)**CONTRACT NO. & TITLE**Project No. P-000-113-910;  
On-site Sewage Disposal System Upgrade**PROCUREMENT METHOD**

Small Procurement

**AWARD**Harper & Sons, Inc.  
Easton, MD**AMOUNT**

\$26,304.00

**FUND SOURCE**

MCCBL FY2010/Item 016

D. New Germany State Park  
Grantsville, MD (Garrett County)**DESCRIPTION**Approval for a contract to remove & replace  
of 39 timbered steps, approx. 50 linear feet of timbered walkway border, and 159 sf of blacktop  
walkway surface.**REMARKS**Remove and replace and properly dispose of  
all excess material off of State property.**CONTRACT NO. & TITLE**Project No. P-005-111-010;  
Replace Cabin Walkways**PROCUREMENT METHOD**

Small Procurement

**AWARD**Daystar Builders, Inc.  
Grantsville, MD**AMOUNT**

\$16,570.00

**FUND SOURCE**

MCCBL FY2010/Item 016

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS****ITEM** 8-GM (Cont.)

- E. Patapsco State Park  
Baltimore, Catonsville, Marriottsville, Ellicott City  
(Baltimore, Carroll and Howard Counties)

**DESCRIPTION** Approval for a contract to remove and  
replace 24 existing hand dryers in various locations.

**REMARKS** Work includes: Dryers to be surface-  
mounted and to include wall mounting plate, tamper-proof screws and covers. Secure and tag out  
hand dryer power supply in control panel as required. Properly ground hand dryer. Test dryer  
for proper operation. Salvageable hand dryers to be returned to facility.

**CONTRACT NO. & TITLE** Project No. P-020-111-010;  
Replace Hand Dryers

**PROCUREMENT METHOD** Small Procurement

**AWARD** Able Electrical Services, Inc.  
Glen Burnie, MD

**AMOUNT** \$15,495.00

**FUND SOURCE** MCCBL FY2010/Item 016

- F. Gunpowder Falls State Park  
Whitehall, Baltimore County

**DESCRIPTION** This project is to remove and dispose of  
approx. 64 linear feet of existing 12" concrete & CMP pipes.

**REMARKS** Restore all disturbed areas to existing grades  
with a min. of 3 inches of clean topsoil, seed, fertilizer and mulch. Clean up and debris removal.

**CONTRACT NO. & TITLE** Project No. P-032-090-010;  
Replace Culvert Pipe & Erosion Control

**PROCUREMENT METHOD** Small Procurement

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM** 8-GM (Cont.)

**AWARD** Barksdale Nursery, Inc.  
Elkton, MD

**AMOUNT** \$6,485.00

**FUND SOURCE** MCCBL FY2010/Item 016

G. Deep Creek Lake State Park  
Swanton, MD  
(Garrett County)

**DESCRIPTION** The Contractor shall provide all labor, equipment, materials, supplies, supervision, insurance, etc., necessary to resurface the shop parking lot at Deep Creek Lake State Park in Garrett County.

**REMARKS** This solicitation was advertised and bid on *eMaryland Marketplace.com* (eMM).and was posted on the DGS Bid Board.

This project was included on the FY-07POS maintenance program, and was in the priority schedule within the budgeted funding. The awarded vendor was evaluated and confirmed his bid.

**CONTRACT NO. AND TITLE** Project No: P-008-070-010;  
Resurface Shop Parking Lot

**PROCUREMENT METHOD** Competitive Sealed Bids

**AWARD** I-Con International Contractors  
Myersville, MD

**AMOUNT** \$160,186.00

**TERM** 75 Calendar Days

**MBE PARTICIPATION** 15%

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM        8-GM (Cont.)

FUND SOURCE

MCCBL FY2010/Item 016

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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**           9-GM

**DEPARTMENT OF GENERAL SERVICES**     Department of Natural Resources  
Annapolis, MD

**REFERENCE**   The Department of Natural Resources is requesting the transfer of funding from the DGS budget to the DNR critical maintenance budget to allow for the use of the DNR In-House Maintenance Staff to complete the following critical maintenance projects that were included in the FY-2012 budget submission:

**DESCRIPTION**   In accordance with provisions of the State Finance and Procurement Article, Section 4-407, Annotated Code of Maryland, Board of Public Works approval is requested to transfer to Department of Natural Resources \$205,000.00 to support the above referenced project. Contractor/supplier invoices must be presented to the Office of the Comptroller for payment. Disbursements from these accounts will be made by the State Treasurer's Office based on warrants from the Comptroller's Office.

