

BOARD OF PUBLIC WORKS

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JULY 6, 2011

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, JULY 6, 2011**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, July 6, 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 6, 2011

SECRETARY'S AGENDA

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

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

Recommendation: That the Board of Public Works approve funding a total of 33 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$375,800.

Agreement #	Recipient	County	Amount
AT-2011-2389	BROWN'S BRANCH FARM, LLC	Queen Anne's	2,200
AT-2011-2390	BETTY M. JOHNSTON	Dorchester	2,800
AT-2011-2391	CATHERINE D. MACGLASHAN	Queen Anne's	27,800
AT-2011-2394	ZHIAN T. TAVAKOLI	Queen Anne's	7,000
AT-2011-2407	E. DAVID MECK	Cecil	21,000
AT-2011-2408	JOSEPH R. RAHLL, SR	Harford	6,300
AT-2011-2409	P. DAVID MEYER	Dorchester	5,400
AT-2011-2413	P. DAVID MEYER	Dorchester	29,500
AT-2011-2431	ERIN E. KNIPPENBERG	Allegany	900
AT-2011-2432	ERIN E. KNIPPENBERG	Allegany	3,000
CH-2011-2242	FAIR HILL FARMS, INC.	Kent	18,800
CH-2011-2243	FAIR HILL FARMS, INC.	Kent	10,900
CH-2011-2255	FRANCIS O. DAY COMPANY, INC.	Kent	11,200
CH-2011-2256	FRANCIS O. DAY COMPANY, INC.	Kent	9,500
CH-2011-2384	RIVER FARM	Kent	1,700
CR-2011-2357	BRUCE R. BARTZ	Caroline	3,800
CR-2011-2388	WILLIAM R. TOULSON	Queen Anne's	1,300
CR-2011-2397	MABEL POTTER STEVENS	Dorchester	800
CR-2011-2430-B	CALVIN W. TAYLOR, JR.	Caroline	35,000
LS-2011-2429	DAVID BUTTON	Harford	34,400
MP-2011-2358	CAPRIKORN FARMS LLC	Washington	22,200
MP-2011-2406	THOMAS E. MC KENZIE	Carroll	4,800
MP-2011-2412	DEBORAH F. GWYNNE	Carroll	3,900
NW-2011-2305	LOUIS CARRICO	Baltimore	13,400
NW-2011-2424-B	ROBERT A JESTER JR	Caroline	2,400
NW-2011-2425	EMERSON W. EBERSPACHER, JR	Dorchester	500
NW-2011-2428-B	EDWIN B. MEREDITH	Caroline	35,000
PA-2011-2427	MICHAEL O. DUNN	Prince George's	700
PB-2011-2399	WILLIAM A. SPICER, JR.	Carroll	17,100
PB-2011-2400	WILLIAM A. SPICER, JR.	Carroll	3,200
PR-2011-2398	ABERDEEN FARM, LLC	Worcester	7,000
RS-2011-2405	MARTIN P. HILL	Carroll	1,100
WM-2011-2355-G	BUTLER SCHOOL	Montgomery	31,200

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

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

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

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

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

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

Recommendation: That the Board of Public Works approve **ADDITIONAL FUNDING** of 2 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$1,980.01.

<u>Agreement #</u>	<u>Recipient</u>	<u>County</u>	<u>Amount \$</u>
MP-2009-3093	SCOTT E. TREXLER	Frederick	550.00
MP-2010-2139	RASCHE BROTHERS FARMS, INC.	Carroll	1,430.01

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 6, 2011

SECRETARY'S AGENDA

Contact: John B. Howard 410-576-6330
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3. OFFICE OF THE ATTORNEY GENERAL

Recommendation: That the Board of Public Works approve the Office of the Attorney General granting the Baltimore City State's Attorneys' Office the use of the OAG's timekeeping system.

Authority: Section 10-305, State Finance and Procurement Article, Maryland Code

Grantor: State of Maryland, Office of the Attorney General

Grantee: Baltimore City State's Attorneys' Office

Monetary Consideration: \$0.00

Remarks: The Office of the Attorney General's *TimeTracker*, a timekeeping system, was originally procured as a task order under the Department of Budget & Management' Year 2000 master contract. DataSource, Inc. created the *TimeTracker* software program for the Office of the Attorney General. Under that master contract, the software is owned by the State, which may use that software without restriction. The Baltimore City State's Attorneys' Office currently does not have a timekeeping system and does not have funds for timekeeping software development. *TimeTracker* will allow that office to better coordinate staffing while providing an accurate timekeeping system.

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

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

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: Greg Bedward 410-260-7335
gbedward@comp.state.md.us

4. BOARD OF PUBLIC WORKS

Grant - Historic Annapolis Foundation (HAF) – Fiscal Year 2012

Recommendation: That the Board of Public Works approve an amendment to the grant agreement between the State and the Historic Annapolis Foundation that will permit grant funds authorized by the fiscal year 2012 Budget Bill to be disbursed. The 2012 Budget Bill contains a grant of \$482,000 for Historic Annapolis.

Background: The State of Maryland owns historic properties in the City of Annapolis. To ensure prudent stewardship of the State's historic properties, the Board leases to HAF certain premises of historical significance in the City of Annapolis including the William Paca House and Gardens, the Shiplap House, The Barracks, and The Found House. For more than 30 years, the Board has given grant funds to HAF annually to assist in the operation, maintenance and management of the leased properties. The grant funds are appropriated from the State General Fund. The Board approved a grant agreement with HAF on June 21, 2006 (Sec. Agenda 13).

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: Gregory Bedward 410-260-7718
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5. BOARD OF PUBLIC WORKS

The Maryland Zoo in Baltimore – Fiscal Year 2012 Grant Funds

Recommendation: That the Board of Public Works approve an amendment to the grant agreement between the State and the Maryland Zoo in Baltimore that will permit grant funds authorized by the fiscal year 2012 Budget Bill to be disbursed. The 2012 Budget Bill contains a grant of \$5,175,218 for the Zoo.

Approval of this item will disburse funds in the amount of \$4,925,218. This is the fiscal year 2012 grant of \$5,175,218 less \$250,000 which will be disbursed toward the end of the fiscal year.

Authority: In 2004, the General Assembly directed that “any payments due by the State for the Baltimore Zoo under a lease or sublease agreement shall be included in the annual budget for the Board of Public Works.” State Finance and Procurement Article, section 10-206, Maryland Code.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2010

SECRETARY'S AGENDA

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

6. **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.

ANNE ARUNDEL COUNTY

10-0586 **BEN OAKS COMMUNITY ASSOCIATION** – To hydraulically/mechanically maintenance dredge a marina basin and boat ramp area, to emplace a boat ramp, to construct timber piers and jet ski ramps, to remove and replace piles, replant grasses, and provide for a six-year dredging period – Severn River, Severna Park

11-0515 **DREAMS LANDING CONDO ASSOCIATION** – Replace boat ramp, emplace stone armor, construct bulkhead and pier extension, remove timber wave screen, cap existing stone groin, and emplace beach nourishment – Severn River, Annapolis

BALTIMORE CITY

11-0158 **BALTIMORE CITY DEPT. OF TRANSPORTATION** – To build a water taxi dock by constructing a pier extension, a ramp/gangway, a gazebo, and a floating platform, and emplacing steel pipe piles – Patapsco River at Hull Street

CALVERT

11-0509 **SOUTHERN MARYLAND ELECTRIC COOPERATIVE (SMECO)** – To conduct underwater geotechnical bores and benthos samplings – Patuxent River, Thomas Johnson Bridge crossing

11-0362 **CALVERT CO. BOARD OF COUNTY COMMISSIONERS** – To replace a timber groin and stone armor – Chesapeake Bay, Breezy Point

BOARD OF PUBLIC WORKS

JULY 6, 2010

SECRETARY'S AGENDA

6. BOARD OF PUBLIC WORKS (cont'd)
Wetlands Licenses

CHARLES COUNTY

11-0422 *CAMP ST. CHARLES, INC. – To fill, grade, and plant marsh vegetation along an eroding shoreline and emplace a sand containment sill – Wicomico River, Rock Point

QUEEN ANNE'S COUNTY

11-0400 *JAY HOFFMAN – To construct timber piers, a replacement bulkhead, stone revetment, sand containment structure, and a boat ramp, and plant marsh vegetation along an eroding shoreline – Chester River, Chester

*NOTE: In FY2011, BPW approved 7.04 acres of living shoreline.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2010

SECRETARY'S AGENDA

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

**7. BOARD OF PUBLIC WORKS
*Wetlands License 09-0895***

Approval is requested of the following application for wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case has been classified as an extraordinary case because a public informational hearing was held. 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.

WORCESTER COUNTY

09-0895 PORTOFINO CONDO ASSOCIATION – To expand an existing community marina from 12 slips to 20 slips by constructing pier extensions, finger piers, and mooring piles.
Fenwick Ditch off Assawoman Bay in Ocean City

- Application received – April 7, 2009
- Public comment period ended – September 1, 2009
- Public hearing held – September 25, 2009
- Hearing comment period closed – October 26, 2009
- MDE Report and Recommendation approving works received – June 6, 2011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2010

SECRETARY'S AGENDA

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

**8. BOARD OF PUBLIC WORKS
*Wetlands License 09-1075***

Approval is requested of the following application for wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case has been classified as an extraordinary case because a public informational hearing was held. 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 COUNTY

09-1075 EQUITY MANAGEMENT, INC. – To construct a 75-slip marina for an existing townhouse community to be used solely by residents only for recreational boats.
Peach Orchard Cove, off Bear Creek, near Avondale Road, Dundalk

- Application received – June 10, 2009
- Public comment period ended – February 1, 2011
- Public hearing held – March 15, 2011
- MDE Report and Recommendation approving works received – May 2, 2011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2010

SECRETARY'S AGENDA

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

**9. BOARD OF PUBLIC WORKS
Wetlands License 11-0553**

Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case is classified as an extraordinary case because of the recommendation that compensation be assessed. 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.

Cecil, Harford, and Prince George's Counties

11-0553 AT&T CORP., in further development of its telecommunications network,

To install, by directional bore method, one conduit containing three innerducts:

Harford – Grays Run, Bush Creek, Reeds Run, Otter Point Creek

Prince George's – Anacostia River

Cecil – Little Elk Creek, Big Elk Creek

To install conduit by attaching to underside of State Route 40 bridge:

Cecil Co. to Harford Co. – Susquehanna River

- Application received – January 31, 2011
- Public comment period ended – May 15, 2011
- MDE Report and Recommendation to approve received – June 16, 2011

Compensation: \$1000.00 non-recurring fee and an annual fee of \$1.00 per linear foot of cable, totaling \$20,622.00/year. The annual fee will be adjusted every five years based on the Consumer Price Index.

Indemnification: As a condition of this wetlands license, licensee agrees to indemnify, defend and save harmless the State of Maryland, its officers and employees from and against any and all liability, suits, claims and actions of whatever kind, caused by or arising from, the placement of cables under the bottom of the waterways.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

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

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

Submission of the Procurement Agency Activity Reports by:

- A. Department of General Services, January 2011
- B. Department of Public Safety and Correctional Services, April and May 2011
- C. Maryland Environmental Service, May 2011

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

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

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

Recommendation: That the Board of Public Works take final action to adopt amendments to State Procurement Regulations that clarify the information that is required in bid/proposal and contract affidavits.

Background: The Board approved proposing the regulatory amendment at its March 9, 2011 meeting (Secretary's Agenda, Item 3). The proposal was published in the May 6, 2011 *Maryland Register*. No public comments were received.

Description:

COMAR 21.05.08.07 Bid/Proposal Affidavit

The proposed amendment reduces the information requested from bidders and offerors at the time of bid/proposal submission to only that information necessary to make a recommendation for award.

COMAR 21.07.01.25 Contract Affidavit

Information removed from the bid/proposal affidavit is now requested from the successful bidder/offeror in the contract affidavit at time of award.

Action: The Board is requested to adopt the amendments as proposed.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: Ellen Frketic 410-729-8307
efrke@menv.com

**12. MARYLAND ENVIRONMENTAL SERVICE
*Deep Creek Lake State Park***

CONSTRUCTION CONTRACT Cleaning & Inspection of Sewer Collection System
MES Project # 11-05-24

AWARD PEER Consultants, P.C.
Rockville, MD

DESCRIPTION Clean and perform closed circuit television inspection of sanitary sewer
mains and laterals; inspect manholes.

TERM 45 calendar days

AMOUNT \$23,025

PROCUREMENT METHOD Competitive Sealed Bids

BIDS

PEER Consultants, P.C.	Rockville, Maryland	\$23,025
Tri-State Grouting, LLC	Bear, Delaware	\$29,400
Robinson Pipe Cleaning Co.	Pittsburgh, Pennsylvania	\$31,675
Hydrostructures, LLC	Linthicum Heights, Maryland	\$35,715
National Vacuum Corp.	Niagara Falls, Maryland	\$52,000
Reviera Enterprises, Inc.	Forestville, Maryland	\$92,000

MBE PARTICIPATION 15%

REMARKS: The sewer collection system at Deep Creek Lake State Park is aging and in need of rehabilitation. During heavy rain events and large snow melts, inflow & infiltration surpasses the capacity of the pump station and forces operators to temporarily divert the flow to storage tanks until the surge subsides. Cleaning and televised inspection of the system are necessary to identify the defective areas that need rehabilitation.

FUND SOURCE MCCBL of 2005, *MES Infrastructure Improvement Fund*
PCA #10932

TAX COMPLIANCE # 11-1395-1111

RESIDENT BUSINESS: Yes

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

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

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: Ellen Frketic 410-729-8307

efrke@menv.com

13. MARYLAND ENVIRONMENTAL SERVICE
Dorsey Run Advanced Wastewater Treatment Plant

CONSTRUCTION/CONTRACT Improvements and Equipment Upgrades
MES Project # 11-05-23

AWARD American Contracting & Environmental Services, Inc.

DESCRIPTION Labor, equipment, materials, tools, and supervision for improvements & equipment upgrades

TERM 545 calendar days

AMOUNT \$3,934,000

PROCUREMENT METHOD Competitive Sealed Bids

BIDS

American Contracting & Env. Serv. Inc.	Laurel, Maryland	\$3,934,000
Howard Robson, Inc.	Landisville, Pennsylvania	\$4,384,000
J.L.W. Associates, Inc.	Leonardtown, Maryland	\$4,435,972
W.M. Schlosser Co., Inc.	Hyattsville, Maryland	\$4,685,000
Bearing Construction	Sudlersville, Maryland	\$5,643,282
Lee Foundation Co., Inc.	White Marsh, Maryland	\$5,924,869

MBE PARTICIPATION 10%

REMARKS: The Dorsey Run wastewater treatment plant is over 20 years old. Many of the major pieces of equipment and unit processes have started to fail, which could result in the facility violating its NPDES Permit. Parts are becoming increasingly difficult to find, causing extended delays in getting critical equipment back on line when repairs are needed.

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

13. **MARYLAND ENVIRONMENTAL SERVICE** (cont'd)
Dorsey Run Advanced Wastewater Treatment Plant

FUND SOURCES

MCCBL of 2003, *MES Infrastructure Improvement Fund* (\$ 152,451.53)(PCA #10910)

MCCBL of 2006, *MES Infrastructure Improvement Fund* (\$ 315,483.94)(PCA #10947)

MCCBL of 2008, *MES Infrastructure Improvement Fund* (\$ 69,908.15)(PCA #10982)

MCCBL of 2009, *MES Infrastructure Improvement Fund* (\$3,396,156.38) (PCA #11007)

TAX COMPLIANCE #: 11-1409-1111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

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

14. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

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

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

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

Loan Recipient: Victor Ikwubuo
11369 Joyceton Drive, Upper Marlboro, MD 20774
Prince George's County

Original Loan: \$10,000
Current Balance: \$10,000
Type: Second Mortgage

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact Person: Carol Gilbert (410) 514-7229
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Dawn Medley (410) 514-7237
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15. 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
	4 LOANS TOTALING	\$750,000

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).

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

15. 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.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Churchill B. Wortherly 443-885-3074
Churchill.Wortherly@morgan.edu

16. MORGAN STATE UNIVERSITY

CBEIS – Capital Equipment

Seismic Simulator/Dynamic Actuators/Axial Torsion System

CONTRACT ID: Seismic Simulator/Dynamic Actuators/Axial Torsion System
11/COM-0021

FIRM: Shore Western Manufacturing, Inc.
225 W. Duarte Rd.
Monrovia, CA 91016

DESCRIPTION: Furnish and install seismic simulator, dynamic actuators,
and axial torsion system.

TERM: 14 months after receipt of order

AMOUNT: \$1,687,000.00

PROCUREMENT METHOD: Competitive Sealed Bid
Single bid received

REMARKS: The solicitation was advertised on *eMarylandmarketplace*. Shore Western was the only firm to submit a bid. This equipment is highly specialized and scientific, limiting the available bidding arena. Shore Western's original bid of \$1,902,990 was significantly over the University's estimated budget. The award price of \$1,687,000 is a negotiated offer that includes furnishing and installing of the equipment will be used for teaching and research in earthquake stroke seismic event simulation and structural dynamic studies, tests, and design.

FUND SOURCE: MCCBL of 2010: *Provide funds to construct and equip a new Center for the Built Environment and Infrastructure Studies.*
Item 909

MD TAX CLEARANCE: 11-1493-0000

RESIDENT BUSINESS: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Churchill B. Wortherly 443-885-3074
churchill.wortherly@morgan.edu

17. MORGAN STATE UNIVERSITY
Parking Garage Management

CONTRACT: Parking Garage Management
Project No. 11/PRO-2001-S

AWARD: Federal Parking, Inc.

DESCRIPTION: Manage the University's daily parking operations and special-event parking, including special-event parking that requires use of campus surface parking lots.

TERM: July 1, 2011- June 30, 2016 with 3 one-year option renewals

AMOUNT: \$658,786.27

PROCUREMENT METHOD: Multi-Step Competitive Sealed Bid

PROPOSALS:	Technical Score	Bid
Federal Parking, Inc. P.O. Box 561 Garrett Park, MD 20896	58.25	658,876.27
Laz Parking Mid-Atlantic LLC 300 East Lombard Street Baltimore, MD 21202	49.25	799,420.70
Land Mark Parking 33 South Gay St Baltimore, MD 21202	51.8	1,057,163.77

MBE PARTICIPATION: 29%

PERFORMANCE BOND: None

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: Anne Raines 410-514-7634
ARaines@mdp.state.md.us

18. DEPARTMENT OF PLANNING

Maryland Historical Trust

Franklin Hall Rehabilitation, Chesapeake City, Cecil County

Recommendation: That the Board of Public Works approve the use of general-bond proceeds to fund a loan under the Maryland Historical Trust Loan Program to restore or selectively and appropriately replace windows, install storm windows, and make other general repairs to Franklin Hall.