<b><u>Project Location</u></b>	<b><u>Description</u></b>	<b><u>Estimate</u></b>
Herrington Manor St. Park	Reroof Office	\$10,000.00
Janes Island State Park	Renovate Pavilion	\$10,000.00
Matapeake Fisheries	Roof Replacement	\$ 4,000.00
Martinak State Park	Replace Cabin Roof	\$ 5,000.00
Patapsco Valley State Park	Reroof Shelter 301	\$10,000.00
Point Lookout St. Park	Replace Shop Fence	\$32,000.00
Rocks State Park	Reroof Rock Ridge Bldgs.	\$10,000.00
Sandy Point St. Park	Reroof Shelters East Beach	\$75,000.00
Sandy Point St. Park	Reroof Bathhouse and Comfort St.	\$30,000.00
Tuckahoe State Park	Reroof Youth Group Pavilion	\$ 4,000.00
Wye Island NRMA	Replace Office Roof	\$ 5,000.00
Wye Island NRMA	Replace Shop Roof	\$10,000.00

This funding will be used to pay for materials and equipment required to complete the projects. All items will be procured under the small procurement process under DNR authority.

**AMOUNT**   \$205,000.00

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL/MISCELLANEOUS**

**ITEM**        9-GM (Cont.)

**REMARKS**

DNR will utilize its own forces to complete several of these projects and save the administrative costs, along with the overhead and profit that are incurred using outside contractors. This will allow DNR to complete additional projects with the savings.

DBM has reviewed and approved this request for use of capital funds.

**FUND SOURCE**

MCCBL 2011/Item 008 (Provide Funds to construct capital improvements such as planned maintenance and repair projects on State Owned Land.)

---

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**      10-GM

**DESCRIPTION**

In accordance with provisions of the State Finance and Procurement Article, Section 12-202, Annotated Code of Maryland, approval is requested for the following construction inspection expenditures related to the capital improvement project identified below:

<b><u>Project Description</u></b>	<b><u>Amount</u></b>	<b><u>Fund Source</u></b>
Project No. - BC-725-992-002 Inspection Services for Rockville District Court Montgomery County, MD	\$12,542.96	MCCBL 2009/Item 801 (Provide funds to design, construct and equip a new district court facility in Rockville.)
<b>TOTAL</b>	<u>\$12,542.96</u>	

**REMARKS**

This is an anticipated amount, subject to necessary extensions, in the event the construction takes longer than expected to complete. Construction inspection services are required to ensure compliance with the requirements of the construction contract. Extends contract from July 1, 2011 thru September 30, 2011.

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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**          11-GM

**DESCRIPTION**

In accordance with provisions of the State Finance and Procurement Article, Section 12-202, Annotated Code of Maryland, approval is requested for the following construction inspection expenditures related to the respective capital project identified below:

<b><u>Project Description</u></b>	<b><u>Amount</u></b>	<b><u>Fund Source</u></b>
Project No. – BA-659-075-003 Inspection Services for Renovation of Second, Third and Fourth Floors at the Thomas Hunter Lowe House of Delegates Office Building in Anne Arundel County, Maryland	\$4,967.08	MCCBL 2011/Item 002 (Provide funds to design construct alterations and renovations to the Lowe House Office Building)
<b>TOTAL</b>	<u>\$4,967.08</u>	

**REMARKS**

These are anticipated amounts, subject to necessary extensions, in the event the construction takes longer than expected to complete. Construction inspection services are required to ensure compliance with the requirements of the construction contract.

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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

**DEPARTMENT OF PUBLIC SAFETY AND** Hagerstown, MD  
**CORRECTIONAL SERVICES** (Washington County)

**Tenant** Maryland Solar LLC.  
46-48 Maryland Ave., Suite 400  
Annapolis, MD 21401

**Property Location** Hagerstown Prison Complex  
18601 Roxbury Rd  
Hagerstown, MD 21746

<b><u>Space Type</u></b>	Land	<b><u>Type</u></b>	New	<b><u>Acre(s)</u></b>	250 +/- acres
<b><u>Duration</u></b>	20 Years	<b><u>Effective</u></b>	9/1/2011		
<b><u>Annual Rent</u></b>	\$32,050.00 (yrs 1-3) (3% increase, yrs 4-20)				

<b><u>Utilities Responsibility</u></b>	Tenant
<b><u>Custodial Responsibility</u></b>	Tenant
<b><u>Previous Board Action(s)</u></b>	N/A

**Reference** The Department of General Services on behalf of the Department of Public Safety and Correctional Services issued a Request for Qualifications for the purposes of leasing State land to an entity capable of establishing a renewal energy facility on underutilized State owned land in western Maryland. The lease is intended to support more in-state renewable energy generation, put underutilized State property to greater use, and promote the State's environmental, public policy and economic goals.

Maryland Solar, LLC responded seeking to enter into a ground lease agreement for approximately 250 acres of land around the Maryland Correctional Institute. The lease is for a twenty (20) year term and calls for the development and operation of a solar renewal energy facility consisting of approximately 100,000 separate photovoltaic panels.

The Board of Public Works is now requested to approve the land lease with Maryland Solar, LLC.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**LANDLORD LEASE**

**ITEM**      12-LL (Cont.)

**Remarks**    Maryland's Renewable Portfolio Standard (RPS) mandates that 20% of Maryland's electricity be generated from renewable energy source by 2022, which must include at least 2% solar energy. The project will serve as a facilitator to meeting Maryland's RPS. It is anticipated that at peak output, this facility will produce enough electricity to power about 2,250 average homes, displacing approximately 13,900 metric tons of carbon dioxide (CO<sub>2</sub>) per year or the equivalent of taking about 2,700 cars off the road, according to the Maryland Energy Administration. At 20MWs, the facility will more than double the amount of solar energy currently on the Maryland grid, estimated by Maryland Energy Administration to be around 15MWs today.

Based on the construction cost estimate of \$70 million, it is anticipated that the facility will create approximately 125 local construction jobs (electricians, installers, laborers) beginning late 2011 through 2012. The average salary (including benefits) will be in the range of \$25.00 an hour.

The third component of this project will include a unique educational element. Maryland Solar LLC. has agreed with Hagerstown Community College to incorporate the development, construction and operation of the project into the Alternative Energy Curriculum at Hagerstown Community College.

**Special Conditions**

1. The lease is for a 20 year term and contains a unilateral right to renew for one five-year term. The lease further provides for a second 5-year renewal term subject to Board approval.
2. Prior to commencement of construction, Tenant shall demonstrate to Lessor's reasonable satisfaction that it has sufficient funds, performance bonds and/or completion guarantees to develop, construct, operate, and maintain the facility and improvements.
3. Lessee shall have the right to pledge or encumber its leasehold interest in the Demised Premises as security for financing to be obtained by Lessee in connection with the construction or operation of the Solar Project, with the lender able to cure and replace lessee for failure to perform subject to reasonable Lessor approval however, may not encumber the State's underlying fee interest.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**LANDLORD LEASE**

**ITEM**        12-LL (Cont.)

4. Lessor acknowledges and agrees that if the Solar Project shall not have achieved full commercial operation and the sale of electric power from the Solar Project by 12/31/2012, then at the option of Lessee and upon written notice by Lessee to Lessor, Lessee shall have the right to terminate this Lease, in which event Lessee shall remain obligated for the payment of the prorated rental amounts through the date of Lessee's notice of termination, but Lessee shall not be obligated for the payment of any rent following the date of Lessee's notice of termination. In the event the lease is terminated the lessee shall remove any improvements made to the premises.
5. The Tenant shall maintain at its expense, throughout the term-insurance against loss or liability occurring on the Demised Premises, under one or more policies of CGL not less than a minimum coverage of \$1,000,000.00 per occurrence, \$5,000,000.00 annual aggregate, and shall contain broad form CGL endorsement or its equivalent. Additionally, contractors shall be required to carry Contractors CGL, Builders Risk, Worker Compensation and Automobile Liability insurances.
6. Lessee shall consult with and gain approval from Lessor and DGS and shall comply with all local, state and federal codes and requirements. Lessee shall submit plans and other project documentation to Lessor and DGS for its review, comment, and reasonable approval.
7. This Lease does not contain a termination for convenience clause.
8. Lessor acknowledges and agrees that after the full installation and operation of the contemplated Solar Project, Lessee shall have the right to enter into a limited agricultural sublease with Creek Bound Farms, LLC. Or another qualified farm tenant approved by the Lessor for unused portions of the Demised Premises which shall remain subject to the approval of Lessor, DGS, and the BPW.
9. Lessee acknowledges and agrees that so long as this Lease is in effect Lessee will use reasonable efforts to implement, conduct, and/or cause to occur inmate training activities and educational opportunities relating to the renewable energy industry and/or sustainable agriculture with Hagerstown Community college and other interested educational institutions in the area.
10. The Lessee shall pay promptly when due, all taxes, fees, or other impositions assessed in connection with the Lessee's use and occupancy of the Demised Premises.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**LANDLORD LEASE**

**ITEM**      12-LL (Cont.)

- 11. The Lessee shall be responsible for, and shall defend at Lessor's request, indemnify and hold harmless the State of Maryland, and the Department of Public Safety and Correctional Services and its members, officers, and employees against and from, any and all liability or claim of liability (including reasonable attorneys' fees) directly arising out of (a) the Lessee's use, occupancy, conduct, operation or management of the Demised Premises during the Term.
- 12. The Clearinghouse conducted an intergovernmental review of the project under MD 20110325-0601 and has recommended changing the use, and leasing +/- 250 acres of land at the Maryland Correctional Institute for use as a potential renewable energy facility.
- 13. The State disclaims any and all liability under the lease for environmental conditions associated with the Demised Premises.