Franklin Hall is a late nineteenth-century brick commercial building originally housing the town's Masonic Lodge but now the site of three tenant spaces, two commercial spaces, and one residential space. The Chesapeake City District Civic Association, a nonprofit organization, undertook a general rehabilitation of the property in the 1970s. The Association has successfully completed past projects funded by MHT capital grants to repair the building structure and roof and repair masonry in the basement. MHT holds a perpetual preservation easement on the exterior of the building and on the 0.365-acre property.

The Association seeks this Historic Preservation Loan to further repair the structure. Total project costs are estimated at \$156,660. The loan will be secured by a first mortgage. A promissory note will outline repayment conditions. MHT will require the borrower to deposit \$10,500 with the mortgage servicer, as additional security, an amount equivalent to one year's payments on the loan, for the first 18 months after settlement. Based on the sales comparison approach, the property has an appraised as-is value of \$775,000 which, while high in the opinion of DHCD's financial advisor, indicates that the value of the property is more than adequate to secure the proposed loan. Chesapeake City District Civic Association has publicly advertised a request for proposals and is awaiting the due date for proposals.

AUTHORITY	MHT Historic Preservation Loan Program
PROJECT	Franklin Hall, 20 Bohemia Avenue, Chesapeake City
AMOUNT	\$151,660
BORROWER	Chesapeake City District Civic Association

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

18. DEPARTMENT OF PLANNING (cont'd)

Maryland Historical Trust

Franklin Hall, Chesapeake City, Cecil County

FUND SOURCE

\$150,000 - MCCBL of 2009
Historical Trust Revolving Loan (#09094)
\$1,660 - MCCBL of 2010
Historical Trust Revolving Loan (#10083)

LOAN CONDITIONS

Mortgagee - Maryland Historical Trust
Mortgagor - Chesapeake City District Civic Association
Interest Rate - 3.455%
Term - 20 year amortization

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: S.K. Kulkarni, P.E. (410)585-3027
skulkarni@dpscs.state.md.us

19. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
Patuxent Institution - Jessup

CONTRACT MODIFICATION (CONSTRUCTION)

CONTRACT Fire Safety Improvements for DC Building, Patuxent Institution
 KD-000-100-C02
 Adpics No. COD76497

ORIGINAL CONTRACT APPROVED Sec. Agenda Item 16 (July 28, 2010)

ORIGINAL PROCUREMENT METHOD Competitive Sealed Bidding

CONTRACTOR Towson Mechanical, Inc.
 Towson, Maryland

CONTRACT DESCRIPTION/BASE BID: Provide new wet sprinkler system, fire alarm system, fire pump room and staircase, stairs, ramps, doors, windows, ceilings and canopy. Provide stainless steel plumbing fixtures in inmate cells, sink and related plumbing work in health room. **ADD ALTERNATE NO. 1:** Demolish and replace existing steam and condensate return branch piping including insulation, fittings, supports and accessories for the existing heating units in the inmate areas.

MODIFICATION This Change Order No. 8 is for work required to provide emergency power to the fire pump.

MODIFICATION AMOUNT	\$ 87,226.00
ORIGINAL CONTRACT AMOUNT	\$ 4,093,770.00
CHANGE ORDERS PREVIOUSLY APPROVED	\$ 1,037,022.00
REVISED CONTRACT AMOUNT	\$ 5,218,018.00

% OF THIS CO TO CONTRACT AWARD 2.13%

% OF CUMULATIVE CO TO ORIGINAL CONTRACT AWARD 27.46%

FUND SOURCE MCCBL of 2009: *Patuxent Institution – Diagnostic Center Building Fire Safety Improvements. Item 049*

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

**19. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (cont'd)
*Patuxent Institution – Jessup***

MBE PARTICIPATION 15%

PERFORMANCE BOND 100% of Contract Amount

REMARKS The fire pump for the maximum security cell-type housing unit needs to be on emergency power in order to ensure the functioning of the fire pump and thereby the sprinkler system required for the fire protection during failure of the normal power supply. Since the emergency generator for the Diagnostic Center (DC) building does not have expected enough capacity to support the fire pump, another emergency generator with the additional load in this change order will be used to support the fire pump.

This change order requires 90 linear feet of conduit in ductbank, 600 linear feet of innerduct, 45KVA transformer, automatic transfer switch, wiring and other appurtenances, boring underground through double perimeter fence, and providing controls and programming functions for the fire pump.

In the base contract, Towson Mechanical committed to MBE participation of 15.37% or \$629,415 at the time of the initial award. There is no MBE participation for this change order. The resulting MBE participation to the revised contract amount will be \$790,036 or 15.14% of the revised contract.

TAX COMPLIANCE NO. 11-1607-0111

RESIDENT BUSINESS Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

AMERICAN REINVESTMENT AND RECOVERY ACT OF 2009

Contact: David Lever 410-767-0742
dlever@msde.state.md.us

**20. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM
*FY 2012 Qualified Zone Academy Bond Program***

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the following allocations to each school system for the FY 2012 Qualified Zone Academy Bond Program. The amount to be allocated is:

New authorization amount:	\$15,902,000
Reallocation of contingency balance amount:	\$ 958,627
QZAB interest earnings:	\$ 71,195
TOTAL FISCAL YEAR 2012 FUNDING	\$16,931,822

Background: The Qualified Zone Academy Bond (QZAB) Program, administered by the Interagency Committee, funds capital improvements, repairs, maintenance, and deferred maintenance of existing school buildings. The program was extended as part of the federal American Reinvestment and Recovery Act of 2009.

In previous years, QZAB allocations were based on each school district's proportion of pre-1970 building area that had not been renovated and the district's percentage of students eligible for free or reduced price meals. The formulaic approach resulted in over-allocation of funds to certain LEAs that did not have the administrative capacity to manage the difficult QZAB requirements as well as under-allocation to LEAs that had projects requiring funds larger than the formula permitted, all of which contributed to delays in expending the QZAB funds.

To address these issues, the General Assembly revised the allocation method to be based on two factors Chapter 96 (2011 Laws of Maryland). The law directs allocations "for the renovation, repair, and capital improvements of qualified zone academies, as defined in § 54E(d)(1) of the Internal Revenue Code . . . as follows:

"(a) for competitively awarded grants by IAC to eligible school systems for qualified academies, including public charter schools; and

"(b) for targeted grants awarded by MSDE to eligible school systems for qualified academies, including public charter schools, under the Breakthrough Center Program."

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

20. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM (cont'd)
FY 2012 Qualified Zone Academy Bond Program

Background: (cont'd) Breakthrough Center Program schools are low-performing schools that receive a concentrated focus of State assistance in order to avoid restructuring under the federal No Child Left Behind law. In some cases, facility improvements are needed to support the technology and other programs that are implemented through the MSDE Breakthrough Center. As the 2011 Law directs, the IAC assessed the QZAB projects requested for these schools on a targeted, non-competitive basis; all were found to be eligible. Grants for the balance of FY 2012 QZAB funds were assessed on a competitive basis, by evaluating project priority, scope, and eligibility analogous to that conducted for projects in the annual Capital Improvement Program, but using the QZAB project criteria.

This revised approach to allocation allows a more equitable distribution of funds based on real need and the LEAs' requests, and will permit the funds to be fully expended within the timelines established by the federal government. Following withdrawal of certain projects by LEAs, the recommended FY 2012 QZAB allocations will allow most of the requested projects to be fully-funded and a small number to be partially funded, with the balance to be provided through the FY 2013 QZAB authorization.

<u>LEA</u>	<u>Requested Funding</u>	<u>Competitive State Allocation</u>	<u>Breakthrough Center Allocation</u>	<u>Total Allocation</u>
Baltimore City	8,490,000	2,440,000	2,785,000	5,225,000
Baltimore County	2,975,000	2,975,000	-	2,975,000
Caroline	80,000	80,000	-	80,000
Carroll	240,000	150,000	-	150,000
Cecil	111,000	111,000	-	111,000
Charles	387,000	387,000	-	387,000
Dorchester	400,000	400,000	-	400,000
Frederick	823,418	648,418	-	648,418
Garrett	80,000	80,000	-	80,000
Howard	134,000	134,000	-	134,000
Kent	1,232,320	163,008	-	163,008
Montgomery	2,000,000	1,850,000	-	1,850,000
Prince George's	3,117,395	1,638,800	1,478,596	3,117,396
St. Mary's	340,000	340,000	-	340,000
Washington	1,235,000	1,235,000	-	1,235,000
Worcester	36,000	36,000	-	36,000
Totals	<u>\$21,681,133</u>	<u>\$12,668,226</u>	<u>\$4,263,596</u>	<u>\$16,931,822</u>

Counties not allocated:

- Queen Anne's and Talbot Counties have no eligible schools
- Allegany, Anne Arundel, Calvert, Harford, Somerset and Wicomico not participating in FY 2012 QZAB program

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: David Lever, 410-767-0610
 dlever@msde.state.md.us

21. **BOARD OF PUBLIC WORKS*****Public School Construction Program Regulations*****COMAR 23.03.02 Administration of the Public School Construction Program****COMAR 23.03.03 Construction Procurement Methods**

Recommended Action: The Interagency Committee on School Construction recommends that the Board of Public Works propose amendments to COMAR Title 23.03 *Board of Public Works – Public School Construction*.

Authority:

Sections 4-126, 5-112, 5-301(d), Education Article, Annotated Code of Maryland.
 Section 5-7B-07, State Finance & Procurement Article, Annotated Code of Maryland

Proposed Regulatory Amendments:

- **COMAR 23.03.02: Regulation 05.** Revisions to requirements and procedures for calculating the State-local cost share percentages for school construction projects funded in the State Capital Improvement Program.
 - The Public School Facilities Act of 2004 requires the IAC to recalculate State cost share percentages every three years using criteria defined in Section C. of this regulation. When the first re-calculation occurred in 2007, the Board of Public Works delayed the implementation of the changes by a year to provide time for county boards and local governments to adjust their capital improvement programs. The Board also limited the one-year reduction of the State percentage to a maximum of 5%. This regulatory proposal will make these procedures permanent.
 - * • ~~In addition, the regulatory proposal deletes the table that shows the State cost share percentage. This action will avoid amending the regulations each time the three year re-calculations are conducted.~~
- **COMAR 23.03.02: Regulations .03, .13, .28.** Require that new schools and replacement schools in which capacity increases be built within Priority Funding Areas (PFAs), establish procedures for IAC review of school sites and State funding for construction projects when such schools are proposed outside of PFAs; and establish criteria for granting waivers. The IAC review will be similar to State reviews of other categories of capital projects. The proposed amendments and new regulation will further good community planning practices by encouraging the construction of new schools and enlarged school capacity in existing communities and by discouraging such school projects in areas outside of PFAs.

* - (Revision) Section deleted at meeting.

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

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

Public School Construction Program Regulations

COMAR 23.03.02 Administration of the Public School Construction Program

COMAR 23.03.03 Construction Procurement Methods

- **COMAR 23.03.02: Regulation .29.** Require all school projects that include replacing or upgrading the electrical system to be designed and constructed so that a designated public shelter area can be fully powered in the event of an emergency. The Board of Public Works has broad authority to ensure that public school facilities enhance public safety; this new regulation will increase the number of emergency shelters that have full electrical capacity during an emergency event.
- **COMAR 23.03.03: Regulation .04.** Correct internal citation error.

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

APPROVED *

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

* - APPROVED AS REVISED

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
dlever@msde.state.md.us

22. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve Baltimore City Government's sale to Baltimore Montessori, Inc. of the:

Former Mildred Monroe Elementary School

1.17 acre site and building thereon

1600 Guilford Avenue

Baltimore City 21202

Background: Baltimore City closed Mildred Monroe Elementary School in 2001 and later leased the school property to Baltimore Montessori, Inc. in 2008 to operate as a private school. The lease contained an option for Baltimore Montessori, Inc. to purchase the property from Baltimore City in consideration of \$700,000. Baltimore Montessori, Inc. would like to exercise the option to purchase; the property will continue to be used as an educational facility. The Baltimore City Government now seeks approval of the sale. Because no State construction funds were invested in this facility, proceeds from the sale will remain with the City.

Previous Approvals:

- Secretary's Agenda 2 (November 14, 2001): closure and transfer from Baltimore City Public Schools to Baltimore City Government.
- Secretary's Agenda 8 (January 7, 2009): lease of property to Baltimore Montessori, Inc.

Authority: COMAR 23.03.02.24

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

SECRETARY'S AGENDA

Contact: Charles C. Jackson 240-895-4412
ccjackson@smcm.edu

23. ST. MARY'S COLLEGE OF MARYLAND
Historic St. Mary's City Woodshop

DESCRIPTION: Encumber capital funds for design and construction of woodshop building. Work will be performed through contract to be awarded by St. Mary's College in accordance with the St. Mary's College of Maryland Procurement Policies and Procedures.

AMOUNT: \$460,727

TERM: 7/6/2011 to 7/30/2012

FUND SOURCE: MCCBL 2008: *Provide funds for the design and construction of a storage facility and woodshop for use by the Historic St. Mary's City Commission Item 08984*

APPROP. CODE: R14-622

REMARKS: This building will replace a former storage barn that burned to the ground. The site for the new building is the same site as the former storage barn adjacent to the Historic St. Mary's City Visitor Center. The funding for this project was originally part of the Anne Arundel Hall Replacement project. The 2009 legislature amended the funding to authorize its use for replacing the storage lost to the fire.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
JULY 6, 2011
SECRETARY'S AGENDA

24. BONDS (cont'd)

FORM: As determined by the Treasurer, to include:

Second Series A and Second Series B – Tax-Exempt Bonds for the Capital Program.

Second Series C – Taxable QZABS for Public School Construction Program.

Second Series D – Taxable QEGBs for energy improvements in the Public School Construction Program.

Second Series E – Tax-Exempt Refunding Bonds.

METHODS AND
TIMES OF SALE:

Second Series A – \$100,000,000* - Negotiated Sale

Negotiated sale of bonds pursuant to State Finance and Procurement Article, §8-124, in maturities and amounts to be determined by the Treasurer, to the Retail Market during a Negotiated Sale Period to be determined by the Treasurer preceding the Competitive Sale, and subject to the approval of the Board on July 27, 2011.

Second Series B – \$390,000,000* - Competitive Sale

Public, Competitive Sale of \$390,000,000* plus the balance of Series A Bonds not sold, if any, during the Negotiated Sale Period, in maturities and amounts to be determined by the Treasurer, on Wednesday, July 27, 2011, at 10:30 a.m., by electronic bid.

Second Series C – \$15,900,000* - QZABS - Competitive Sale

Public, Competitive Sale of \$15,900,000* in maturities and amounts to be determined by the Treasurer on Wednesday, July 27, 2011, at 10:00 a.m., by electronic bid.

Second Series D – \$6,515,000* - QEGBs - Competitive Sale

Public, Competitive Sale of \$6,515,000* in maturities and amounts to be determined by the Treasurer on Wednesday, July 27, 2011, at 10:15 a.m., by electronic bid.

Second Series E – Up to \$550,000,000* Refunding Bonds – Competitive Sale

Public, Competitive Sale of up to \$550,000,000* Refunding Bonds in maturities and amounts to be determined by the Treasurer on Wednesday, July 27, 2011, at 10:45 a.m., by electronic bid.

* Preliminary, subject to change

BOARD OF PUBLIC WORKS
JULY 6, 2011
SECRETARY'S AGENDA

24. BONDS (cont'd)

SETTLEMENT: On or about August 9, 2011

USE OF PROCEEDS: Funding Capital Program and refunding certain bonds.

PUBLICATIONS OF SUMMARY NOTICES OF BOND SALE: Second Series A Bonds (Negotiated Sale):
 In such broadcast, electronic and print media as determined appropriate by the Treasurer.

Second Series B, C, D, and E Bonds (Competitive Sales):
 In the *Bond Buyer* on a date to be determined by the Treasurer not later than Friday, July 15, 2011, and in such other electronic and print media as determined appropriate by the Treasurer.

REMARKS: The Treasurer recommends consolidating the previously-approved sale of the Series 2011 Refunding Bonds into the State and Local Facilities Loan of 2011, Second Series, as Series E – Tax-Exempt Refunding Bonds. The market remains uncertain, and the amount of potential Refunding Bonds is subject to change or cancellation as the markets continue to fluctuate.

In the interests of efficiency and more effective use of the Board's time, the Treasurer also recommends adjusting the time of sale of the smaller Second Series C Bonds (QZABs) to 10:00 a.m., and the Second Series D Bonds (QECBs) to 10:15 a.m., with these bids to be received by the Treasurer's Office and reported to the Board for approval at 10:30 a.m. when the Board receives bids on the primary component of the sale, the Second Series B Bonds. Similarly, the Treasurer recommends that the Treasurer's Office receive bids on the Second Series E Bonds (Refunding) at 10:45 a.m. and verify bids on both the Second Series B Bonds and the Second Series E Bonds before reporting to the Board for approval of both Second Series B and Second Series E Bonds at approximately 11:00 a.m.

Because the municipal bond market has been particularly volatile since late 2010, with fluctuating yields and subject to changes in demand from retail and institutional investors, the Treasurer shall adjust the size and maturities of the Second Series A Bonds (Retail), the Second Series B Bonds (Competitive), and the Second Series E Bonds (Competitive – Refunding) to respond to prevailing market conditions at the time of sale.

* Preliminary, subject to change

**BOARD OF PUBLIC WORKS
JULY 6, 2011
SECRETARY'S AGENDA**

24. BONDS (cont'd)

REMARKS: (cont'd)

All other applicable provisions of the Resolutions previously approved on June 15, 2011, concerning the State and Local Facilities Loan of 2011 Second Series, and the 2011 Series Refunding Bonds, remain in full force and effect and unchanged by this action.

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

APPROVED
WITH DISCUSSION

DISAPPROVED

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 6, 2011

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 6, 2011

APPENDIX

SECRETARY'S AGENDA

Contact: Robert H. Erwin 410.767.8076
rerwin@psc.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

PUBLIC SERVICE COMMISSION

CONTRACT: Consulting Services for Washington Gas Light Company application to increase existing rates.
PSC #10-01-11 / ADPICS No. C90P1400087

CONTRACT TYPE: Services**DESCRIPTION:** Assist Public Service Commission's Technical Staff:

- (1) Analyze documentation filed in application and by all interested parties;
- (2) Assist Staff in preparing discovery questions and requests;
- (3) Provide information for analysis in the areas of concern;
- (4) Produce written testimony on rebuttal and surrebuttal to the company's/companies' and the interveners' testimony and evidence;
- (5) Testify at hearings;
- (6) Assist Staff in preparing briefs; and
- (7) Conduct work sessions with Staff covering how to analyze a rate filing, including identifying potential issues, preparing discovery, developing positions, preparing testimony, responding to discovery, preparation for cross-examination, how to testify and how to close rate cases.