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

APPROVED \*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

*\* - Item was Approved 2-1. Comptroller Franchot voted "NO".*

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE****ITEM** 13-LT**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**Public Health Laboratory  
Baltimore City

**Landlord** Maryland Economic Development Corporation  
100 North Charles Street, Suite 630  
Baltimore, MD 21201

**Property Location** Science + Technology Park at Johns Hopkins  
1770 Ashland Avenue  
Baltimore, MD 21205

<b><u>Space Type</u></b>	Laboratory	<b><u>Lease Type</u></b>	New	<b><u>Square Feet</u></b>	234,000 +/-
<b><u>Duration</u></b>	20 Years	<b><u>Effective</u></b>	8/1/2011		
<b><u>Annual Base Rent</u></b>	\$15,300,000.00	<b><u>Square Foot Rate</u></b>	\$65.38		

**Utilities Responsibility** Tenant  
**Custodial Responsibility** Tenant  
**Previous Board Action(s)** 2-GM 12/16/2009

**Fund Source** 100% General

**Background/History** Reference is made to Item 2-GM of the Department of General Services Action Agenda of 12/16//2009 wherein the Board of Public Works approved a three year Interagency Agreement to facilitate the development of a new state-of-the-art Public Health Laboratory in the Science + Technology Park @ Johns Hopkins in East Baltimore. This agreement activated the use of \$6.45 million in pre-development funds appropriated by the Maryland General Assembly for the preparation of preliminary plans to construct the new lab.

The Board of Public Works is now requested to approve an occupancy lease with an initial term of twenty (20) years between the State of Maryland to the use of the Department of Health and Mental Hygiene (DHMH) as Tenant and Maryland Economic Development Corporation (MEDCO) as Landlord. DHMH's lease will be used by MEDCO to facilitate the sale of MEDCO tax exempt bonds for the purposes of constructing and equipping the new Public Health Laboratory.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**           13-LT (Cont.)

**Special Conditions**                   MEDCO shall cause to be constructed a five (5) story 234,000 gross square foot building designed to the LEED Silver Certification criteria. The project will meet State and City MBE/WBE requirements. Total project costs are estimated at \$165,000,000.00 including the land acquisition and preparation costs but not including capitalized interest costs.

MEDCO shall issue and sell Series 2011 bonds in the approximate aggregate principal amount of \$186 million, not to exceed \$200 million, for an anticipated term of 20 years, at an estimated interest cost of 4.59% ( as of February 2011). Closing on the bonds is expected to occur as early as October, 2011. Interest will be paid with bond proceeds commencing on bond issuance with DHMH's rent commencing approximately June 1, 2014 or with completion of the facility and DHMH taking occupancy. MEDCO's final bond maturity is expected to occur on or about October 1, 2031.

Bond closing and closing on the property are expected to occur simultaneously. The schedule currently anticipates the award of the construction contract on or about September 30, 2011; the completion and commission of the lab on or about February 21, 2014; and full occupancy and operation on or about April 27, 2014.

DHMH shall have the option to renew this Lease, beyond the initial term, for one (1) additional twenty (20) year period and for three (3) separate but immediately consecutive additional ten (10) year periods. After the bonds are paid in full, MEDCO will cease charging Base Rent for the property and DHMH will only be responsible for Additional Rent consisting of primarily standard operating costs and reserves. Base Rent and Additional Rent will remain contingent upon sufficient appropriations and the lease is terminable for failure to appropriate, acts of condemnation, and/or in the event of a casualty.

Additional Rent will be all operating costs to keep and maintain the facility, including property management fees, infrastructure use fees, and a fee to MEDCO of \$100,000.00 per year during construction, reducing to \$50,000.00 per year once construction is complete. Additional rent will include an Operating reserve fund of \$0.45 per square foot increased annually by 3% to be held by bond trustee and Repair and Replacement fund of \$3.00 per square foot increased annually by 3% to be held by Trustee. Both the operating reserve and the repair and replacement reserve are for the use by DHMH and if unused during DHMH's tenancy, would revert to State.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM** 13-LT (Cont.)

Although DHMH has negotiated an option to purchase the facility for an amount equal to the bonds outstanding at the time of the purchase, plus other incidental costs, the facility is anticipated to remain under the ownership and control of MEDCO for the facility's functional life and tenancy by DHMH.

During the period of construction, MEDCO shall cause the contractor or others to maintain, as a cost of the Project, (i) Builder's Risk Insurance; (ii) commercial general liability insurance; (iii) business automobile insurance; (iv) umbrella liability insurance; (v) workers compensation and employer's liability insurance; and (vi) environmental impairment liability insurance. MEDCO anticipates that the insurance may be handled via a Contractor Controlled Insurance Program (CCIP).

Pursuant to the provisions of State Finance and Procurement Article, Section 12-204(d), the Capital Debt Affordability Committee has certified to the Governor and the General Assem that the total amount of new State debt to be incurred by the lease may prudently be authorized. Pursuant to the provisions of State Finance and Procurement Article, Section 11-203(a)(2)(ii) this lease is exempt from Division II of the State Finance and Procurement Article.

Except for acts of gross negligence, DHMH shall indemnify the Landlord and the Trustee for its use of the facility to the extent permitted under the Maryland Torts Claim Act and subject to appropriation.