PROCUREMENT METHOD: Emergency**DATE EMERGENCY DECLARED:** April 12, 2011**BIDS:**

Larkin & Associates, PLLC	\$224,900
Ostrander Consulting	\$ 73,450
Mathai & Associates Regulatory Consultants, LLC	\$216,780
Jackson Thornton Utilities	\$105,430
Causey Engineering LLC	\$283,500

BOARD OF PUBLIC WORKS

JULY 6, 2011

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)**AWARD:** Larkin & Associates, PLLC
15728 Farmington Road
Livonia, MI 48158**AMOUNT:** \$224,900**AWARD DATE:** June 1, 2011**TERM:** 06/01/2011 – 06/30/2012**MBE PARTICIPATION:** 0%**FUND SOURCE:** 100% Special: Fund Public Utility Regulation Fund
Appropriation Code: C90G0001**REMARKS:**

Nature of Emergency: On April 15, 2011, Washington Gas Light Company filed an application to increase gas rates. In addition to the WGL application, the Commission expects another application to be filed by a major utility company for an increase in electric rates within 60 days. The Public Service Commission has the authority to suspend the effective date of proposed rate increases for up to 180 days in order for the Commission to undertake proceedings as are necessary to fully examine and investigate whether the suspended rate is just and reasonable. (Public Utility Articles, §4-204, Annotated Code of Maryland.) A decision on the proposed increases is due within 180 days of the proposed effective date of the increase or will be deemed approved without the Commission ruling on the matter.

BOARD OF PUBLIC WORKS

JULY 6, 2011

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)

REMARKS: (cont'd)

Basis for Selection: The Public Service Commission selected Larkin & Associates, PLLC for the following reasons: (1) Larkin's proposal reflected the most comprehensive analysis of the issues outlined in the Request for Proposal, allocating 1,848 work hours. (2) Larkin has extensive experience in gas and electric company rate cases. (3) Larkin identified a team of nine technical members (\$25/hr for support staff, \$170/hr for managing staff), representing all relevant disciplines. (4) Larkin's proposal reflected an excellent (and best) understanding of the issues that must be reviewed in the matter of both gas and electric rate cases. (5) In checking Larkin's references, it was verified that the firm is very capable and provides high quality and thorough services in complex litigation.

TAX COMPLIANCE NO.: 11-1523-0000

RESIDENT BUSINESS: No

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

JULY 6, 2011

APPENDIX

SECRETARY'S AGENDA

Contact: Randy Bradford 410-221-2308
rlbradford@dhmh.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

DEPARTMENT OF HEALTH AND MENTAL HYGIENE
Eastern Shore Hospital Center

CONTRACT TITLE: Emergency Psychiatrist Services
OPASS 11-10670 ADPICS No. M00B1400519

CONTRACT TYPE: Service

DESCRIPTION: Psychiatry services for the patients and residents at Eastern Shore Hospital Center. This is an emergency solicitation to help fill in a gap due to the departure of three psychiatrists.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: April 8, 2011

BIDS: \$739,500

AWARD: Jackson and Coker Locum Tenens, LLC
Alpharetta, Georgia 30022

AMOUNT: \$ 739,500

AWARD DATE: May 23, 2011

TERM: 06/01/2011 – 11/30/2011

MBE PARTICIPATION: None

FUND SOURCE: 100% General
M00L0701-Eastern Shore Hospital Center

BOARD OF PUBLIC WORKS

July 6, 2011

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (continued)

PERFORMANCE SECURITY: None

INCUMBENT: None

REMARKS:

Services: The contractor will provide Eastern Shore Hospital Center with safe and effective psychiatric services to individuals who have serious mental illness and to individuals referred by legal authority, services mandated both by law and to maintain Joint Commission accreditation. There are two components to this contract: providing contractual psychiatrists and providing Medical Officer of the Day services (on-call coverage). The contractor will:

- function as the treatment team leader in coordinating clinical services to assigned patients and advise other health care support staff of appropriate treatment techniques needed for individual cases;
- provide full psychiatric services to assigned patients as directed by the Clinical Director;
- provide medication management;
- provide individual, family and group therapy;
- order necessary lab tests, review results and assess and modify patient treatment accordingly;
- screen for medical complaints and medical emergencies and make necessary referrals to the hospital's primary care physicians, contracted specialty or outside hospital services;
- review patient records and complete medical record documentation on patients in a timely manner to ensure documentation adequacy and compliance with hospital procedures;
- attend medical staff meetings and other meetings and participate in diagnostic and treatment discussions, lectures, seminars, and case presentations;
- attend Clinical Forensic Review Board meetings in reviewing patient treatments;
- meet with patients and their families to discuss treatment plans and address concerns;
- attend to patient and answer questions regarding patient grievances and management variance reports.

The contract resulting from this Request For Proposals will be firm fixed-unit price; compensation will be based on actual services performed.

BOARD OF PUBLIC WORKS

July 6, 2011

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (continued)

Nature of Emergency: Psychiatric services are required for Eastern Shore Hospital Center patients. In the past this service was provided by salaried staff. Due to the difficulty of filling the position at the State salary level and the timeframes involved, it was necessary to solicit these services as a contract. One of the psychiatrists is leaving for more money; one is moving to work with community-based outpatients; and the third is retiring after delaying retirement for two years. The hospital has entered into recruiting discussions with one local psychiatrist, but if hired would not begin work until August. Another psychiatrist who had been working 50% will be increasing her hours to full time. DHMH is concerned as several of the remaining psychiatrists are eligible for retirement and may decide to retire in the near future. This contingency contract is prudent as it is anticipated that due to the geographic area in which the hospital is located that recruitment may be slow.

Basis of Selection: Eastern Shore Hospital Center received one proposal for this solicitation. Both Thomas B. Finan Center (Cumberland) and Springfield Hospital Center (Sykesville) have used similar arrangements with Locum Tenens companies for obtaining psychiatrist services when needed. The contractor is ready, willing and able to place personnel on-site at the start of the contract period.

RESIDENT BUSINESS: Yes

TAX CLEARANCE: 11-0939-0000

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

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

SERVICES CONTRACT

ITEM: 1-S **Agency Contact:** Robert Howells
410-230-8789
rhowells@msla.state.md.us

DEPARTMENT/PROGRAM: Maryland State Lottery Agency (MSLA)
Creative Product Services Division

CONTRACT ID: 2011-06;
Baltimore Ravens Licensing Contract
ADPICS NO. E75B2400005

CONTRACT DESCRIPTION: Contract to provide the Lottery with (1) a license to use the Baltimore Ravens NFL football team marks and logos for an Instant Ticket Lottery Game, supporting marketing materials at Retailer locations selling the tickets and advertising for the tickets, and (2) Ravens and NFL football related prizes to be awarded to winners of the Instant Ticket game.

AWARD: Baltimore Ravens Limited Partnership
Owings Mills, MD

TERM: 7/8/2011 – 12/31/2013

AMOUNT: \$775,000 NTE (2 ½ Years)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: None (See Requesting Agency Remarks below)

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

ITEM: 1-S (Cont.)

REQUESTING AGENCY REMARKS: The recommended Contractor is the owner and exclusive licensor of the marks and logos of the Baltimore Ravens NFL football team, which are the subject of this contract. The Lottery desires to use these marks and logos for an Instant Ticket Game and this licensing contract is necessary in order to obtain the rights to use them. As well, the Lottery desires to purchase NFL ticket packages, experiential prizes and autographed merchandise to be utilized as part of the Instant Ticket promotion and the Contractor is the exclusive provider of these items.

The 2011 NFL season will be the third consecutive year the Lottery has produced an Instant Ticket Game using the Ravens' logos and marks. In each of the previous two years, the Ravens Instant Ticket has been the fastest selling \$5.00 game offered by the Lottery. However, the ongoing labor dispute between the NFL owners and players is placing the 2011 season in jeopardy. To be prepared to capitalize on the success of the prior tickets, the Lottery desires to execute this contract and move forward with the printing of the Instant Ticket Game. The distribution of the Game to Retailers and purchase of the prizes will be contingent upon the resolution of the strike by a date that allows the Lottery adequate time to both distribute and sell the Game. If the NFL season does not begin in a timeframe that is acceptable to the Lottery and consistent with its sales goals, this Game would be held in the Lottery's warehouse and distributed to Retailers for the start of the 2012 NFL season. If this happened, the purchase of prizes would also be deferred until the 2012 season. The Contractor is paid for the ticket printing based upon a percent of sales, so it would not get paid until the Instant Ticket Game is launched and sells.

If by chance there would be no football played during the 2012 season, the Lottery would delete the Raven's merchandise (signed jerseys, etc.) and experiential prizes (season tickets, trips to games, etc.) and launch the Instant Ticket Game as just a regular \$5.00 ticket with normal scratch off money prizes.

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

ITEM: 1-S (Cont.)

The Contract *Amount* is composed of two components as described below:

- License Fee: This component is the fixed price for use of the marks and logos. The Lottery intends to print the Instant Ticket Game that will include the Ravens marks and logos upon approval of this contract and pay the License Fee upon printing of the Game. However, the distribution of this Game to Lottery Retailers will be contingent upon the resolution of the players' strike.
- Prizes: This component is the cost of the prizes to be awarded to winners of the Instant Ticket Game, to include Ravens season tickets for life; Ravens season tickets; premium single game tickets and pregame access to the sidelines; tickets to luxury suites; trips on the team plane to a Ravens regular season NFL away game; and team merchandise autographed by prominent Ravens players. Purchase of these prizes will be contingent upon the resolution of the players' strike.
- Contract Amount = License Fee + Prizes
\$775,000 = \$85,000 + \$690,000

The Lottery anticipates producing an Instant Ticket Game using the Ravens' NFL marks and logos that will have a quantity of 3,120,000 tickets, a \$5.00 price point and a total retail face value of \$15,600,000. The game needs to be submitted for production by mid-July in order to have the tickets produced and available for distribution no later than early September 2011 in anticipation of the resolution of the players' strike.

(Note: Production of the Instant Ticket Game, which will be accomplished and paid under the Lottery's "Instant Ticket Games and Related Services Contract #2006-01", is not included in the amount of this License Agreement.)

The prior licensing contract with the Ravens, approved on the 6/9/2010 DBM BPW Agenda, Item 3-S, was for a License to produce one Instant Ticket game (and Ravens prizes) that launched with the pre-season game on 8/12/2010 and was sold thru the 2010 season, although tickets can continue to be sold until sold-out into 2011. The contract expires 12/31/2012.

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

ITEM: 1-S (Cont.)

Because by law Instant Ticket game players have 182 days to claim a winning ticket after a game is closed-out, Lottery has to allow for that period to elapse before the contract expires, even though no more tickets are being produced or sold. This new contract is for a License to produce one Instant Ticket game, with prizes, scheduled to launch when the season opens for 2011. Although the two contracts are similar, they are for individual licenses for different Instant Ticket games.

No MBE goal was established because this sole source contract is a license agreement with no opportunity for MBE participation.

FUND SOURCE: 100% Special (Lottery Proceeds)
APPROP. CODE: E75D0001
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 11-1487-0000

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**

ITEM: 2-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* (eMM) and the DHMH and MHCC websites. Through eMM 487 potential vendors received the notification. A copy 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.

Both Offerors proposed auditing staff that are certified in infection prevention and control with training and experience in the use of the National Healthcare Safety Network (NHSN) system. It was determined that the technical differences between the two Offerors did not offset the 17% lower price of Advanta Government Services, LLC (Advanta). In addition, Advanta is a Maryland based firm with over 90% of the project personnel living in the State of Maryland. Therefore, award is recommended to Advanta Government Services, LLC as having the most advantageous Offer to the State.

The Maryland General Assembly has charged the MHCC with a major initiative designed to promote quality health care for all Maryland residents through collecting and publicly reporting hospital data that permits comparisons based on a range of performance measures. Healthcare-Associated Infections is a primary focus of this initiative and the collection and reporting of Central Line-Associated Blood Stream Infection (CLABSI) data began in 2008.

The purpose of this procurement is to obtain consultant services to develop and implement a plan for validating CLABSI data collected from Maryland hospitals by the MHCC via the Center for Disease Control and Prevention (CDC) NHSN system. The major activities of this project include: (1) development of a plan to validate numerator and denominator data for CLABSI outcome measures; (2) perform on-site hospital medical record reviews; and (3) preparation and summary of audit findings.

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

ITEM: 2-S (Cont.)

FUND SOURCE: 100% Special (User Fees from hospitals,
nursing homes, health care providers, and
insurance companies)

APPROP. CODE: M00R0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1460-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 2-S (Cont.)

ATTACHMENT

<u>Offerors</u>	<u>Technical Rank</u>	<u>Financial Price/Rank *</u>	<u>Overall Rank **</u>
Advanta Government Services, LLC Annapolis Junction, MD	2	\$960,223.34 / 1	1
APIC Consulting Services, LLC Washington, DC	1	\$1,160,297.50 / 2	2

Note: * The Financial Price was based upon a model of five specific deliverables: (1) the Audit Plan Development, (2) On-Site Chart Review, (3) Audit Findings, (4) Training, and (5) Project Management. The major pricing feature was the unit price for the "On-Site Chart Review".

** Technical and Financial factors were given equal weight in the overall award determination.

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

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Albert Annan
410-767-0114
aannan@msde.state.md.us

DEPARTMENT/PROGRAM: Education (MSDE)
Division of Instruction

CONTRACT ID: R00R1402094;
Teacher Induction Academies (TIA)
ADPICS NO. R00B1400046

CONTRACT DESCRIPTION: Contract to provide technical assistance and support for the implementation of Teacher Induction Academies (TIA) in the quest for continuous improvement of instruction, attraction and maintenance of a stronger educational workforce, and also compliance with the Race to the Top (RTTT) funding requirements.

AWARD: New Teacher Center
Santa Cruz, CA

TERM: 7/6/2011 – 7/5/2014

AMOUNT: \$1,020,000 (3 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 25%

INCUMBENT: None

**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 *eMarylandMarketplace.com*. Copies of the solicitation notice were mailed directly to 93 prospective vendors, 14 of which are Maryland firms, and included three MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Two proposals were received in response to the RFP; both were deemed to be reasonably susceptible of being selected for award. Award is recommended to New Teacher Center (NTC). NTC was ranked #1 technically with the higher price; however, it was determined that the technical differences between the two offerors greatly outweighed the slightly lower price (less than 1%) of the lower priced offeror.

NTC's proposal not only demonstrated a thorough understanding of The Teacher Induction Academies(TIA), but also presented innovative models for Teacher Induction Programs that include: mentor identification and selection models; a formative assessment system to chart teacher growth and guide mentor work; an overall model guiding a quality induction program; and models for induction programs that span the range of budgets from rich budgets to meager ones.

The federal Race to the Top (RTTT) grant awarded to Maryland includes funding for the establishment of statewide TIA. The TIA will provide new teachers with the tools to successfully transition to the classroom and learn to be effective. It also ensures that teachers new to Maryland are fully supported in their efforts to access the curriculum and assessments so that they are equipped with the instructional tools needed to deliver effective instruction to Maryland students and be successful. Maryland will provide a comprehensive, high-quality induction program for new teachers in every school district.

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

ITEM: 3-S (Cont.)

In April 2010, the Maryland State Board of Education approved regulations that establish a comprehensive teacher induction program that includes:

- (1) an orientation program;
- (2) support from a mentor;
- (3) observation and co-teaching opportunities;
- (4) professional development;
- (5) formative review of new teacher performance;
- (6) induction program staff;
- (7) participation by all new teachers;
- (8) reduced workload for new teachers and mentors, to the extent practical, given fiscal and staffing concerns; and
- (9) an evaluation model.

The purpose of this contract is to seek technical assistance and support in implementing the TIA. Services include:

- Designing and planning a three-day residential academy in 2011, 2012 and 2013 for the 24 Local Education Agencies (LEA) Teacher Induction Coordinators, MSDE representatives and 275 mentors;
- Developing on-line training that provides TIA participants follow-up training with additional resources and opportunities for collaboration and discussion;
- Implementing on-line follow-up sessions and tracking participant completion of on-line training for each session for each year of the Academies;
- Developing and implementing a written evaluation tool that addresses all components of the Maryland Teacher Professional Development Evaluation Guidelines to assess the outcomes; and
- Preparing an annual report on the activities of the first Academy (held in the summer) and follow-up training for the other Academies each year.

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

ITEM: 3-S (Cont.)

FUND SOURCE: 100% Federal

APPROP. CODE: R00A0101

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 11-1522-1000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 3-S (Cont.)

ATTACHMENT

13B
BPW 7/6/2011

BIDS OR PROPOSALS (Cont):

<u>Offerors</u>	<u>Technical Rank</u>	<u>Financial Price (3 Yrs.) *</u>	<u>Financial Rank</u>	<u>Overall Rank **</u>
New Teacher Center Santa Cruz, CA	1	\$1,020,000	2	1
NCS Pearson, Inc. Iowa City, IA	2	\$1,011,267	1	2

Note: * The Financial Price was based upon an aggregate price of the deliverables specified in the scope of services.

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

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

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Carol Kaiser
443-769-1021
ckaiser@collegesavingsmd.org

DEPARTMENT/PROGRAM: College Savings Plans of Maryland

CONTRACT ID: 11-01;
Financial Advisory Services
ADPICS No. R60B1400007

CONTRACT DESCRIPTION: Provide Investment Consulting Services to the
College Savings Plans of Maryland (CSPM) Board.

AWARD: Wilshire Associates, Inc.
Santa Monica, CA

TERM: 7/6/2011 - 7/5/2012 (w/2 two-year renewal options)

AMOUNT: \$ 280,000 NTE (1 Year; Base Contract)
\$ 380,000 NTE (2 Years; 1st Renewal Option)
\$ 430,000 NTE (2 Years; 2nd Renewal Option)
\$1,090,000 NTE Total (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Mercer Investment Consulting, Inc.
Richmond, VA
(Contract ended 3/31/2011)

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

ITEM: 4-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 notice were mailed directly to 37 prospective vendors, seven of which are Maryland firms and included no MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Five proposals were received in response to the RFP. Three proposals were determined to be reasonably susceptible of being selected for award. Award is recommended to Wilshire Associates with the #1 ranked technical offer and the lowest price. Wilshire Associates had an impressive technical proposal and a formidable consulting team relative to its tenure, history of working together and investment background.

The Contractor will provide a/an:

- Periodic Asset Allocation Review and Report for the Prepaid College Trust,
- Investment Policy Review for the Prepaid College Trust,
- Investment Policy Review for the College Investment Plan,
- Quarterly Investment Performance Review for the Prepaid College Trust,
- Quarterly Investment Performance for the College Investment Plan,
- Fund Manager Searches for the Prepaid College Trust, and
- Investment Manager Reviews for the College Investment Plan.

No MBE goal was established for this solicitation due to the fact that the number of firms that have the required experience to support Section 529 plans is very limited. In addition, there are very limited opportunities for subcontracting any of the required services.

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

ITEM: 4-S (Cont.)

FUND SOURCE: 100% Non Budgeted (Fund 07)

APPROP. CODE: R60H0041

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 11-1485-0011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT

ITEM: 4-S (Cont.)

BIDS OR PROPOSALS (Cont.)