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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** 14-LT**DEPARTMENT OF JUVENILE SERVICES** Chestertown, MD (Kent County)

**Landlord** ZNB, LLP  
830 High St.  
Chestertown, MD 21620

**Property Location** 315 High St  
Chestertown, MD 21620

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	New	<b><u>Square Feet</u></b>	1,539
<b><u>Duration</u></b>	10 Years	<b><u>Effective</u></b>	9/1/2011		
<b><u>Annual Rent</u></b>	\$24,624.00	<b><u>Square Foot Rate</u></b>	\$16.50 Average		
		<b><u>Effective Sq. Ft. Rate</u></b>	\$19.32		

**Utilities Responsibility** Tenant  
**Custodial Responsibility** Landlord  
**Previous Board Action(s)** N/A.  
**Fund Source** 100% General Funds V00J0102 13301 D1301

**Special Conditions**

1. This lease contains escalations/de-escalations for real estate taxes and custodial services.
2. This lease has one (1) renewal option for five (5) years subject to Board of Public Works approval.

**Remarks**

1. This space will be used to provide counseling and follow up services to pre-adjudicated youth.
2. This is a new lease procurement to relocate DJS from its current location at 215 Court Street. The new space is 799 square feet larger, but the new net effective rate is \$2.54 less than the previous effective rate.
3. The square foot rate for years 1-5 is \$16.00; for years 6-10, realizing the average rate of \$16.50.
4. This lease contains a termination for convenience clause.



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM** 14-LT (Cont.)

- 5. In accordance with the State Finance and Procurement Article, Section 4-318, et.seq., this space is exempt from publicly advertising. The Department of General Services, in conjunction with the using Agency, recommends the approval of this Item.

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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** 15-LT**DEPARTMENT OF ASSESSMENTS AND TAXATION**

Chestertown, MD (Kent County)

**Landlord**KRM Development Corporation  
115 South Lynchburg St.  
Chestertown, MD 21620**Property Location**114 South Lynchburg St.  
Chestertown, MD 21620

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	New	<b><u>Square Feet</u></b>	2,200
<b><u>Duration</u></b>	5 Years	<b><u>Effective</u></b>	10/1/2011		
<b><u>Annual Rent</u></b>	\$24,200.00	<b><u>Square Foot Rate</u></b>		\$11.00	
		<b><u>Effective Sq. Ft. Rate</u></b>		\$15.63	

**Utilities Responsibility**

Tenant

**Custodial Responsibility**

Tenant

**Previous Board Action(s)**

N/A

**Fund Source**

100% General Funds C0002 0013 1301

**Special Conditions**

1. This lease contains escalations/de-escalations for real estate taxes and custodial services.
2. This lease has one (1) renewal option for five (5) years subject to Board of Public Works approval.
3. This lease provides for ten (10) on site parking spaces located directly outside the entrance of the space.

**Remarks**

1. The assessment office is responsible for assessing all real property in Kent County as well as assisting home and business owners in the assessment appeals process.
2. The new space is 761 square feet less than the existing space, resulting in an effective rent savings of \$10,607 in the first year of the lease.
3. This lease contains a termination for convenience clause.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**      15-LT (Cont.)

4. In accordance with the State Finance and Procurement Article, Section 4-318, et. seq., this space is exempt from publicly advertising. 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** 16-LT-OPT**DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**

Parole and Probation Office of Criminal Supervision

Drinking Driver Monitor Program

Criminal Substance Abuse Offender's Program

Gaithersburg, MD (Montgomery County)

**Landlord/Owner** Capital Select Properties, LLC.  
7871 Beechcraft Dr.  
Gaithersburg, MD 20879

**Property Location** 7871 Beechcraft Dr.  
Gaithersburg, MD 20879

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	12,057
<b><u>Duration</u></b>	11 Years, 4 months, 14 days	<b><u>Effective</u></b>	8/1/2011		
<b><u>Annual Rent</u></b>	\$311,432.31 Avg	<b><u>Square Foot Rate</u></b>		\$25.83 Avg.	
<b><u>Eff. Square Foot Rate</u></b>	\$25.83 Avg.	<b><u>Prev. Square Foot Rate</u></b>		\$25.77 Avg.	
		<b><u>Prev. Eff. Sq. Foot Rate</u></b>		\$25.77 Avg.	

**Utilities Responsibility** Landlord  
**Custodial Responsibility** Landlord  
**Previous Board Action(s)** 12/19/2001 - 22-L

**Fund Source**

\$204,245.58	100% Gen. 35.03.02 32110	AB0J
	1310- 77%	
\$ 61,008.42	100% Gen.35.03.02 32310	
	AB0J 1310-23%	
<u>\$265,254.00</u>	Total	

**Special Conditions**

1. The lease incorporates 43 use-in-common parking spaces at no cost.
2. The lease contains two (2) five (5) year renewal options subject to Board of Public Works approval.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM** 16-LT-OPT (Cont.)