<u>Offerors</u>	<u>Tech. Rank</u>	<u>Financial Base One Yr.</u>	<u>1st Option Financial 2nd/3rd Yr.</u>	<u>2nd Option Financial 4th/5th Yr.</u>	<u>Financial Price Total * 5 Yrs. (Rank)</u>	<u>Overall Rank **</u>
Wilshire Associates Santa Monica, CA	(1)	\$280,000	\$380,000	\$430,000	\$1,090,000 (1)	(1)
Callan Associates San Francisco, CA	(2)	\$281,000	\$434,000	\$484,000	\$1,199,000 (2)	(2)
R. V. Kuhns & Associates, Inc. Portland, OR	(3)	\$266,500	\$476,000	\$495,500	\$1,238,000 (3)	(3)

Note: * The Financial Price Total consists of a cumulative total of the prices assigned to seven different tasks for the base contract year term and each of the renewal option two-year terms. The seven tasks are as follows: (1) periodic asset allocation review and report for the Maryland Prepaid College Trust (MPCT); (2) investment policy review for the MPCT; (3) investment policy review for the Maryland College Investment Plan (MCIP); (4) quarterly investment performance review for the MPCT; (5) quarterly investment performance for the MCIP; (6) fund manager searches for the MPCT; and (7) investment manager reviews for the MCIP. In presenting the Financial Proposals, the offerors were asked to provide a "not to exceed" amount for each of items 1, 2, 3, 4, 5, and 7 for the following time periods: Year 1 (base term); Years 2 and 3 combined (1st option term); and Years 4 and 5 combined (2nd option term). Item 6 was presented as a total "not to exceed" amount over the life of the contract (5 years). That total amount consisted of one mutual fund search, five separate account/commingled fund searches and five alternative asset class searches.

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

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

SERVICES CONTRACT

ITEM: 5-S **Agency Contact:** Debi Epps
410-767-2345
Drepps@choosemaryland.org

DEPARTMENT/PROGRAM: Business and Economic Development (DBED)
Division of Tourism, Film and the Arts

CONTRACT ID: Public Relations Services
ADPICS No. T00B1400018

CONTRACT DESCRIPTION: Provide public relations services for the Division of
Tourism, Film and the Arts.

AWARD: Stanton Communications, Inc.
Baltimore, MD

TERM: 7/11/2011 - 7/31/2016

AMOUNT: \$463,125 (5 Years; 21 Days)

PROCUREMENT METHOD: Competitive Sealed Proposals
(Small Business Reserve)

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: \$300,000

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* (eMM). Through eMM 472 vendors received the solicitation notice. Of these potential offerors, 228 were small businesses. This procurement was designated as a Small Business Reserve. A copy of the solicitation was also sent to the Governor's Office of Minority Affairs.

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

ITEM: 5-S (Cont.)

Four proposals were received in response to the RFP, all of which were deemed to be reasonably susceptible of being selected for award. Stanton Communications, Inc. was ranked #1 technically and had the lowest price. Stanton Communications, Inc. was determined to be the most advantageous Offeror to the State considering price and the evaluation factors set forth in the RFP, and is therefore recommended for award.

The Total Award Amount is composed of two components that are further described below - the Contractor's Fees and the DBED Marketing Budget.

1. Contractor's Fee: This component is the fixed monthly fee, based on the Financial Offer, to be paid to the Contractor.
2. DBED's Marketing Budget: This component is the portion of DBED's marketing budget as estimated in the Request for Proposals. The Contractor will be placing and paying for various other projects with third-parties, such as securing facility locations in out-of-market locations to host editorial journalists to facilitate third-party media endorsement of Maryland as a travel destination. These costs shall be pre-approved by DBED and reimbursed at the Contractor's actual cost with no markup allowed.

DBED's mission is to function as an economic development catalyst for Maryland by promoting the state as a world-class location for business expansion and retention, film production and as a destination for consumers on vacation and business travel.

The Office of Tourism will be the primary user of this contract to help maximize the promotion of Maryland's attractions, accommodations, and visitor services; to provide resident and non-resident visitors with information and services to ensure a positive trip experience; and to position Maryland as a competitive worldwide destination.

The tourism industry in Maryland is a major revenue generator. In 2009, Maryland visitors generated \$13.7 billion in spending at the State's tourism-related businesses, including: accommodations, eating establishments, retail shops and attractions. Visitor spending is an important revenue generator for State and local governments. In 2009, visitor spending generated close to \$1.6 billion in State and local taxes from the wages of industry employees, sales taxes for tourism goods and services, hotel occupancy taxes, property taxes and other corporate taxes.

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

ITEM: 5-S (Cont.)

Additionally, tourism is the eighth largest private-sector employer in the State, supporting 134,663 people in direct full-time equivalency jobs in 2009. For these employees, tourism jobs provided \$3.8 billion in wages and salaries.

DBED will be using the contract to showcase three nationally and internationally significant commemorations that have been deemed to highlight Maryland as an integral component of the United State's development as a free nation. These commemorations will present once-in-a-lifetime opportunities to showcase the State's travel assets.

The following commemorations began in April 2011 and run through September 2014:

- Star-Spangled 200: The Bicentennial of the War of 1812. Maryland and its role in the Second War of Independence and the penning of the National Anthem in Baltimore's Harbor;
- The Sesquicentennial of the Civil War. Maryland is one of the several states that markets its Civil War heritage under the brand of Civil War Trails. Antietam is almost universally recognized as a major battle in the Civil War;
- The Centennial of Harriet Tubman. The most famous of the Underground Railroad's conductors was born in Maryland. The State is commemorating the 100th Anniversary of her death with the opening of a new State park and a higher elevation of the Underground Railroad National Byway.

It is anticipated with this contract that the Maryland Office of Tourism will have a higher propensity of reaching people within its target market due to its hiring of the technically best public relations services agency. This should result in increased interest in its marketing message as measured by inquiries requesting further Maryland travel information. The public relations firm will ensure that communications are targeted to the proper media outlets and contributors so that Maryland will receive positive travel editorial coverage in local, regional and national media outlets.

In FY2010 the State invested \$6.77 million in general funds for the Office of Tourism Development and the Maryland Tourism Development Board. The Comptroller reported that the Tourism Promotion Act formula generated close to \$329 million in State sales revenue for FY2010. That represents a powerful return on investment of \$48 in State sales tax for every dollar invested in tourism funding.

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

ITEM: 5-S (Cont.)

The selected Contractor is the incumbent and has been performing the services as required by the contract satisfactorily for the past two years.

FUND SOURCE: 100% General

APPROP. CODE T00G0001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1279-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 5-S (Cont.)

ATTACHMENT

BIDS OR PROPOSALS (Cont):

<u>Offerors</u>	<u>Tech. Rank</u>	<u>Financial Price 5 Yrs. (Rank) *</u>	<u>Overall Rank **</u>
Stanton Communications, Inc. Baltimore, MD	1	\$463,125 (1)	1
Profiles, Inc. Baltimore, MD	2	\$612,000 (2)	2
Barb Clapp Advertising & Marketing, LLC Lutherville, MD	3	\$660,000 (3)	3
Winning Strategies Public Relations, LLC Newark, NJ	4	\$738,000 (4)	4

Note: * The Financial Price is the cumulative total of all contract years based upon a fixed flat fee per month per contract year to provide all deliverables contained in the RFP.

** Technical factors and financial factors were given equal weight in the overall award determination.

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

SERVICE CONTRACT

ITEM: 6-S **Agency Contact:** Marcus Filson
410-230-3325
filsonm@djs.state.md.us

DEPARTMENT/PROGRAM: Juvenile Services (DJS)
Mental Health Services

CONTRACT ID: 10-JS-002;
Mental Health Evaluations of DJS Employees
and Job Applicants
ADPICS BPO No. V00B2400004

CONTRACT DESCRIPTION: Provide mental health evaluations of DJS
employees and job applicants to determine emotional and mental fitness for mandated positions
with the Department.

AWARD: Psychology Consultants Associated, P.A.
Lutherville, MD

TERM: 8/1/2011 – 7/31/2014 (w/2 one-year renewal
options)

AMOUNT: \$242,535 (3 Years; Base Contract)
\$ 84,079 (1 Year; 1st Renewal Option)
\$ 87,442 (1 Year; 2nd Renewal Option)
\$414,056 (5 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: Only One Bid Received

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

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

ITEM: 6-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com*. Copies of the solicitation notice were mailed directly to 14 prospective vendors, all of which are Maryland firms, and included three MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Only one bid was received in response to this solicitation. The recommended contractor is deemed responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. Therefore, Psychology Consultants Associated, P.A. is recommended for award.

All candidates for mandated positions are subject to the jurisdiction of the Maryland Correctional Training Commission (MCTC) and must meet selection standards established by the MCTC. This is a fixed unit price, indefinite quantity contract that provides for up to 703 mental health evaluations per year for DJS employees and job applicants in accordance with the MCTC's enabling authority and implementing regulations.

Psychology Consultants Associated, P.A. has provided these services for five years, and DJS is satisfied with the quality of the mental health evaluations provided by the Contractor. The Contractor reduced its rates from \$123.60 per evaluation to \$115 and it is not charging for administrative hearings (when testimony is needed regarding the written recommendations provided from the evaluations is needed), whereas in the prior contract, it charged \$25.75. In addition, the prices bid are the same for all three years of the base contract term. The contract states that the renewal options, if exercised, will provide for up to a 4% increase, if any, based upon the Consumer Price Index (CPI) for the District of Columbia/ Maryland/ Virginia/ West Virginia Region.

No MBE participation goal was established for this contract based upon the narrow scope of work that did not provide many subcontracting opportunities and the limited number of certified MBE Psychologists (only three). The MBEs were sent the solicitation and encouraged to submit a proposal as a Prime Contractor for these services.

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

ITEM: 6-S (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: V00D0201

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1394-0111

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

DEPARTMENT/PROGRAM: Maryland State Lottery Agency
(MSLA)
Creative Product Services Division

CONTRACT ID: 2007-01;
Advertising, Research & Public
Relations Services
ADPICS NO.: See Attachment #1

CONTRACT APPROVED: 7/11/2007 DBM BPW Agenda Item 2-S

CONTRACTORS: See Attachment 1

CONTRACT DESCRIPTION: Contract to provide Advertising, Research and Public Relations services encompassed by four Functional Areas, including creative development and production, media planning and buying, design and development of point-of-sale materials, promotion development and implementation assistance, direct marketing, research support, public relations consultation, special event assistance, website development, and other related services.

OPTION DESCRIPTION: Approval request to exercise the single two-year renewal option as contained in the original contract for each Contractor in the four Functional Areas.

TERM OF ORIGINAL CONTRACT: 8/1/2007 - 7/31/2011 (w/1 two-year renewal option)

TERM OF OPTION: 8/1/2011 - 7/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$71,060,000 NTE Total (4 Years)
(See Attachment 1)

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

ITEM: 7-S-OPTION (Cont.)

AMOUNT OF OPTION: \$35,855,000 (NTE) Total (2 Years)
(See Attachment 1)

PRIOR MODIFICATIONS/OPTIONS: \$235,250 NTE (See Attachments 1 & 2)

REVISED TOTAL CONTRACT AMOUNT: \$107,150,250 NTE Grand Total

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25% for Functional Areas I, III & IV
10% for Functional Area II

REQUESTING AGENCY REMARKS: Request for approval to exercise the single two-year renewal option as contained in the original contract for each Contractor in the four Functional Areas.

The Lottery reviewed the contract, surveyed the market and evaluated whether it would be more advantageous to exercise the renewal option or solicit a new contract. The market survey indicated that comparable services would cost more if a new procurement was done at this time and the Contractors have provided satisfactory service during the base Contract term. The Lottery determined that it is in the best interest of the State to exercise the renewal option.

This is the only renewal option available and the Lottery anticipates that it will have a continuing need for these services. An RFP for a replacement contract will be issued in the first quarter of 2013.

There are no guaranteed Marketing Budget amounts or guaranteed earnings to the Contractor. External budget modifications, internal budget management decisions and/or contract modifications may impact the Contractor's earnings. Since the level of effort required by the Contractor is dependent to some degree upon the amount of Lottery funds it will be required to manage, the Contract provides for a price adjustment based on Marketing Budget changes. Reductions to the Lottery's budget over the past 2 to 3 years have resulted in the actual payments to the Contractors being reduced approximately 22% to 40% from the NTE amounts approved at the time of Contract award as shown on Attachment 1.

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

ITEM: 7-S-OPTION (Cont.)

The original grand total of the four contracts with the modification to Functional Area I was \$71,295,250; however, the Lottery's advertising budget was reduced in FY2010 and FY2011. The projected spend for the production of Advertisements, Media Buys, and Research Studies is \$55,700,807. Actual payments to the Contractors for the base term of the contracts through FY2011 are projected to total \$5,431,615 and are broken out by Functional Area below. Therefore, the total projected spending on the four contracts through FY2011 will be \$61,132,422. The difference, \$10,162,828, was part of the budget cuts.

<u>Functional Area</u>	<u>Description</u>	<u>Payments</u>
I	Creative Services	\$3,564,192
II	Media Services	\$ 965,042
III	Public Relations	\$ 59,200
IV	Research	\$ 443,181
Total		\$5,431,615

This renewal option also includes additional funding for Functional Area I to continue the ongoing consulting and related website, digital and new media services for the Lottery that were added through Modification #1 (see Attachment 2) during the base term of the Contract.

FUND SOURCE: 100% Special (Lottery Proceeds)

APPROP. CODE: E75D0001

RESIDENT BUSINESS: Yes for Functional Areas I, II and III;
No for Functional Area IV

MD TAX CLEARANCE: See Attachment 1

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

APPROVED * DISAPPROVED DEFERRED WITHDRAWN

WITH DISCUSSION WITHOUT DISCUSSION

* - Item approved, Comptroller Franchot voted "NO".

ATTACHMENT 1

ITEM: 7-S-OPTION (Cont.)

CONTRACTORS (Cont.):

Functional Areas/ Contractors/ ADPICS #/ MD Tax Clearance	Base Contract Amount (4 Yrs.)	Mod #1 Amount (1 Yr., 10 Mos.)	Renewal Option Amount (2 Yrs.)	Total Revised Contract Amount
<u>I - Creative Services</u>				
Gray, Kirk/VanSant Advertising, Inc. Baltimore, MD ADPICS #: E75B2400001 MD Tax #: 11-0783-1111	\$16,980,000	\$235,250	\$8,815,000	\$26,030,250
<u>II - Media Services</u>				
Trahan, Burden & Charles, Inc. Baltimore, MD ADPICS #: E75B2400003 MD Tax #: 11-0784-1111	\$51,300,000	\$0	\$25,650,000	\$76,950,000
<u>III - Public Relations/Communications Services</u>				
Trahan, Burden & Charles, Inc. Baltimore, MD ADPICS #: E75B2400002 MD Tax #: 11-0784-1111	\$580,000	\$0	\$290,000	\$870,000
<u>IV - Research Services</u>				
Crestwood Market Research, Inc. Kirkland, WA (Local Office: Richmond, VA) ADPICS #: E75B2400004 MD Tax #: 11-1591-0000	\$2,200,000	\$0	\$1,100,000	\$3,300,000
GRAND TOTAL	\$71,060,000	\$235,250	\$35,855,000	\$107,150,250

ITEM: 7-S-OPTION (Cont.)

ATTACHMENT 2

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BPW 7/6/2011

PRIOR MODIFICATIONS/OPTIONS (Cont):

Mod #1 \$235,250

Modified the contract to increase the NTE amount for Functional Area I - Creative Services in order to provide the re-design of the Lottery's website and ongoing consulting and related web-based services for the period of 10/8/2009 – 7/31/2011. Approved on the 10/7/2009 DBM BPW Agenda, Item 7-S-MOD.

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

SERVICES CONTRACT RENEWAL OPTION

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

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

CONTRACT ID: OPASS 07-9250;
Drug Use Review Analyses, Evaluations
& Interventions for Maryland Medicaid
Recipients
ADPICS No. M00B1400469

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

CONTRACTOR: Health Information Designs, Inc.
Auburn, AL
(Local Office in Salisbury, MD)

CONTRACT DESCRIPTION: Contract to provide development, operation
and management of the Drug Use Review Analyses, Evaluations and Interventions for Maryland
Medicaid Recipients.

OPTION DESCRIPTION: Approval request to exercise the second and
final two-year renewal option as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 8/1/2006 – 7/31/2009 (w/2 two-year
renewal options)

TERM OF OPTION: 8/1/2011 – 7/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$1,722,234 (3 Years)

AMOUNT OF OPTION: \$1,489,677 (2 Years)

PRIOR MODIFICATIONS/OPTIONS: \$1,431,789 (See Attachment)

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

ITEM: 8-S-OPTION (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$4,643,700

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 10%

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final two-year renewal option as contained in the original contract.

Currently, the Fee for Service (FFS) Preferred Drug List (PDL) and the HealthChoice Managed Care Organizations (MCO) formularies are maintained by the vendor on the Epocrates™ Formulary Listing Service software. This inclusion provides the prescribers with a comprehensive and accurate resource of all covered medications under the Maryland Managed Care and FFS programs and reduces unnecessary denials and delays for the recipients in obtaining their much needed medication. In addition, it will continue to improve medication compliance with the MCO and FFS formularies, hence allowing for long term savings on effective, yet less expensive medications.

Health Information Design (HID) provides technical and administrative support and acts as the executive secretariat to the Drug Utilization Review (DUR) Board as required in the Omnibus Budget Reconciliation Act (OBRA) of 1990. The objectives of this Contract are for HID to: (1) Perform retrospective DUR analyses; (2) Manage the State DUR Board; (3) Provide advice and recommendations to DHMH for DUR related educational and administrative interventions; and (4) Provide oversight and evaluation of the DUR programs in the Medicaid fee-for-service, managed care, and mental health programs.

It is in the best interest of the State to exercise this two-year renewal option with the current vendor to enable continued administration of pharmaceutical services provided to the Maryland Medicaid recipients and the providers that serve them, and also to keep in compliance with Federal regulations. In addition, continuity of the current vendor's services ensures that ongoing cost containment efforts remain in place for prescribers to have comprehensive and accurate information provided through the Epocrates™ Formulary Listing Service software that is maintained by HID.

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

ITEM: 8-S-OPTION (Cont.)

Health Information Designs (HID) did provide a voluntary price reduction for the second option period of the Retrospective Drug Utilization Review Services contract. However, due to the recent exponential increase of lives covered by the Medicaid Managed Care program (approximately 50% increase in the last 2 years), the fees that HID pays to Epocrates™, the online formulary hosting service that the Department implemented in 2008, also increased. The increase in the fees for Epocrates™ is larger than the voluntary price reduction provided by the vendor and therefore, the overall contract amount does increase.

HID's performance on this contract has met and exceeded all of the contractual requirements. The tools that the vendor employs to perform the Drug Utilization review and the subsequent provider interventions to providers that service the Maryland FFS, HealthChoice MCO and Primary Adult Care MCO members, have allowed the agency to achieve significant savings due to the reduction in inappropriate drug utilization by members, and inappropriate prescribing habits by providers. The total amount saved each year is approximately \$425,000.

FUND SOURCE:	50% General; 50% Federal
APPROP. CODE:	M00Q0102
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	11-0564-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 8-S-OPTION (Cont.)