**Remarks**

1. This space has been used since 2002 as administrative and client contact offices for the Division of Parole and Probation Office of Criminal Supervision, Criminal Investigation and the Drinking Driver Monitor Program. The facility provides supervision to approximately 1,505 criminal offenders and monitoring services to approximately 1,104 DDMP offenders.
2. The average rent was calculated based on an initial rental rate of \$22.65/nusf, escalating at 2.5% per year over the term.
3. Through negotiations the Department of General Services Office of Real Estate secured a rental cost savings of \$1,088,789.50 over the term of the lease by reducing the existing rental rate from \$28.72 to \$25.83 (avg.) per net usable square foot, and by reducing the NUSF from 14,178 to 12,057. This lease has no escalation pass-through expenses. The negotiations resulted in the elimination of the high rent (\$28.72/nusf) in the last year of the lease and replaced it with a significantly lower rent (\$22.65/nusf, escalating at 2.5.5 per year, i.e., \$25.83 avg.).
4. The lease contains a termination for convenience clause.
5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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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 HUMAN RESOURCES**

Child Support Enforcement Agency

**Landlord** Courtland and St. Paul St. Associates, Inc. and Grindon Lane, Inc. Joint Venture  
204 E. Preston St.  
Baltimore, MD 21202

**Property Location** 101 S. Main Street  
Bel Air, MD 21014

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	6,300
<b><u>Duration</u></b>	10 Years	<b><u>Effective</u></b>	9/1/2011		
<b><u>Annual Rent</u></b>	\$100,327.50 (Avg.)	<b><u>Square Foot Rate</u></b>		\$15.93 (Avg.)	
		<b><u>Previous Sq. Ft. Rate</u></b>		\$16.25	
		<b><u>Effective Sq. Ft. Rate</u></b>		\$17.18 (Avg.)	
		<b><u>Prev. Eff. Sq. Ft. Rate</u></b>		\$17.50	

**Utilities Responsibility** Landlord  
**Custodial Responsibility** Tenant  
**Previous Board Action(s)** 7/26/95 - 23-L, 08/29/01 - 22-L, 1/5/05 - 11-L

**Fund Source** N00G0006 7F12 1351 G6010 General 34% Federal 66%

**Special Conditions**

- The lease contains escalations/de-escalations for utilities and real estate taxes.
- Through negotiations the Department of General Services secured a blended renewal rate of \$15.60 for Years 1 - 5 and \$16.25 for Years 6 - 10. The negotiated reduction in the rental rate will result in a savings of \$20,260.00 over the lease term. In addition the Landlord is making an investment towards a lighting retro-fit inclusive of motion sensors to conserve energy.
- This lease provides for one (1) renewal option for a five (5) year term.

**Remarks**

- The space has been used since April 1, 1996 as the office for the Harford County Child Support Enforcement Agency. This agency is responsible for establishing, monitoring and enforcing court orders in Harford County relative to child support issues.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**      17-LT-OPT (Cont.)

- 2.      The lease contains a termination for convenience clause.
  
- 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. 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-MOD**MARYLAND STATE DEPARTMENT OF EDUCATION**

Division of Rehabilitation Services  
Annapolis, MD (Anne Arundel County)

**Landlord** First Potomac Realty Trust  
6935 Oakland Mills Rd., Suite A  
Columbia, MD 21117

**Property Location** 2001-A Commerce Park Dr.  
Annapolis, MD 21401

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Extension	<b><u>Square Feet</u></b>	3,973
<b><u>Duration</u></b>	1 Year	<b><u>Effective</u></b>	8/1/2011		
<b><u>Annual Rent</u></b>	\$67,519.55	<b><u>Square Foot Rate</u></b>		\$17.15	
		<b><u>Eff. Square Foot Rate</u></b>		\$20.15	
		<b><u>Prev. Sq. Ft. Rate</u></b>		\$15.75	
		<b><u>Prev. Eff. Sq. Ft. Rate</u></b>		\$18.75	

**Utilities Responsibility** Lessee  
**Custodial Responsibility** Lessee  
**Previous Board Action(s)** 1/18/06 – 7-L; 12/13/00 – 19-L; 11/1/95 – 19-L  
**Fund Source** PCA U2501 5681 20% Gen. 80% Fed.

**Remarks**

1. This space is an administrative and client contact office providing counseling and other rehabilitative services to disabled clientele since 1996.
2. This short term extension is required to complete the competitive process to relocate the agency.
3. Through negotiations the Department of General Services was able to reduce the proposed rental rate of \$18.50 resulting in a cost avoidance of \$5,363.55 for the short term extension period.
4. The lease contains a termination for convenience clause.



DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

TENANT LEASE

ITEM 18-LT-MOD (Cont.)

- 5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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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 agreement, and authorize that funds be encumbered for the following grant:

*Board of Directors of the Druid Heights Community Development Corporation  
(Baltimore City)*

*2101 - 2111 Pennsylvania Avenue Development Project*

*“For the planning, design and renovation of the 2101 - 2111 Pennsylvania Avenue Development Project, located in Baltimore City.”*

***\$35,000.00***

*Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010)  
DGS Item G026; SL-035-100-038*

**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, 2012. The Board of Directors of the Druid Heights Community Development Corporation has submitted evidence in the form of invoices and canceled checks that it has \$91,563.81 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Druid Heights Community Development Corporation \$35,000.00 for eligible expenditures.

<b><u>BACKGROUND</u></b>	Total Project	\$5,578,500.00
	<b>10-G026 (This Action)</b>	<b>\$ 35,000.00</b>
	Local Cost	\$5,543,500.00

**REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      19-CGL (Cont.)

(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.

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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 authorize that funds be encumbered for the following grant:

*Board of Directors of the Catoctin Aqueduct Restoration Fund, Inc.  
(Frederick County)*

*Chesapeake and Ohio Canal National Historic Catoctin Aqueduct*

*“For the repair, restoration, reconstruction, and stabilization of the National Historic Catoctin Aqueduct, located at the 51.5 mile mark of the C&O Canal between Point of Rocks and Brunswick.”*

**\$200,000.00- encumber \$94,000.00**

*Maryland Consolidated Capital Bond Loan of 2007 (LSI - Chapter 488, Acts of 2007 and as amended by Chapter 219, Acts of 2008)*

*DGS Item G131, SL-003-070-038*

**MATCHING FUND** 2/13/08 Agenda, Item 12-CGL B.

<b><u>BACKGROUND</u></b>	Total Project	\$4,248,581.00
	<b>07-G131 (This Action)</b>	<b>\$ 94,000.00</b>
	07-G131 (Prior Action)	\$ 106,000.00
	Local Cost	\$4,048,581.00

(Prior Action: 02/13/08 Agenda, Item 14-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.
- (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**            21-CGL

**RECOMMENDATION** That the Board of Public Works authorize that funds be encumbered for the following grants:

*Mayor and City Council of the City of College Park (Prince George’s County)  
College Park City Hall*

*“For the design and engineering of a new City Hall for the City of College Park,  
located in College Park.”*

**\$100,000.00 - encumber \$100,000.00**

*Maryland Consolidated Capital Bond Loan of 2004 (Chapter 432, Acts of 2004)  
DGS Item G033*

*“For the design, engineering, and construction of a new City Hall for the City of  
College Park, located in College Park.”*

**\$400,000.00 - encumber \$400,000.00**

*Maryland Consolidated Capital Bond Loan of 2006 (Chapter 46, Acts of 2006; amended  
by Chapter 707, Acts of 2009)*

*DGS Item G168, SL-065-040-038*

**MATCHING FUND** 4/5/06 Agenda, Item 20-CGL; 4/16/08 Agenda, Item 14-CGL

**BACKGROUND**

Total Project	\$8,360,000.00
<b>04-G033 (This Action)</b>	<b>\$ 100,000.00</b>
<b>06-G168 (This Action)</b>	<b>\$ 400,000.00</b>
Local Cost	\$7,860,000.00

**REMARKS**

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The 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.

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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**        22-CGL

**RECOMMENDATION** That the Board of Public Works certify matching funds, enter into a grant agreement, and authorize that funds be encumbered for the following grant:

*Board of Directors of the Old Blair High School Project, Inc. (Montgomery County)  
Old Blair High School Auditorium*

*“For the repair, renovation, construction, reconstruction and capital equipping of the  
Old Blair High School Auditorium, located in Silver Spring.”*

**\$300,000.00**

*Maryland Consolidated Capital Bond Loan of 2005 (LHI - Chapter 445, Acts of 2005;  
amended by Chapter 065, Acts of 2007; Chapter 219, Acts of 2008; Chapter 707, Acts of  
2009; and Chapter 372, Acts of 2010)*

*DGS Item G026*

**\$300,000.00**

*Maryland Consolidated Capital Bond Loan of 2005 (LSI - Chapter 445, Acts of 2005;  
amended by Chapter 065, Acts of 2007; Chapter 219, Acts of 2008; Chapter 707, Acts of  
2009; and Chapter 372, Acts of 2010)*

*DGS Item G027, (SL-090-050-038)*

**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, 2012. The Board of Directors of the Old Blair High School Project, Inc. has submitted documentation that Montgomery County has appropriated \$600,000.00 in its Fiscal Year 2012 Capital Budget to meet the matching fund requirement.

**BACKGROUND**

Total Project	\$7,636,000.00
<b>05-G026 (This Action)</b>	<b>\$ 300,000.00</b>
<b>05-G027 (This Action)</b>	<b>\$ 300,000.00</b>
Local Cost	\$7,036,000.00

**REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      22-CGL (Cont.)

(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.

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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**            23-CGL

**RECOMMENDATION** That the Board of Public Works certify matching funds, enter into a grant agreement, and authorize that funds be encumbered for the following grant:

*Board of Directors of the YMCA Potomac Overlook, Inc. (Prince George's County)  
YMCA Potomac Overlook*

*"For the design, renovation, and construction of the YMCA Potomac Overlook facility and pool, located in Fort Washington."*

**\$100,000.00**

*Maryland Consolidated Capital Bond Loan of 2009 (Chapter 485, Acts of 2009)  
DGS Item G074, (SL-065-090-038)*

**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 YMCA Potomac Overlook, Inc. has submitted evidence in the form of canceled checks and invoices that has \$247,426.90 in eligible expenditures to meet the matching fund requirement for this project. *Documents for certification of match were received by the Department of General Services prior to May 31, 2011.*

Board of Public Works approval is also requested to reimburse the Board of Directors of the YMCA Potomac Overlook, Inc. \$100,000.00 for eligible expenditures.