ATTACHMENT

BPW 7/6/2011

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$84,958	Modified the contract to add the Epocrates™ Formulary Listing Services (currently utilized by DHMH fee-for-services clients) to maintain the formulary listings of all HealthChoice and Primary Adult MCOs for the period of 4/1/2008 – 7/31/2009. Approved on the 2/27/2008 DBM BPW Agenda, Item 7-S-MOD.
Option#1	\$1,346,831	Exercised the first of two two-year renewal options as contained in the original contract for the period of 8/1/2009 – 7/31/2011. Approved on the 7/22/2009 DBM BPW Agenda, Item 12-S-OPTION.
Total	<u>\$1,431,789</u>	

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

SERVICES CONTRACT RENEWAL OPTION

ITEM: 9-S-OPTION **Agency Contact:** Athos Alexandrou
410-767-5369
AlexandrouA@dhmh.state.md.us

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

CONTRACT ID: OCPMP 07-9030;
Maryland Point-Of-Sale Electronic
Claims Management System
ADPICS No. M00B2400064

CONTRACT APPROVED: 5/17/2006 DBM BPW Agenda Item 7-S

CONTRACTOR: ACS State Health Care, LLC
(Local Office in Baltimore, MD)

CONTRACT DESCRIPTION: Contract to design, implement, administer, manage and maintain a Point of Sale (POS) electronic claims capturing, management and adjudication network in conjunction with administering a drug utilization review system to continue the State of Maryland's compliance with Federal requirements (Omnibus Budget Reconciliation Act – OBRA 90).

OPTION DESCRIPTION: Approval request to exercise the second and final two-year renewal option as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 8/1/2006 – 6/30/2009

TERM OF OPTION: 8/1/2011 – 7/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$10,076,159 (3 Years)

AMOUNT OF OPTION: \$9,351,059 (2 Years)

PRIOR MODIFICATIONS/OPTIONS: \$8,765,702 (See Attachment)

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

ITEM: 9-S-OPTION (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$28,192,920

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 17%

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final two-year renewal option as contained in the original contract.

ACS Healthcare, LLC provides and administers the Point-of-Sale Electronic Claims Management System, Prospective Drug Utilization Review System, Coordinated Prospective Utilization Review, Automated Drug Formulary Updating Service, Eligibility Services and Manufacturers Drug Rebate Program for the comprehensive pharmacy needs of fee-for-service Maryland Medicaid recipients, limited numbers of HealthChoice Program enrollees, Maryland Pharmacy Assistance Program enrollees and other specified Departmental program recipients.

It is in the best interest of the State to continue this contract through the final renewal option period to ensure that Maryland is able to administer Medicaid pharmacy benefits to qualified Marylanders. This includes processing claims for prescription drugs provided to beneficiaries as well as employing cost saving efforts to keep Medicaid expenditures to a minimum and maximizing the efficient use of State funds.

DHMH did seek to reduce the pricing for the renewal option period with the Contractor; however, at this time, ACS was unable to lower its prices for these services.

This contract enables the Department to administer Medicaid Pharmacy benefits to qualified Maryland citizens. This includes processing claims for prescription drugs provided to beneficiaries as well as employing cost saving efforts to keep Medicaid expenditures to a minimum and maximize the efficient use of State funds.

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

ITEM: 9-S-OPTION (Cont.)

FUND SOURCE: 50% General; 50% Federal

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-0286-0010

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 9-S-OPTION (Cont.)

ATTACHMENT

BPW 7/6/2011

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$156,500	Modification to extend the transition period and receive final transition files from the incumbent vendor and change the contract term of the subsequent renewal options. For the period from 1/7/2007 to 7/31/2009. Approved on the 12/6/2006 DBM BPW Agenda, Item 7-S-MOD.
Mod #2	\$524,781	Modification to allow the vendor to make necessary changes to the recipient eligibility determination system for implementation of the Medicaid expansion. For the period of 1/20/2009 to 7/31/2009. Approved on the 1/7/2009 DBM BPW Agenda, Item 5-S-MOD.
Option #1	\$6,647,038	Exercised the first of two two-year renewal options as contained in the original contract in conjunction with Mod #1 that changed the contract beginning and ending dates for the period of 8/1/2009 to 7/31/2011. Approved on the 6/17/2009 DBM BPW Agenda, Item 12-S-OPTION.
Mod #3	\$1,048,316	Modification to implement Phase I of the changes relating to collection and reporting of drug manufacturer rebates associated with the Health Care Reform legislation, specially the Affordable Care Act enacted on 3/23/2010. For the period of 12/2/2010 to 7/31/2011. Approved on the 12/1/2010 DBM BPW Agenda, Item 7-S-MOD.
Mod #4	\$389,067	Modification to implement Phase II of the changes relating to collection and reporting of drug manufacturer rebates associated with the Health Care Reform legislation, specially the Affordable Care Act enacted on 3/23/2010 and provide enhancements to the notices for the Primary Adult Care Program automated eligibility processing system. For the period of 4/21/2011 to 7/31/2011. Approved on the 4/20/2011 DBM BPW Agenda, Item 10-S-MOD.
Total	<u>\$8,765,702</u>	

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

SERVICES CONTRACT MODIFICATION

ITEM: 10-S-MOD **Agency Contact:** Michael Halpin
410-767-8733
mhalpin@msrp.state.md.us

DEPARTMENT/PROGRAM: Maryland Supplemental Retirement Plans
(MSRP)
Board of Trustees for the Maryland
Teachers & State Employees
Supplemental Retirement Plans

CONTRACT ID: MSRP-05/2006; Investment Management
Services Stable Value Fund
ADPICS CO NO. COD77614

CONTRACT APPROVED: 7/5/2006 DBM BPW Agenda Item 4-S

CONTRACTOR: Deutsche Investment Management
Americas, Inc.
New York, NY
(Local Office in Baltimore, MD)

CONTRACT DESCRIPTION: Contract to provide investment management
services for the Maryland Supplemental Retirement Plans Stable Value Fund.

MODIFICATION DESCRIPTION: Approval request to extend the current
contract by nine months to allow time to complete a new procurement and award a new contract.

TERM OF ORIGINAL CONTRACT: 7/24/2006 – 7/23/2009 (w/1 two-year
renewal option)

TERM OF MODIFICATION: 7/24/2011 – 4/23/2012

AMOUNT OF ORIGINAL CONTRACT: \$1,500,000 Est. (3 Years)

AMOUNT OF MODIFICATION: \$380,150 Est. (9 Months)

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

ITEM: 10-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$1,010,000 Est. (see Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$2,890,150 Est.

OVERALL PERCENT +/- (THIS MOD): 25.34%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 8% of total investment management fees

REQUESTING AGENCY REMARKS: Request for approval to extend the contract by nine months in order to conduct a new procurement after the first procurement was cancelled. The new procurement will contain additional requirements and considerations and allow time for a transition period to a new manager, if needed.

After proposals were reviewed and a consultant's evaluation of proposals was received, the MSRP Board was unable to determine a suitable award. The MSRP Board decided it was necessary to prepare more extensive requirements in order to better meet the needs of the State, and that this should be done through a revised Request for Proposals. The MSRP Board believes that expenses under the contract extension would not cause a negative financial impact for participants. The \$380,150 amount for nine month extension is based upon the original contract investment management fee formula.

This contract provides investment management services for the MSRP Stable Value Fund. The contractor is a Plan fiduciary and manages this pool of assets as one of the investment options for the participants of the Maryland 457 Plan, 401(k) Plan, and 401(a) Match Plan. The Stable Value Fund, also referred to as the Investment Contract Pool, is currently valued at about \$747 million.

As is customary in many investment manager agreements, the fees for this stable value arrangement are paid out of earnings or assets of the Stable Value Fund. These charges are invoiced and monitored through the Board of Trustees' staff and payment initiated through the third-party administrator (currently Nationwide Retirement Solutions, Inc. of Columbus, Ohio.)

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

ITEM: 10-S-MOD (Cont.)

The Maryland Supplemental Retirement Plans (MSRP) Board of Trustees (the Board) has general oversight authority and responsibility for the above-mentioned Plans. MSRP enables State employees and teachers to participate in voluntary, tax-favored retirement savings plans. The Board has ongoing authority for (1) reviewing plans administration performance and results, and (2) assisting with employee communication materials, and (3) meeting tax, securities, and various other regulatory promulgations and requirements of administering the Plans.

An 8% MBE participation goal was established for the MBE subcontractor receive 8% of the total of investment management fees for the Stable Value Fund. To date, for the current two year renewal option period, the MBE has received investment management fees equal to 8.5% of total investment management fees.

FUND SOURCE:	100% Non-Budgeted (Fees paid from Investment Earnings)
APPROP. CODE:	G50L0001
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	11-1611-0011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 10-S-MOD (Cont.)

ATTACHMENT

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BPW 7/6/2011

PRIOR MODIFICATIONS/OPTIONS (Cont):

Opt. #1 \$1,010,000 Est.

Exercised the single two-year renewal option as contained in the original contract for the period of 7/24/2009 – 7/23/2011. Approved on the 7/22/2009 DBM BPW Agenda, Item 10-S-OPTION.

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

CONSTRUCTION CONTRACT

ITEM: 1-C

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION: University of Maryland, Baltimore

CONTRACT ID: On-Call General Contractor for UMB GTRI Security Enhancements & Maintenance/Warranty Project Task Order Bid #11-330/On Call Contract C-00636

CONTRACT APPROVED: 6/23/10 USM BPW Agenda Item 10-C OPT

DESCRIPTION: Task order: implement voluntary security enhancements at UMB under the federal Global Threat Reduction Initiative.

AWARD: John W. Brawner Contracting Co., Inc.
Hunt Valley, MD

CONTRACT TERM: Eight Weeks from issuance of Construction Notice-to-Proceed

AMOUNT: \$854,149

PROCUREMENT METHOD: On-Call GC Task Order Bids

TASK ORDER BIDS:

<u>Bids</u>	
John W. Brawner Contracting Co., Inc. Hunt Valley, MD	\$854,149.00
Hayes Construction Baltimore, MD	\$861,289.84

MBE PARTICIPATION: 0%

PERFORMANCE BOND: 100% performance bond is required.

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

ITEM: 1-C (continued.):

REQUESTING INSTITUTION REMARKS: The enhanced security systems will be incorporated into existing site access control system, intrusion detection system, and CCTV system at five University locations. The solicitation was bid amongst the seven On-Call General Contractors. Two bids were received. Award is recommended to John W. Brawner Contracting Co., Inc. the lower price bidder.

FUND SOURCE: Plant Fund
APPROP. CODE: R30B21
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 11-1540-1101

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: 2-C MOD

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION: University of Maryland, Baltimore for Towson University

CONTRACT ID: Construction Management at Risk Services for the Towson Center Arena Project at Towson University
RFP #2006-44R BS

CONTRACT APPROVED: USM Item 3-C (9/10/08)
USM Item 2-C MOD (5/5/10)
USM Item 2-C MOD (9/22/10)
USM Item 2-C MOD (4/06/11)

CONTRACTOR: Gilbane Building Company
Laurel, MD

ORIGINAL CONTRACT DESCRIPTION: Professional management and construction services during pre-construction and construction of the Towson Center Arena Project at Towson University. This project is to construct a new 90,000 gross square foot, multi-use arena facility with a minimum capacity of 5,000 spectator seats and office, entertainment/gathering and support spaces. In addition, various parts of the Towson center will be renovated.

DESCRIPTION OF MODIFICATION: Award GMP #3 for construction which includes pre-cast, waterproofing, elevators, and partial CM general conditions.

TERM OF CONTRACT: Eighteen months from construction notice to proceed.

AMOUNT OF ORIGINAL CONTRACT: \$334,460 (pre-construction fees only: see remarks)

AMOUNT OF MODIFICATION: \$ 1,465,351

PRIOR MODIFICATIONS: \$13,730,886

REVISED TOTAL CONTRACT AMOUNT: \$ 15,196,237

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 2-C MOD (Continued)

MBE PARTICIPATION: 25%

PERFORMANCE BOND: A 100% performance bond is required

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

REQUESTING INSTITUTION REMARKS: This item recommends modifying Gilbane's contract to award GMP #3 for pre-cast, waterproofing, elevators, and partial CM general conditions. This package allows for the fabrication of long lead items. At least one more GMP package is anticipated for the remainder of the trades. The estimated construction cost for this project is \$56,000,000.

MBE participation for this GMP is 29%. Total MBE participation to date is 22%.

FUND SOURCE: USM Academic/Auxiliary Facility Revenue Bonds

RESIDENT BUSINESS: Yes

TAX COMPLIANCE NO: 11-1529-0111

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: 3-C MOD

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION: University of Maryland, Baltimore

CONTRACT ID: On Call General Contractor for MSTF 6th Floor Radiation Oncology & Pathology North Lab Renovation
Task Order Bid # 10394JK/On-call contract RFP 85963MM

CONTRACT APPROVED: USM Item 10-C OPT (6/23/10)

CONTRACTOR: Hayes Construction
Phoenix, MD 21131

ORIGINAL CONTRACT DESCRIPTION: On-Call General Contractor to provide renovations to the Radiation Oncology and Pathology Labs located on the 6th floor of the Medical School Teaching Facility Building. Project area is approximately 2,487 SF. The project consists of providing interior laboratory fit-out including demolition and new doors, partitions, suspended ceilings, flooring, mechanical, electrical, plumbing, fire-alarm/sprinkler system modifications, and casework.

MODIFICATION DESCRIPTION: Additional renovations to support the addition of a CT scanner unit and extend the contract by 12 weeks.

ORIGINAL PROCUREMENT METHOD: Task Order

ORIGINAL CONTRACT TERM: 1/28/2011 – 6/27/2011

MODIFICATION TERM: 1/28/2011 – 9/16/2011

ORIGINAL CONTRACT AMOUNT: \$ 392,310.00

MODIFICATION AMOUNT: \$ 173,654.08

PRIOR MODIFICATIONS: \$ 1,738.55

REVISED CONTRACT AMOUNT: \$ 567,702.63

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

ITEM: 3-C MOD (continued)

MBE PARTICIPATION: 39%

PERFORMANCE BOND: 100% performance bond is required.

REQUESTING INSTITUTION REMARKS: The original contract was bid among the seven on-call general contractors. Seven bids were received. The lowest price bid was less than \$500,000, therefore BPW approval was not required and award was made to Hayes Construction the lowest bidder. This modification increases the contract to an amount over \$500,000 and therefore, is submitted to the BPW for approval.

FUND SOURCE: Plant Funds

APPROP CODE: R30B21

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1609-1111

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
USM Rep: James Stirling

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Design/Build with Guaranteed Maximum Price
Phase 9 Fraternity/Sorority Renovation Program
Contract No. B-400079-K
Project No. 09-407-963-00

CONTRACT APPROVED: Design-Build Pre-Approval (USM 10-GM, 02/24/10)
Design-Build Pre-Construction Services (USM 3-C, 06/23/10)

CONTRACTOR: Forrester Construction Company
Rockville, MD 20852

ORIGINAL CONTRACT DESCRIPTION: Provide design and construction management services for the Phase 9 Fraternity/Sorority Renovation Program. Contractor will design and renovate buildings #171 (10,500 GSF) and #176 (12,150 GSF). The two buildings were constructed in the early 1960's for use as sorority chapter houses. No significant renovations have been undertaken since the original construction. The renovations will replace deteriorated building systems, provide code compliance, supply improved fire/life safety systems, and add improvements such as air conditioning, campus data/telecom, and upgrade kitchen facilities. The buildings will be renovated utilizing sustainable building concepts, with an expectation of achieving LEED Silver certification when complete.

The scope of the work will include all design, engineering and construction required for complete interior and exterior renovation of each building. Work is to include demolition of the building interior along with asbestos and lead abatement. All new heating, air conditioning, plumbing, life safety, telecommunications, electric access control, electrical and emergency power system shall be provided. All windows, doors floors, wall, and ceiling finishes are to be new. Work shall entail interior and exterior modifications for ADA compliance to include the installation of site ramps and or chair lifts long with accessible bedroom and restroom/toilet facilities. Site work to include new site utilities, sidewalks, areaways, site railings, and planting. The estimated cost for the project is \$12.5 million.

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

ITEM: 4-C- MOD (continued)

MODIFICATION DESCRIPTION: The CM has submitted an acceptable proposal for the GMP package. The University requests Board approval to modify the contract to incorporate GMP#1 into the contract.

ORIGINAL CONTRACT TERM: 24 months from design through construction completion (06/23/10 - 06/23/12)

MODIFICATION TERM: Construction Phase GMP (07/07/11 - 07/06/12)

ORIGINAL CONTRACT AMOUNT: \$ 544,146 (Design-build pre-construction services only)

THIS MODIFICATION AMOUNT: \$10,987,538 (GMP #1)

PRIOR MODIFICATIONS: \$98,405

REVISED TOTAL CONTRACT AMOUNT: \$11,630,089

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 30%

PERFORMANCE SECURITY: Payment and Performance Bonds at 100% of contract amount

REQUESTING INSTITUTION REMARKS: Forrester Construction Company performed design and pre-construction services and the University now seeks Board approval to incorporate the GMP into the contract and proceed with construction. Forrester Construction Company has committed to MBE participation of 30% on this project.

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

FUND SOURCE: USM Academic/Auxiliary Facility Revenue Bonds

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

ITEM: 4-C-MOD (continued)

APPROP CODE: N/A

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1195-1111

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**

AMERICAN REINVESTMENT AND RECOVERY ACT

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 5-C MOD

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION:

University of Maryland, College Park

CONTRACT ID:

Construction Management at Risk Services
Physical Sciences Complex (PSC) – Phase I
University of Maryland, College Park
Contract No. F-136491-K
Project No. 07-259-379-00

CONTRACT APPROVED:

Pre-Construction Services (USM Item 1-C, 12/12/2007)
GMP No. 1 (USM Item 4-C MOD, 05/19/2010)
GMP No. 2 (USM Item 16-C MOD, 07/28/2011)

CONTRACTOR:

Gilbane Building Company
Laurel, MD 20707

ORIGINAL CONTRACT DESCRIPTION: Construction management services for both pre-construction (design) and construction phases of the Physical Sciences Complex, a 144,400 GSF/75,100 NASF building that will include state-of-the-art research labs, offices, conference rooms, lounge and other support space. The building will be connected to the existing Computer and Space Sciences Building. This project is the first phase of a three-phase plan to construct a Physical Sciences Complex to house the Departments of Physics and Astronomy, and the Institute for Physical Science and Technology. The contract includes a commissioning agent during preconstruction to facilitate LEED certification and will include means, methods, and materials necessary for a sustainable design supported by the project budget. The current estimated construction cost for this project is \$98 million.

MODIFICATION DESCRIPTION: Construction of 16 additional high-end physical sciences labs totaling 6,354 GSF in the sub-basement of the Physical Sciences Complex. These Joint Quantum Institute labs will be used for research in experimental dark matter searches, neutrinoless double beta decay searches, particle astrophysics, high energy physics and condensed matter physics experiments. The labs are designed with extremely stringent environmental controls and are isolated from vibration, electromagnetic interference and radio frequency noise required for the specific type of research.

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

ITEM: 5-C MOD (continued)

ORIGINAL CONTRACT TERM: 25 month preconstruction phase
(12/12/2007 – 01/13/2010)
30 month construction phase (01/2010 – 07/2012)

MODIFICATION TERM: 16-week additional construction duration.
Revised contract completion date is 09/23/2013.

ORIGINAL CONTRACT AMOUNT: \$ 40,000 (Pre-Construction services)

THIS MODIFICATION AMOUNT: \$ 4,106,750

PRIOR MODIFICATIONS/OPTIONS: \$ 94,115,946

REVISED TOTAL CONTRACT AMOUNT: \$ 98,262,696

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: Performance and Payment bonds at 100% of contract modification amount.

REQUESTING INSTITUTION REMARKS: The Guaranteed Maximum Price for the Physical Sciences Complex and the Laboratory for Advanced Quantum Sciences came in under budget. As a result, the University requested and received approval from the Department of Budget and Management on 09/01/2010 to use surplus funds to increase Program space in the Laboratory portion of the facility. The University's estimated construction cost for the additional 16 labs is \$5 million. \$1.3 million will be funded with ARRA (NIST grant) funds remaining available for this project, with the balance to be funded with MCCBL funding previously authorized for the PSC project. The original construction completion date was 07/2012. This was extended to 11/30/12 with GMP#1 and extended again to 05/23/13 with GMP#2. The duration will increase by an additional 16 weeks with this modification for 16 additional labs. The revised contract completion date is 09/23/13.

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

ITEM: 5-C MOD (continued)

REQUESTING INSTITUTION REMARKS (continued): Facilities Management/ Department of Capital Projects at the University of Maryland, College Park will manage the Contractor's work with procurement support from the University's Department of Procurement and Supply, Construction and Facilities Procurement.

FUND SOURCE: MCCBL 2010 - *Physical Sciences Complex. Provide funds to construct phase 1 of a new physical sciences complex to provide modern laboratory and office space for the Department of Physics, the Department of Astronomy, and the Institute for Physical Sciences and Technology: Item 042 (\$2,806,750)*

Federal Funds (NIST- ARRA): (\$1,300,000)

APPROP CODE: N/A
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 11-1382-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 6-GM

Agency Contact: James Salt
301-445-1987
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 \$110,610.73.

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

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

- A. **Description:** Furnish and install white board, storage racks for flags, poles and rifles, and a planning table.
Equipment List: C61-16, C44-04, C55-04
Purchase Order D154248
- Procurement Method:** Small Business Reserve
- Award:** Charles County Office Furniture Co.
(State Certified Small Business and MBE)
4436 Southern Business Park Drive
White Plains, MD 20695
- Amount:** \$2,348.95
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine And Performing Arts Center at Bowie State University.* Item 903
- MD Tax Clearance:** 11-1458-1111
- Resident Business:** Yes
- B. **Description:** Furnish/Install Brandruud Lounge Seating
Equipment List: C49-15, C-11-08, C-11-10
Purchase Order D154536
- Procurement Method:** Baltimore Regional Cooperative Purchasing Committee (BRCPC Contract)
- Award:** American Office
1300 Piccard Drive
Rockville, MD 20850
- Amount:** \$22,592.85
- Fund Source:** MCCBL OF 2010: *Provide funds to equip the Fine And Performing Arts Center at Bowie State University.* Item 903
- MD Tax Clearance:** 11-1556-1111
- Resident Business:** Yes

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

ITEM: 6-GM (continued)

- C. Description:** Furnish and install Safeco Products: Art Rack, A/V Storage Cabinet, Wall Rack and Drafting Table
Equipment List: C07-08, C43-09, C53-15, C55-10
Purchase Order D154539
- Procurement Method:** Baltimore Regional Cooperative Purchasing Committee (BRCPC) Contract
- Award:** Douron Commercial Interiors
30 New Plant Court
Owings Mills, MD 21117
- Amount:** \$14,829.58
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine And Performing Arts Center at Bowie State University.* Item 903
- MD Tax Clearance:** 11-1557-1111
- Resident Business:** Yes
-
- D. Description:** Furnish and install ceramic and pottery equipment
Equipment List: C53-02, C52-05, C52-19,
Purchase Order G154397
- Procurement Method:** Simplified Procurement
- Award:** Prospectus Enterprises Inc. (Company is State Certified SB and MB)
1220 Mt. Pleasant Drive
Laurel MD 20708
- Amount:** \$6,050
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine and Performing Arts Center at Bowie State University.* Item 903
- MD Tax Clearance:** 11-1455-1111
- Resident Business:** Yes

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

ITEM: 6-GM (continued)

- E. Description:** Furnish and install ceramic and pottery equipment
Purchase Order G154399
Equipment List: C53-12A, C40-16
- Procurement Method:** Simplified Procurement
- Award:** Clayworks Supplies, Inc. (Company is State Certified SB)
4625 Falls Road
Baltimore MD 21209
- Amount:** \$25,319
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine and Performing Arts Center at Bowie State University. Item 903*
- MD Tax Clearance:** 11-1456-111
- Resident Business:** Yes
-
- F. Description:** Furnish and install Mayline flat files
Purchase Order G154489
Equipment List: C21-15
- Procurement Method:** Baltimore Regional Cooperative Purchasing Committee (BRCPC) Contract
- Award:** Glover Sales Group
221 Cockeysville Road
Cockeysville MD 21030
- Amount:** \$20,500
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine and Performing Arts Center at Bowie State University. Item 903*
- MD Tax Clearance:** 11-1496-1111
- Resident Business:** Yes
-
- G. Description:** Furnish and install Hale Bookcases
Purchase Order G154493
Equipment List: C06-03
- Procurement Method:** Small Procurement
- Award:** Ambridge Interiors
534 Hampton Lane
Towson MD 21286
- Amount:** \$3,551
- Fund Source:** MCCBL of 2010: *Provide funds to equip the Fine and Performing Arts Center at Bowie State University. Item 903*
- MD Tax Clearance:** 11-1497-0111
- Resident Business:** Yes

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

ITEM: 6-GM (continued)

2. University of Maryland, College Park for:
Maryland Fire and Rescue Institute (MFRI) Regional Training Center, Edgewood MD

- A. **Description:** Furnish cascade air storage cylinders
Equipment List: C2-18
Purchase Order G154378
- Procurement Method:** Small Procurement
- Award:** Loudon Services Inc.
37224 E. Richardson Lane
Purcellville VA 20132
- Amount:** \$2,367
- Fund Source:** MCCBL of 2010: *Provide funds to equip the MFRI North East Regional Training Center:* Item 043
- MD Tax Clearance:** 11-1439-0000
- Resident Business:** No
-
- B. **Description:** Audio Control System; includes AV Projection
Monitors and Brackets
Equipment List: C2-19
Purchase Order P154246
- Procurement Method:** Simplified Procurement
- Award:** Washington Professional Systems
11242 Grandview Avenue
Wheaton, MD
- Amount:** \$7,280.00
- Fund Source:** MCCBL 10-043 : *Provide funds to equip the MFRI North East Regional Training Center:* Item C-2-19
- MD Tax Clearance:** 11-1568-1111
- Resident Business:** Yes

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

ITEM: 6-GM (continued)

C. Description: Bleachers
Equipment List: C2-14
Purchase Order T154472
Procurement Method: Small Procurement
Award: Maryland Materials, LLC.
305 W. Diamond Ave.
Gaithersburg, Maryland 20877
Amount: \$1,854.50
Fund Source: MCCBL of 2010: *Provide funds to equip the MFRI North
East Regional Training Center: Item 043*
MD Tax Clearance: 11-1467-1111
Resident Business: Yes

3. University of Maryland, Baltimore:
Addition to Pharmacy Hall

A. Description: HP ProLiant DL180 G6 Server
Purchase Order 846357
Procurement Method: Educational & Institutional Cooperative Purchasing
Contract. E & I aggregates the purchasing power of
member institutions to competitively award
contracts.
Award: Hewlett Packard
Omaha, NE 68154
Amount: \$3,917.85
Fund Source: MCCBL 2009: *Provide funds to equip an addition and
renovation to the School of Pharmacy. Item 052*
MD Tax Clearance: 11-1544-1111
Resident Business: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 7-RP

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: Coppin State University

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

PROPERTY: 1616 Warwick Avenue, Baltimore

GRANTOR: Amalia M. Taylor

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

APPRAISED VALUE:

Colliers Pinkard	\$80,000.00
Lipman Frizzell & Mitchell	\$77,200.00

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

PRICE:

Acquisition:	\$ 80,000.00
Relocation:	\$ 26,007.24*
Ground Rent:	\$ 00.00
Total:	\$106,007.24

* 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 - 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: 8-RP

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: Coppin State University

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

PROPERTY: 1618 Warwick Avenue, Baltimore

GRANTOR: Yaqub Shaka

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

APPRAISED VALUE: Colliers Pinkard \$29,000.00
Lipman Frizzell & Mitchell \$32,200.00

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

PRICE: Acquisition: \$29,000.00
Relocation: \$ 000.00
Ground Rent: \$ 1,500.00 *
Total: \$30,500.00

* In addition, to obtain fee simple title to the property, the underlying ground rent will be redeemed.

REMARKS: This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 9-RP

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: Coppin State University

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

PROPERTY: 1704 Thomas Avenue, Baltimore

GRANTOR: Edna Coates, Personal Representative of the Estate of Julius Peterkin

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

APPRAISED VALUE: Lipman, Frizell & Mitchell \$37,000.00
Colliers Pinkard \$27,000.00

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
Relocation:	\$108,485.00*
Ground Rent:	\$ 1,500.00**
Total:	\$ 139,985.00

* The owner will receive relocation assistance.

** To obtain fee simple title to the property, the underlying ground rent will be redeemed.

REMARKS: This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 10-RP

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: Coppin State University

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

PROPERTY: 1718 Thomas Avenue, Baltimore

GRANTOR: Edith R. Wedington

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

APPRAISED VALUE: Concord Appraisal Company Inc. \$27,000 .00
Woodley Appraisal Group, Inc. \$20,500.00

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

PRICE:

Acquisition:	\$ 20,500.00
Relocation:	\$ 131,911.00*
Ground Rent:	\$ 1,500.00**
Total:	\$ 153,911.00

* The owner will receive relocation assistance.

** To obtain fee simple title to the property, the underlying ground rent will be redeemed.

REMARKS: This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 11-RP

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: Coppin State University

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

PROPERTY: 1720 Warwick Avenue in Baltimore, Maryland

GRANTOR: Gladys Savage, Personal Representative of the Estate of Mary C. Thomas

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

APPRAISED VALUE: Colliers Pinkard \$35,000.00
Lipman, Frizzell & Mitchell \$37,700.00

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
Relocation: \$ 00.00
Ground Rent: \$ 1,000.00*
Total: \$ 36,000.00

* To obtain fee simple title to the property, the underlying ground rent will be redeemed.

REMARKS: This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

110

WITH DISCUSSION

WITHOUT DISCUSSION

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

REAL PROPERTY

ITEM: 12-RP

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

DEPARTMENT: University of Maryland, Baltimore

DESCRIPTION: That the Board of Public Works approve the University of Maryland, Baltimore acquiring by purchase 121 North Greene Street, Baltimore City, property located on the east side of North Greene Street, adjacent to University-owned property. The property is 3,675 square feet and has a 14,700 square foot structure.

PROPERTY: 121 North Greene Street, Baltimore City
Lot 15 of block 617 in Section 7 of Map 4

GRANTOR: Mayor and City Council of Baltimore

GRANTEE: State of Maryland, for the use of the University System of Maryland on behalf of its constituent institution, University of Maryland, Baltimore.

APPRAISED VALUE: Grubbs and Ellis (02/28/2011): \$515,000
Lipman Frizzell Mitchell, LLC (01/24/2011): \$590,000

AMOUNT: \$ 588,000 Acquisition cost
\$ 20,791 University share of roof replacement
\$608,791 Total

FUND SOURCE: Plant Funds

APPROPRIATION CODE: R30B21

REQUESTING INSTITUTION REMARKS: During negotiations with Baltimore City, it was necessary to replace the roof to halt structural damage. The University agreed to pay one-half of the cost of the roof replacement. The roof was replaced in 2010.

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: 13-GM

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

Recommendation: That the Board of Public Works approve the use of General Obligation Bond funding proceeds for the following expenditures totaling \$65,000. The expenditures will support the Science & Technology Center project at Coppin State University.

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

A. CSU A60053 Administrative Fee Street and Alley Closing Baltimore City

Description: Administrative fee for street and alley closings in Baltimore City
Payee: City of Baltimore
Baltimore, Maryland 2102
Amount: \$15,000.00
Fund Source: MCCBL of 2010: *Provide funds for site acquisition and detailed design for the New Science and Technology Center.* Item 050
Tax Clearance 11-1601-0110
Resident Business: N/A

B. CSU A60054 Water Meter Removal and Account Abandonment in Baltimore City

Description: Fee for water meter removal and account abandonment in Baltimore City
Payee: City of Baltimore
Baltimore, Maryland 2102
Amount: \$50,000.00
Fund Source: MCCBL of 2010: *Provide funds for site acquisition and detailed design for the New Science and Technology Center.* Item 050
Tax Clearance 11-1601-0110
Resident Business: N/A

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

SERVICE CONTRACT

ITEM: 14-S

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: Coppin State University

CONTRACT : Street and Alley Closing CSU A60052

DESCRIPTION: Title services for acquisition of Baltimore City streets and alleys for Science & Technology Center project.

AWARD: Law Office of Henry I. Louis
1615 York Road
Lutherville, MD 21093

TERM: Four months beginning July 2011 until completion on or near Nov 2011

AMOUNT: \$107,000

PROCUREMENT METHOD: Sole Source

PERFORMANCE SECURITY: N/A

MBE PARTICIPATION: 0%

REMARKS: The Baltimore City Charter vests the City government with absolute authority to govern streets and alleys within the City's borders. The process of opening and closing streets often takes years to complete. The Department of Public Works begins the process with the review of site plans while the Law Department reviews the title report. The City then drafts ordinances for a street opening or closing. These ordinances must be approved by the City's Planning Department, the Planning Commission, the Board of Estimates and the City Council. The process culminates with the Director of the Department of Public Works holding public hearings and will then declare the streets or alleys to be officially opened or closed.

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

SERVICE CONTRACT

ITEM: 14-S (continued)

The construction of the University's proposed New Science and Technology Center will require the acquisition of and eventual closure of certain City streets and alleys. The process in doing so can be considerable. Construction projects within the City have been delayed for months and longer while the process is followed and the title report is prepared to meet the City's standards. To have the title process move as smoothly as possible, the title company employed by the project owner (University) must have a background in the arcane laws of street and alley openings and closings and have a strong working relationship with the City's Law Department and Department of Public Works. These two City departments have identified the Office of Henry I. Louis as the title examiner they recommend the University retain. The University would run the risk of significant construction delays and higher construction costs if it were not to retain a title company experienced in working with Baltimore City and the various City departments for this process. Baltimore City recommended this firm because of the firm's legal expertise with acquisition and closure of streets and alleys and title work preparation associated with City requirements. The firm has a working relationship with Baltimore City agencies and can meet the time requirements of the University and Baltimore City.

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

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1595-0000

BOARD OF PUBLIC WORKS

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:
Albert Annan 410-767-0114
aannan@msde.state.md.us
Robert Krysiak (410) 260-7179
Robert.Krysiak@doit.state.md.us

DEPARTMENT: Maryland State Department of Education

CONTRACT ID: E-learning Solutions
ADPICS No. R00B1400035

CONTRACT DESCRIPTION: One-year subscription to D2L software system which enables the Maryland Virtual Learning Opportunities program to offer courses on-line for students and educators.

AWARD: D2L Ltd., a subsidiary of Desire2Learn Inc.
Baltimore

TERM: 8/1/2011 – 7/31/2012

AMOUNT: \$146,760 (1 Year)

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: None

INCUMBENT: Same

REMARKS: Maryland Virtual Learning Opportunities is an agency of MSDE responsible for providing Maryland students and educators the ability to enhance the educational experience through access to high-quality, web-delivered courses and instructional support. This contract will enable MVLO to use D2L software to provide on-line student courses, high school assessment resources, and professional development for students and teachers.

Maryland is a member of the Southern Regional Education Board (SREB), a non-profit, non-partisan organization that works with leaders and policy makers in the 16 member states to advance pre-K through post-secondary education and improve the social and economic life in the member states. The member states are Alabama, Arkansas, Delaware, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia, West Virginia. SREB programs include:

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

ITEM: 1-IT (Cont.)

- The largest school improvement network, *High Schools That Work* and *Making Middle Grades Work*.
- The first fully integrated Web site for e-learners and adult learners.
- The largest educational technology collaborative of state K-12 and postsecondary agencies.
- The only regional council on collegiate nursing education, and many other innovative initiatives to help its member states lead the nation in educational progress.

In 2006, SREB competitively selected the D2L software as the standard software for use by its member states offering online courses. As a member, MSDE had representation on the multi-state evaluation team that selected D2L software as the standard bearer for use by member states. The D2L software's salient features include tracking of user progress and communications tools that allow students and teachers to be separated by a distance. Use of any other e-learning software will not only compromise the standards maintained by the SREB, but also may not guarantee the lower price enjoyed by member states due to the volume discount provided by the SREB contract with D2L.

Due to the proprietary nature of the services to be provided there are no subcontracting opportunities, thus there is no MBE participation goal.

FUND SOURCE: 100% Federal

APPROP. CODE: R00A0111

RESIDENT BUSINESS: Yes

MARYLAND TAX CLEARANCE: 11-0901-0100

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:
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tbooker@dhmh.state.md.us
Robert Krysiak (410) 260-7179
Robert.Krysiak@doit.state.md.us

DEPARTMENT/PROGRAM:

Department of Health and Mental Hygiene
Mental Hygiene Administration

CONTRACT ID:

DHMH/OPASS 12-10674
ADPICS BPO No. M00B2400084

CONTRACT DESCRIPTION: Maintain pharmacy-tracking and drug-interaction software modules of the Hospital Management Information System.

AWARD:

Netsmart Technologies, Inc.
Great River, NY

TERM:

7/21/2011 – 7/20/2012

AMOUNT:

\$181,740

PROCUREMENT METHOD:

Sole Source

MBE PARTICIPATION:

0%

PERFORMANCE SECURITY:

No

INCUMBENT:

Same

REQUESTING AGENCY REMARKS: The current MHA Pharmacy Tracking System has been operational for over ten years. A software maintenance contract with Netsmart is needed to repair any problem that the system might experience. A breakdown of the pharmacy-tracking module could have major negative consequences for patient safety because one of the key functions provided is a function that electronically checks drug-to-drug interaction. Moreover, the Joint Commission requires electronic drug-to-drug interaction checking to maintain hospital accreditation. Loss of accreditation could lead to a loss of billing revenues from Medicare and Medicaid.

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

ITEM: 2-IT (Cont.)