<b><u>BACKGROUND</u></b>	Total Project	\$247,426.90
	<b>09-G074 (This Action)</b>	<b>\$100,000.00</b>
	Local Cost	\$147,426.90

**REMARKS**

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The 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.

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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**            24-CGL

**RECOMMENDATION** That the Board of Public Works certify matching funds, enter into a grant agreement, and authorize that funds be encumbered for the following grant:

*Board of Directors of the Fort Washington Area Recreation Council, Inc.*

*(Prince George's County)*

*Youth Fitness Facilities*

*"For the acquisition and capital equipping of Youth Fitness Facility, located in Fort Washington."*

**\$20,000.00**

*Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010)*

*DGS Item G085, (SL-034-100-038)*

**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, 2012. The Board of Directors of the Fort Washington Area Recreation Council, Inc. has submitted documentation that The Maryland-National Capital Parks and Planning Commission has \$20,000.00 available to appropriate in its Fiscal Year 2012 Capital Improvements Budget for this project to meet the matching fund requirement.

**BACKGROUND**

Total Project	\$40,000.00
<b>10-G085 (This Action)</b>	<b>\$20,000.00</b>
Local Cost	\$20,000.00

**REMARKS**

- (1) The grant agreement has been modified to reflect the Maryland-National Capital Park and Planning Commission (M-NCPPC) as beneficiary throughout the document.
- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) 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.
- (4) 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**            25-CGL

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

**NAME OF GRANTEE/BORROWER**

Housing Opportunities Commission of  
Montgomery County, Maryland  
10400 Detrick Ave.  
Kensington, MD 20895

**PROJECT NO. AND TITLE**

Project No. DDA-CB-26702-01;  
Acquisition of 2715 Woodedge Road  
Silver Spring, MD 20906  
Montgomery County

**DESCRIPTION**

Approval is requested for a State grant of \$319,425.00 to assist Housing Opportunities Commission of Montgomery County (HOC), a nonprofit organization, in the cost of acquiring a three-bedroom home with 1,650 square feet of space at 2715 Woodedge Road, Silver Spring, MD 20906. The contract price is \$425,000.00, and the home will provide housing for three individuals with developmental disabilities. Two appraisals were obtained for the property; both have been reviewed by the Department of General Services.

**APPRAISALS**

\$425,000.00 - Frank Petroff  
\$425,000.00 - Laura G. Lamb

Based on these appraisals, DGS approved the fair market value of the real estate at \$425,000.00. HOC of Montgomery County has a contract of sale to purchase this property for \$425,000.00.

Eligible project costs are \$425,900.00. This includes \$425,000.00 for acquisition and \$900.00 for appraisals. These costs will be funded as follows:

**AMOUNT**

\$425,900.00\*

**FUND SOURCES**

\$106,475.00 (25%) Applicant's Share  
(Montgomery County  
Appropriation)  
\$319,425.00 (75%) State's Share (MCCBL  
2009/Community Health  
Facilities Fund)

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**        25-CGL (Cont.)

**REMARKS**

\* The State is participating in the acquisition cost of \$425,000.00, as well as the cost of the appraisals (\$900.00). State participation is limited to the lesser of the value approved by the Department of General Services, based upon the appraisals or the actual acquisition cost.

The Housing Opportunities Commission of Montgomery County owns, manages, and administers approximately 12,800 housing units in the county. The Housing Opportunities Commission is partnering with Jubilee Association of Maryland, Inc., an experienced community residential service provider for individuals with developmental disabilities, to provide residential services to three individuals.

In accordance with Subtitle 6 of the Health-General Article of the *Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Montgomery County.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller Office that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller's Office, who will disburse the State portion in amounts equal to the invoices submitted.

---

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**            26-CGL

**RECOMMENDATION** That the Board of Public Works certify matching funds, enter into a grant agreement, and authorize that funds be encumbered for the following grant:

*Board of Directors of the National Center on Institutions and Alternatives, Inc.  
(Baltimore County)*

*Career Development Center*

*"For the planning, design, and construction of the Career Development Center,  
located in Baltimore County."*

***\$250,000.00***

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)  
DGS Item G117 (SL-001-110-038)*

**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, 2013. The Board of Directors of the National Center on Institutions and Alternatives, Inc. has submitted documentation that it has received a \$2,700,000.00 acquisition and construction loan to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$3,040,904.00
<b>11-G117 (This Action)</b>	<b>\$ 250,000.00</b>
Local Cost	\$2,790,904.00

**REMARKS**

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The 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

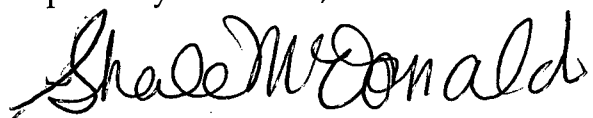
WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

There being no further business, the meeting of July 27, 2011 was adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Sheila McDonald". The signature is written in a cursive style with a large, prominent "S" at the beginning.

Sheila C. McDonald, Esq.  
Executive Secretary

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