Netsmart is the application software developer and owns the source code. Maintenance services provided by Netsmart have been responsive in terms of timeliness and knowledge of the Pharmacy software. Its support has been established in keeping the module operational for daily drug dispensing and allowing DHMH to access pharmacy data files for reporting purposes and resolving user operation issues.

Due to proprietary nature of the services, there are no subcontracting opportunities.

In FY2009, an RFP was published to replace the existing HMIS Census, Billing and Pharmacy modules with a more modern system that would also include an Electronic Medical Record module. However, that procurement was not funded so the legacy HMIS system will continue to be used.

FUND SOURCE: 100% Gen.
APPROP. CODE: M00L0101
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 11-0552-1011

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: 1-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-10-002 & MAA-MC-10-009
Consolidate Dispatch Center (CDC) Upgrades at
Baltimore/Washington International Thurgood Marshall
Airport (BWI Marshall)
ADPICS NO.: MAACO10002 & MAAMC10009

CONTRACT DESCRIPTION: This contract provides for upgrades to the CDC, the Aircraft/Airport Rescue and Fire Fighting (ARFF) facility and an associated five (5) Year maintenance program. This scope of work includes: the purchase and installation of a new E-911 telephony system to automate emergency call taking functions, a Fire Station Alerting System for the ARFF facility, a Computer Aided Dispatch (CAD) software package to automate dispatching functions, new dispatch consoles, required architectural improvements to the CDC, integration with numerous specialized airport systems, and establishment of a backup CDC at the ARFF facility.

PROCUREMENT METHOD: Competitive Sealed Proposals

AWARD: Intergraph Corporation
Madison, AL

AMOUNT: \$5,391,021 (Construction)
\$5,086,000 (Maintenance)

TERM: 365 Calendar Days from NTP (Construction) /
5 Years from NTP (Maintenance)

MBE PARTICIPATION: 6%

PROPOSALS:

	<u>Technical Ranking</u>	<u>Financial Offer Ranking</u>	<u>Overall Ranking</u>
Intergraph Corporation Madison, AL	1	\$5,391,021 (1) \$5,086,000	1
M.C. Dean Building Intelligence Dulles, VA	2	\$7,203,929 (2) \$11,495,244	2

ITEM: 1-C (Continued)

BPW – 07/06/11

REMARKS: The Solicitation was advertised on eMaryland Marketplace and the MAA Website. The solicitation was sent to the Governor’s Office of Minority Affairs and four (4) minority business associations on April 19, 2010. MAA, also sent direct solicitations to twenty-eight (28) firms on July 6, 2010. A total of twelve (12) sets of specifications were sold and two (2) proposals were received.

This new technology platform will integrate numerous systems in the CDC including Fire Alarm Monitoring, CCTV, CASS, Check Point Breach Detection, Crash Notification, Customs and Border Patrol Duress, Anti-Hijack, Terminal Evacuation System, Pre-Arrival Medical Instructions and Fire Station Alerting. Regulatory recording and reporting requirements, as well as life safety requirements necessitate the automation of existing manual emergency response procedures.

The Selection Panel (Panel) consistently ranked Intergraph, Inc. the highest, considering the combination of technical expertise of the proposed key staff and the overall experience of the firm. The Panel felt Intergraph’s Project Management approach was thorough, well thought out and based upon Project Management Professional processes. Intergraph’s Project goals were stated clearly and accurately. Intergraph is a CAD manufacturer that met all minimum qualifications for both Public Safety Answering Point (PSAP) experience and Airport Systems integration experience. Additionally, Intergraph’s proposed team for this project, has a broad range of skill sets, and is technically qualified and experienced.

FUND SOURCE: 100% Special and Other Funds Budgeted to MAA

APPROPRIATION CODE: J06I00003

MD TAX CLEARANCE: 11-1500-1111

RESIDENT BUSINESS: No

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION		120

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BPW – 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-11-007
 Hourly Garage Repairs at Baltimore/Washington
 International Thurgood Marshall Airport (BWI
 Marshall)
 ADPICS NO. MAACO11007

CONTRACT DESCRIPTION: This contract provides for repairs to levels one through six of the Hourly Garage at BWI Marshall. The tasks include, but are not limited to: power wash existing garage deck slabs, repair of concrete cracks and spalls in garage deck, application of sealer on concrete traffic decks, re-stripping the pavement markings, and removal and replacement of existing red tile.

AWARD: Southern Improvement Co., Inc.
 Hunt Valley, MD

TERM OF CONTRACT: 300 Calendar Days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding

AMOUNT: \$1,970,714

BIDS:
 Southern Improvement Co., Inc. \$1,970,714
 Hunt Valley, MD

Concrete Protection & Restoration, Inc. \$2,065,000
 Baltimore, MD

Mid-Atlantic General Contractors, Inc. \$2,228,901
 Beltsville, MD

CSI Contracting Specialist, Inc. \$2,344,029
 Calverton, MD

Eastern Waterproofing & Restoration Co., Inc. \$2,493,273
 Jessup, MD

Nastos Construction, Inc. \$2,821,419
 Washington, D.C.

Manganaro MidAtlantic, LLC \$2,845,000
 Beltsville, MD

ITEM: 2-C (Continued)

BPW-- 07/06/11

MBE PARTICPATION: 30%

PERFORMANCE SECURITY: Performance and Payment Bonds at 100% of Contract Amount Exists

REMARKS: The Engineer's Estimate was \$2,070,187.

This Solicitation was advertised on eMaryland Marketplace and the MAA Website. The solicitation was sent to the Governor's Office of Minority Affairs and four (4) minority business association on March 30, 2011. The direct solicitation was sent to ten (10) firms on April 5, 2011. A total of sixteen (16) sets of specifications were sold and seven (7) bids received.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J0610003

MD TAX CLEARANCE: 11-1527-0111

RESIDENT BUSINESS: Yes

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

BPW – 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 3-C

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 511904
 Access Control Center - Duke Property
 Dundalk, MD
 ADPICS NO. P511904

CONTRACT DESCRIPTION: This contract is for the construction of an Access Control Center located at the former Duke Property parking area to be used for Maryland Port Administration Terminals.

AWARD: Facchina Construction Co., Inc.
 La Plata, MD

AMOUNT: \$2,324,623

TERM: 160 Work Days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Facchina Construction Co., Inc. \$2,324,623
 La Plata, MD

Plano-Coudon LLC \$2,479,566
 Baltimore, MD

MBE PARTICIPATION: 29%

PERFORMANCE SECURITY: Performance and Payment Bond at 100% of the Contract Amount

REMARKS: The Engineer's Estimate for this contract was \$1,821,776.

This Solicitation was advertised in eMaryland Marketplace (eMM). Nine hundred plus (900+) contractors were notified of this contract on eMM. Seventeen (17) contractors received bid packages, thirteen (13) were Maryland firms. Four bids were received, however only two were responsive and responsible. The two lowest bidders requested MBE waivers. The waiver requests were reviewed and denied, and these bids were subsequently rejected.

ITEM: 3-C (Continued)

BPW - 07/06/11

Contract work includes furnishing all labor, equipment, and materials necessary for supplying and installing a modular office building to serve as an Access Control Center for the Maryland Port Administration Terminals. Demolition will include removal of paving, asphalt curb and guard rail, and milling of asphalt pavement. Site work includes new paving, striping, signs, and installation of parking chocks. Utilities include water, sewer, power, communication/data ductbanks, medium voltage wiring, transformer and associated appurtenances. The modular building includes foundations, timber access ramps and stairs, and all specified and detailed finishes, plumbing, HVAC, electrical systems and all related work at the former Duke property parking area for the Maryland Port Administration Terminals.

FUND SOURCE: 32% Federal Funding-Homeland Security Grant
68% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03D00002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1431-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

James L. Knighton (410) 767-0820
jknighton@mta.maryland.gov

BPW - 07/06/11

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 4-C

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-1318
Ancillary Repairs, Maintenance & Minor
Construction - MARC
ADPICS NO. T1318

CONTRACT DESCRIPTION: The work performed under this Contract includes the furnishing of services necessary for the accomplishment of miscellaneous minor construction, repair, and maintenance work for the Administration's MARC Train Services located in Anne Arundel, Baltimore, Cecil, Frederick, Harford, Howard, Montgomery, and Prince George's counties, Western Maryland and various West Virginia counties. Work will include minor construction consisting of structural, civil, architectural, mechanical and electrical work.

AWARD: M. Stancliff Construction Company
Seabrook, MD

TERM: 1,095 Calendar Days from NTP

AMOUNT: \$5,076,200

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:	
M. Stancliff Construction Company Seabrook, MD	\$5,076,200
Denver-Elek, Inc. Baltimore, MD	\$5,076,200
Mercier's, Inc. Harmans, MD	\$5,076,280
Ruskey & Co. Builders, Inc. Pasadena, MD	\$5,101,700
Southern Improvement Company, Inc. Hunt Valley, MD	\$5,851,180

ITEM: 4-C (Continued)

BPW - 07/06/11

DBE PARTICIPATION: 100%

PERFORMANCE SECURITY: Performance Bond at 100% of Contract Amount

REMARKS: The Engineer's Estimate for this contract was \$5,393,160.

This Solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. Fifty-two (52) firms received bid packages; thirty-three (33) were Maryland firms. Five (5) bids were received; two (2) bids were tied; one of the bidders was a MDOT Certified DBE.

In accordance with State Procurement Regulations 21.05.02.14, the award was made to the bidder who had the greatest amount of certified minority business enterprise participation. M. Stancliff Construction Company is a Certified DBE, therefore the participation is 100%.

This Contract provides maintenance services for various MTA owned properties and three (3) MARC Train Stations, Penn, Brunswick and the Camden Lines. The services include maintaining the grounds, servicing the public address systems, repairs to station buildings and shelters and responding to security issues.

FUND SOURCE: 80% Federal Funds Budgeted to MTA
20% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1515-111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Suzette Moore – 410-859-7792
smoore2@bwiairport.com

BPW – 07/06/11

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA
 ARCHITECTURAL/ENGINEERING SERVICES**

ITEM: 5-AE

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-AE-10-005
 Construction Management and Inspection (CMI)
 Services for Runway Safety Area (RSA)
 Improvements Pavement Management Program and
 Standards at Baltimore/Washington International
 Thurgood Marshall (BWI Marshall)
 ADPICS NO. MAAAE10005

CONTRACT DESCRIPTION: This contract provides for CMI Services for RSA Improvements for runway 10-28, 15R-33L, 15L-33R, and 4-22 at BWI Marshall.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act**; recommendation approved by the Transportation Professional Services Selection Board on June 2, 2011.

AWARD: Parsons Transportation Group, Inc.
 Hanover, MD

AMOUNT: \$21,000,000

TERM: Six (6) Years (ending July 10, 2017)

MBE PARTICIPATION: 18%

PROPOSALS:	<u>Technical Proposal Rating (Max 1450)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Parsons Transportation Group, Inc. Hanover, MD	1279	1	\$21,000,000
PB Americas, Inc. Baltimore, MD	1199	2	N/A
HNTB Corp. Arlington, VA	1153	3	N/A
L.R. Kimball Ebensburg, PA	997	4	N/A
Carter Hayes & Associates Philadelphia, PA	769	5	N/A

ITEM: 5-AE (Continued)

BPW -- 07/06/11

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace, and MAA web page. A total of five (5) airport CMI consultant firms submitted Technical Proposals for this project, two (2) of which are Maryland firms.

The RSA Improvements may include: displacement of both thresholds on Runway 15R-33L and relocation of the runway centerline to meet separation standards from adjoining taxiways and structures; Relocation of the BWI Bike Trail in the approach of Runway 10; Replacements of affected airfield lighting systems and signage related to the geometric changes to Runway 15R-33L; Relocation or replacement of NAVAID's and related structures; Grading improvements on the sides and beyond the runway ends to meet geometric standards; Relocation/establishment of the airfield perimeter service road beyond runway ends; Obstruction removals and pavement rehabilitation for runways and their associated taxiways including deicing aprons.

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.

FUND SOURCE:	100% Special Funds Budgeted to MAA
APPROPRIATION CODE:	J06I0003
MD TAX CLEARANCE:	11-1501-1110
RESIDENT BUSINESSES:	Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	128

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BPW - 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION: (A/E Service)

ITEM: 6-AE-MOD

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-AE-05-001
 Comprehensive Construction Management and
 Inspection Services at Baltimore/Washington
 International Thurgood Marshall (BWI Marshall)
 and Martin State (MTN) Airports
 ADPICS NO. CO271215

ORIGINAL CONTRACT APPROVED: Item 6-AE, DOT Agenda 07/26/06

ORIGINAL PROCUREMENT METHOD: Maryland Architectural and Engineering Services
 Selection Act

MODIFICATION: This Modification No. 1 to this contract is to request a two-year no-cost extension that will allow the continuation of these services for on-going tasks in the MAA's Capital Program.

CONTRACTOR: Parsons Transportation Group, Inc.
 Hanover, MD

AMOUNT: \$0

ORIGINAL CONTRACT AMOUNT: \$21,400,000

PERCENTAGE INCREASE: 0% (Modification No. 1)

TERM: 08/04/06 – 08/03/11 (Original)
 08/04/11 – 08/03/13 (Modification No. 1)

ORIGINAL MBE PARTICIPATION: 16%

REMARKS: Unforeseen delays and changes to priorities and schedules in MAA's Capital Program extended design, procurement, and construction schedules past this contract's original expiration date. This modification is necessary to complete the current tasks which include the D/E Baggage Screening and Claims Improvements, Integrated Airport Security System (IASS), Consolidated Dispatch Center Upgrades and Energy Performance Contract.

The remaining funds of \$345,883 are sufficient to fund the two-year extension.

ITEM: 6-AE-MOD (Continued)

BPW - 07/06/11

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: JO6I0003
MD TAX CLEARANCE: 11-1503-1110
RESIDENT BUSINESS: Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

130

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$21,400,000	08/04/06-08/03/11	07/26/06 Item 6-AE	
Modification #1	\$0	08/04/11-08/03/13		Extend contract for 2 yrs
Revised Amount	\$0			

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BPW - 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION: (A/E Service)

ITEM: 7-AE-MOD

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-AE-05-002
 Comprehensive Construction Management and
 Inspection Services at Baltimore/Washington
 International Thurgood Marshall (BWI Marshall)
 and Martin State (MTN) Airports
 ADPICS NO. CO271292

ORIGINAL CONTRACT APPROVED: Item 4-AE, DOT Agenda 02/15/06

ORIGINAL PROCUREMENT METHOD: Maryland Architectural and Engineering Services
 Selection Act

MODIFICATION: This Modification No. 2 to this contract is to request a two-year no-cost extension that will allow the continuation of these services for on-going tasks in the MAA's Capital Program.

CONTRACTOR: PB Americas, Inc.
 Baltimore, MD

AMOUNT: \$0

ORIGINAL CONTRACT AMOUNT: \$6,600,000

PERCENTAGE INCREASE: 0% (Modification No. 2)

TERM: 04/03/06 – 04/02/11 (Original)
 04/03/11 – 10/02/11 (Modification No. 1)
 10/03/11 – 10/02/13 (Modification No. 2)

ORIGINAL MBE PARTICIPATION: 16%

REMARKS: Unforeseen delays and changes to priorities and schedules in MAA's Capital Program extended design, procurement, and construction schedules past this contract's original expiration date. This extension is necessary to complete the current tasks which include the Taxiway F Extension and Water Supply Replacement for Fire Suppression System at MTN.

The remaining funds of \$293,260 are sufficient to fund the two-year extension.

ITEM: 7-AE-MOD (Continued)

BPW -- 07/06/11

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: J06I0003
MD TAX CLEARANCE: 11-1502-1101
RESIDENT BUSINESS: Yes

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

APPROVED DISAPPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$6,600,000	04/03/06-04/02/11	02/15/06 Item 4-AE	
Modification #1	\$0	04/03/11-10/02/11		Extend contract for 6 month
Modification #1	\$0	10/03/11-10/02/13		Extend contract for 2 yrs
Revised Amount	\$0			

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BPW -- 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION: (A/E Service)

ITEM: 8-AE-MOD

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-AE-06-006
 Comprehensive Design Services at
 Baltimore/Washington International Thurgood
 Marshall (BWI Marshall) and Martin State (MTN)
 Airports
 ADPICS NO. CO271294

ORIGINAL CONTRACT APPROVED: Item 7-AE, DOT Agenda 07/26/06

ORIGINAL PROCUREMENT METHOD: Maryland Architectural and Engineering Services
 Selection Act

MODIFICATION: This Modification No. 1 to this contract is to request a two-year no-cost extension that will allow the continuation of these services for on-going tasks in the MAA's Capital Program.

CONTRACTOR: URS Corporation
 Hunt Valley, MD

AMOUNT: \$0

ORIGINAL CONTRACT AMOUNT: \$10,500,000

PERCENTAGE INCREASE: 0% (Modification No. 1)

TERM: 08/08/06 – 08/07/11 (Original)
 08/08/11 – 08/07/13 (Modification No. 1)

ORIGINAL MBE PARTICIPATION: 18%

REMARKS: Unforeseen delays and changes to priorities and schedules in MAA's Capital Program extended design, procurement, and construction schedules past this contract's original expiration date. This modification is necessary to complete the current tasks which include the D/E Baggage System and Claims Improvements, Terminal Passenger Corridor Safety Improvements, C/D Apron Rehabilitation – Construction Services and Hourly Garage Repairs.

The remaining funds of \$1,976,978 in the contractual authority are sufficient to fund the requested two-year extension. Although those funds have not been expended, the funds have been obligated to assigned tasks.

ITEM: 8-AE-MOD (Continued)

BPW - 07/06/11

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: J06I0003
MD TAX CLEARANCE: 11-1504-1111
RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$10,500,000	08/08/06-08/07/11	07/26/06 Item 7-AE	
Modification #1	\$0	08/08/11-08/07/13		Extend contract for 2 yrs
Revised Amount	\$0			

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BPW - 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION: (A/E Service)

ITEM: 9-AE-MOD

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-AE-06-008
 Comprehensive Design Services at
 Baltimore/Washington Thurgood Marshall (BWI
 Marshall) and Martin State (MTN) Airports
 ADPICS NO. CO271297

ORIGINAL CONTRACT APPROVED: Item 9-AE, DOT Agenda 11/15/06

ORIGINAL PROCUREMENT METHOD: Maryland Architectural and Engineering Services
 Selection Act

MODIFICATION: This Modification No. 1 to this contract is to request a two-year no-cost extension that will allow the continuation of these services for on-going tasks in the MAA's Capital Program.

CONTRACTOR: Michael Baker Jr., Inc.
 Linthicum, MD

AMOUNT: \$0

ORIGINAL CONTRACT AMOUNT: \$8,000,000

PERCENTAGE INCREASE: 0% (Modification No. 1)

TERM: 11/22/06 - 11/21/11 (Original)
 11/22/11 - 11/21/13 (Modification No. 1)

ORIGINAL MBE PARTICIPATION: 18%

REMARKS: Unforeseen delays and changes to priorities and schedules in MAA's Capital Program extended design, procurement, and construction schedules past this contract's original expiration date. This modification is necessary to complete the current tasks which include the Consolidated Dispatch Center Upgrades, MDE Permit Review, Architecture Project Management - Chesapeake Lounge and Intergrated Airport Security Systems (IASS) Phase 3 Construction Administration Services.

The remaining funds of \$4,574,574 in the contractual authority are sufficient to fund the requested two-year extension. Although those funds have not been expended, the funds have been obligated to assigned tasks.

ITEM: 9-AE-MOD (Continued)

BPW -- 07/06/11

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00003

MD TAX CLEARANCE: 11-1505-1111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$8,000,000	11/22/06-11/21/11	11/15/06 Item 9-AE	
Modification #1	\$0	11/22/11-11/21/13		Extend contract for 2 yrs
Revised Amount	\$0			

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BPW – 07/06/11

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Architectural and Engineering Services)

ITEM: 10-AE-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: MTA-1193A
 Rolling Stock and Associated Equipment
 Engineering/Inspection Services
 ADPICS NO. CO267413

ORIGINAL CONTRACT APPROVED: Item 5-AE, DOT Agenda 01/28/09

ORIGINAL PROCUREMENT METHOD: Architectural and Engineering Services Act

MODIFICATION: Amendment No. 2 provides for an increase in funds to continue rolling stock and associated equipment engineering services for ongoing project tasks for Metro, Light Rail, and MARC.

CONTRACTORS: Booz Allen Hamilton, Inc.
 Baltimore, Maryland

TERM: 01/29/09 – 01/28/14

AMOUNT: \$4,800,000

ORIGINAL CONTRACT AMOUNT: \$10,000,000

REVISED CONTRACT AMOUNT: \$14,800,000

PERCENTAGE INCREASE: 48% (Amendment No. 2)
 48% (Overall)

ORIGINAL DBE PARTICIPATION: 28%

REMARKS: The Consultant provides support and assistance for the procurement of locomotives, buses, paratransit, and rail passenger vehicles operated on various Maryland transit service routes. Project tasks may include, but are not limited to the following: initial planning; product research; preliminary engineering and specification development; final design engineering; coordination and correspondence with manufacturers/vendors; manufacturing and in-plant equipment inspection; systems integration engineering; revenue support services; coordination with operations planning and other support consultants or MTA/MARC staff; product and service improvement projects; maintenance engineering support; rolling stock related technical tasks; management of fleet retrofits/modifications; project planning, evaluation, review and control and other systems related tasks.

ITEM: 10-AE-MOD (Continued)

BPW - 07/06/11

The original estimated contract budget of \$10 million has been depleted at a much faster rate than anticipated. One primary reason for this is the unexpected availability of federal funds under the American Recovery and Reinvestment Act (ARRA), which was enacted shortly after this contract was approved. The influx of ARRA funds presented MTA with numerous opportunities to upgrade its capital assets. The testing, engineering, and management support required to take full advantage of the unique benefits of ARRA resulted in the depletion of authority under this contract at a faster rate than originally envisioned. In addition to ARRA projects, MTA has been actively engaged in expanding and modernizing its rolling stock to meet increased demand for service and to enhance the reliability of existing service. Additional contract authority is required to cover several on-going rolling stock and equipment tasks under this contract.

The MTA does not have the necessary 'in-house' resources available to provide the technical expertise required for these services. The current Consultant, Booz Allen Hamilton and its team of sub-consultants, has provided excellent technical support services to the MTA's Office of Engineering on various rolling stock projects tasks. The additional funding will provide for the continuation of these services at the level of expertise still required by this Consultant on the following three (3) very important on-going project development tasks:

• Piggyback Purchase of MARC Railcars	\$1,500,000
• Mid-Life Overhaul of Light Rail Vehicles	\$2,000,000
• Metro Traction Power Overhaul and Railcar Truck Overhaul	<u>\$1,300,000</u>
Total	\$4,800,000

The MTA is also currently working on three (3) new procurements for rolling stock and equipment services that are anticipated to be awarded within the next 12 to 18 months, but additional funding is required now to continue the above projects.

FUND SOURCE: Federal and Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-0408-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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ATTACHMENT I

CONTRACT A	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$10,000,000	01/29/09 – 01/28/14	Item 5-AE, DOT Agenda 01/28/09	
Modification #1	\$0.00		DCAR 10/20/09	Revised the contract provision regarding subcontractors and insurance types and values for Consultant Contracts.
Modification #2	\$4,800,000			To continue rolling stock and associated equipment engineering services for ongoing project tasks for Metro, Light Rail, and MARC.
Revised Amount	\$14,800,000			

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BPW – 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 11-M

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-11-017
 Turf Management and Weed Control Services at Baltimore/
 Washington International Thurgood Marshall (BWI
 Marshall) and Martin State (MTN) Airports
 ADPICS NO. MAAMC11017

CONTRACT DESCRIPTION: This contract provides for a comprehensive turf management and vegetation control program at BWI Marshall and MTN Airports.

AWARD: RJO Services, LLC
 Severna Park, MD

TERM OF CONTRACT: Three (3) Years from Notice to Proceed
 (with one, two-year renewal option)

AMOUNT: \$ 687,757 NTE (3 Years)
 \$ 458,504 NTE (cost of two-year option incl. 2% CPI)
 \$1,146,261 NTE (aggregate value including two-year
 renewal option)

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve)

BIDS:

RJO Services, LLC Severna Park, MD	\$687,757
Community Bridge, Inc. Upper Marlboro, MD	\$808,125
Scientific Plant Services, Inc. Baltimore, MD	\$1,235,616

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: Performance and Payment Bonds at 100% of
 Contract Amount Exists

ITEM: 11-M (Continued)

BPW - 07/06/11

REMARKS: The Solicitation was advertised on eMaryland Marketplace and MAA website. The Solicitation was sent to the Governor's Office of Minority Affairs and four (4) minority business associations on April 26, 2011. There were twelve (12) direct solicitations sent to Small Business Reserve Firms on April 26, 2011. A total of four (4) firms purchased plans and specifications. Three (3) bids were received.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

MD TAX CLEARANCE: 11-1548-0100

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW – 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 12-M

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-11-019
 Interior/Exterior Painting Services at Baltimore/
 Washington International Thurgood Marshall (BWI
 Marshall) and Martin State (MTN) Airports
 ADPICS NO. MAAMC11019

CONTRACT DESCRIPTION: This contract provides for various types of interior and exterior painting at BWI Marshall and MTN Airports.

AWARD: Mid-Atlantic General Contractors, Inc.
 Beltsville, MD

TERM OF CONTRACT: Three (3) Years from Notice to Proceed
 (with one, two-year renewal option)

AMOUNT: \$ 705,270 NTE (3 Years)
 \$ 470,180 NTE (cost of two-year option incl. 2% CPI)
 \$1,175,450 NTE (aggregate value including two-
 year renewal option)

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve)

BIDS:

Mid-Atlantic General Contractors, Inc. Beltsville, MD	\$705,270
Severn Associates, LLC Annapolis, MD	\$737,085
JNA Painting & Contracting Co. Baltimore, MD	\$978,735
Jaffe New York Decorating Co. Rockville, MD	\$1,203,099
Colossal Contractors, Inc. Burtonsville, MD	\$1,540,200
J & J 2000, Inc. Littlestown, PA	\$2,068,135

ITEM: 12-M (Continued)

BPW – 07/06/11

MBE PARTICIPATION: 26%

PERFORMANCE SECURITY: Performance and Payment Bonds at 100% of Contract Amount Exists

REMARKS: This Solicitation was advertised on eMaryland Marketplace and MAA website. The solicitation was sent to the Governor’s Office of Minority Affairs and four (4) minority business associations on May 2, 2011. There were over thirty (30) direct solicitations sent to Small Business Reserve Firms on May 3, 2011. A total of fourteen (14) firms purchased plans and specifications. Six (6) bids were received.

The MBE goal established for the contract was 25%, however Mid-Atlantic General Contractors, Inc. is exceeding the goal by 1%.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

MD TAX CLEARANCE: 11-1625-0011

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW – 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 13-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T8000-0324
 Maintenance and Inspection of Onboard CCTV Security
 Camera Systems
 ADPICS NO. T80000324

CONTRACT DESCRIPTION: The contract shall provide for maintenance and inspection services for the On Board Video Surveillance System (OBVSS) for the bus units equipped with the Safety Vision CCTV Surveillance system.

AWARD: Intellect Corporation
 Baltimore, MD

TERM: 07/11/11 - 07/10/13 (with a one, one-year renewal option)

AMOUNT: \$1,585,485

PROCUREMENT METHOD: Sole Source

MBE PARTICPATION: 100%

REMARKS: The work will consist of providing preventative and remedial maintenance on the equipment and software for the on board Bus CCTV surveillance system installed on approximately 497 MTA buses. The contract provides for the cost of labor and parts required to maintain system functionality until such time as the migration to a revised surveillance platform is completed, estimated to be within two (2) years. The current CCTV system, outfitted in approximately 70% of the MTA total bus fleet, was originally manufactured by Safety Vision and is no longer supported mechanically or intellectually by Safety Vision. Intellect, the sole source respondent for this contract, procured all rights to any existing parts inventory and system software protocols from Safety Vision in late 2008. Since the systems parts and software were no longer under manufacturer support Intellect established an electronics service lab in 2009 specifically designed to maintain the MTA systems through board level repair of system modules utilizing the remaining parts inventory acquired from Safety Vision along with using parts obtained from MTA buses retrofitted with the revised surveillance platform.

A 0% MBE Goal was established for this contract based on the proprietary software. 100% of the work will be performed by a Certified Minority Business.

ITEM: 13-M (Continued)

BPW - 07/06/11

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1194-1011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

MAINTENANCE

ITEM: 14-M

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT ID: 11031489
Fire Suppression at all MDTA Facilities

CONTRACT DESCRIPTION: This contract will provide fire suppression systems at all MDTA facilities.

PROCUREMENT METHOD: Competitive Sealed Bidding
(Small Business Reserve)

CONTRACTOR: Advanced Fire Protection Systems, LLC
Glen Burnie, MD

AMOUNT: \$150,950.00 (2 years)
\$ 75,475.00 (cost of first 1-year renewal option)
\$ 75,475.00 (cost of second 1-year renewal option)
\$301,900.00 Aggregate Value (including two, 1-year renewal options)

BIDS:
Advanced Fire Protection Systems, LLC \$301,900.00
Glen Burnie, MD

Jenson Fire Protection \$348,525.59
Laurel, MD

Harris Fire Protection
Baltimore, MD \$409,218.00

Techseco, Inc.
Warminster, PA \$456,448.00

TERM OF CONTRACT: July 15, 2011 – July 14, 2013
(with two, 1-year renewal options)

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Fidelity Bond

REMARKS: This Solicitation was advertised in eMaryland Marketplace and distributed to the Governor’s Office of Minority Affairs. Notices of the solicitation were sent to 351 vendors. Four bids were received.

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

RESIDENT BUSINESS: Yes

TAX CLEARANCE NO: 11-1520-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW -- 07/06/11
2nd REVISED

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

RENEWAL OPTION: (Maintenance)

ITEM: 15-M-OPT

THE SECRETARY'S OFFICE

CONTRACT ID: MDOT-OP-08-002
Comprehensive Building Maintenance and
Preventative Maintenance Services
ADPICS NO. CO271219

ORIGINAL CONTRACT APPROVED: Item 6-M, MDOT Agenda 7/16/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACT DESCRIPTION: Renewal Option No. 1 is to continue maintenance and preventative maintenance services to the Maryland Department of Transportation's Headquarters building and surrounding grounds located in Hanover, Maryland.

CONTRACTOR: AAA Complete Building Services Inc.
Greenbelt, MD

AMOUNT: \$574,875 NTE

ORIGINAL AMOUNT: \$2,535,000 (\$1,638,278 (Fixed Fee) and
\$896,722 (NTE))

REVISED CONTRACT AMOUNT: \$3,109,875

TERM OF CONTRACT: 8/1/08 – 7/31/11 (Original)
8/1/11 – 7/31/12 (Renewal Option No. 1)

ORIGINAL MBE PARTICIPATION: 54%

RENEWAL OPTION MBE PARTICIPATION: 54%

PERFORMANCE SECURITY: Fidelity Bond

REMARKS: The original contract awarded by the BPW on 7/16/08 included two, one-year renewal options. AAA Complete Building Services, Inc. has met the requirements of the contract and has maintained this LEED Gold Certified facility to the standards outlined in the contract.

The amount of Renewal Option No. 1 is based on the third year price of \$557,930 with a CPI Increase of 3.037%.

ITEM: 15-M-OPT (Continued)

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BPW - 07/06/11
2nd REVISED

FUND SOURCE: 100% Special Funds Budgeted to TSO
APPROPRIATION CODE: J019280
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 11-1636-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

153

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BPW -- 07/06/11

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

RENEWAL OPTION: (Maintenance)

ITEM: 15-M-OPT

THE SECRETARY'S OFFICE

CONTRACT ID: MDOT-OP-08-002
Comprehensive Building Maintenance and
Preventative Maintenance Services
ADPICS NO. CO271219

ORIGINAL CONTRACT APPROVED: Item 6-M, MDOT Agenda 7/16/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACT DESCRIPTION: Renewal Option No. 1 is to continue maintenance
and preventative maintenance services to the Maryland Department of Transportation's Headquarters
building and surrounding grounds located in Hanover, Maryland.

CONTRACTOR: AAA Complete Building Services Inc.
Greenbelt, MD

AMOUNT: \$546,092 NTE

ORIGINAL AMOUNT: \$2,535,000 (\$1,638,278 (Fixed Fee) and
\$896,722 (NTE)

REVISED CONTRACT AMOUNT: \$3,081,092

TERM OF CONTRACT: 8/1/08 – 7/31/11 (Original)
8/1/11 – 1/31/12 (Renewal Option No. 1)

ORIGINAL MBE PARTICIPATION: 54%

RENEWAL OPTION MBE PARTICIPATION: 54%

PERFORMANCE SECURITY: Fidelity Bond

REMARKS: The original contract awarded by the BPW on 7/16/08 included two, one-year
renewal options. AAA Complete Building Services, Inc. has met the requirements of the contract and
has maintained this LEED Gold Certified facility to the standards outlined in the contract.

FUND SOURCE: 100% Special Funds Budgeted to TSO

APPROPRIATION CODE: J019280

ITEM: 15-M-OPT (Continued)

BPW - 07/06/11

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1636-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW – 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

ENERGY PERFORMANCE CONTRACT

ITEM: 16-EP

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 290042-EP-2
 Phase II Energy Performance Contract
 at Various Maryland Port Administration (MPA) Facilities
 ADPICS NO. P120003

CONTRACT DESCRIPTION: A Phase II Energy Performance Contract requiring the contractor to provide engineering, construction, start-up, training, maintenance services, and a guarantee of energy savings to implement energy conservation measures identified by the contractor in the program provided under the Phase I Energy Performance Contract.

AWARD: Pepco Energy Services, Inc.
 Arlington, VA

TERM OF CONTRACT: Fifteen Years from Notice to Proceed

AMOUNT:	Phase I Feasibility Study	\$ 164,500
	Design/Construction	\$17,035,639
	Pepco Measurement and Verification Services	\$ 1,743,709
	Energy Savings Guarantee Bond	\$ 176,286
	Operation, Maintenance and Warranties	\$ 8,431,075
	Total Project	\$27,551,209

PROCUREMENT METHOD: Competitive Sealed Proposals
 DGS Indefinite Quantity Contract
 No. DGS-06-EPC-IDC-5.0

MBE PARTICIPATION: 34%

PERFORMANCE SECURITY: Pepco will provide Performance and Payment Bonds to cover the cost of construction. In addition, **Pepco is guaranteeing that the MPA will realize savings of \$28,689,290 over 13.5 years, based on savings of \$1,908,368 beginning in year one and increasing annually.** Savings will be achieved by reduced utility and maintenance costs, the energy generated by the Photovoltaic system, and the partial value of Solar Renewable Energy Credits (SRECs). Total energy savings guaranteed by Pepco and will be secured by an annually renewable surety bond issued by Berkley Regional Insurance Company.

ITEM: 16-EP (Continued)

BPW – 07/06/11

REMARKS: On April 22, 2009, MPA awarded the Phase I Energy Performance Contract, No. 290042-EP-1, to Pepco Energy Services, Inc. (Pepco), under the Department of General Services (DGS) Contract No. DGS-06-EPC-IDC-5.0. In Phase I, Pepco developed a comprehensive energy efficiency and guaranteed savings program to reduce MPA energy consumption through a variety of energy conservation measures. Pepco completed a detailed engineering study and provided specific recommendations, equipment layouts, preliminary specifications, installation costs, and guaranteed energy and energy-related savings.

MPA and Pepco negotiated final energy conservation measures, costs of implementation and installation, and energy savings guaranteed by Pepco. The negotiated contract costs represent fair and reasonable value for the Phase II energy conservation measures and guaranteed energy savings to be provided by Pepco. The Phase II contract will require Pepco to complete the detailed engineering, construction, start-up, training, maintenance services, and energy savings guarantee for the approved Phase II program. MPA requests BPW approval to award the Phase II contract. DGS and MEA support the Phase II contract award to Pepco.

This Phase II contract will support MPA's facilities, terminals and other operations by implementing energy conservation measures and facility enhancements that will improve the efficiency and competitiveness of MPA facilities and reduce MPA's energy, utility, and maintenance costs. The fifteen year term of the contract includes an implementation period of up to eighteen months and energy savings guaranteed by Pepco over 13.5 years.

The Phase II project will include heating, cooling, and associated control system upgrades, solar photovoltaic energy system installations, chiller replacement, lighting system upgrades, water conservation measures, and building envelope sealant and insulation. Buildings and terminals included in the program are: the World Trade Center; Buildings 90A, 91A, 91B, 96D, 97A and 97B and high mast lighting at Dundalk Marine Terminal; the Cruise Terminal Building, Shed 10, and terminal high mast lighting at South Locust Point Marine Terminal; and the office, lab, records and maintenance facilities at the Cox Creek Dredged Material Containment Facility.

Phase II will also include the following components:

Water Conservation - Repair, replacement and retrofit of faucets, water closets, urinals, and showerheads in various MPA facilities. These projects will provide significant capital improvements to address facility needs while providing long term energy and water usage cost savings. This equipment replacement will result in more efficient operation of buildings systems and achieve mandated reductions in water usage.

Measurement and Verification (M&V) Services - A support services program to verify that guaranteed savings are being achieved. Documentation will be provided annually to verify energy savings.

Maintenance Support Services - A full service preventive and predictive maintenance program for 13.5 years on the chillers and condenser water system for the World Trade Center and other components of heating, ventilating, cooling, temperature control, air handling, hot water, and steam boilers at various MPA facilities.

Energy Savings Guarantee - If annual measurement and verification show that MPA has not achieved the annual energy savings guaranteed by Pepco, Pepco will reimburse MPA for the additional energy costs incurred.

ITEM: 16-EP (Continued)

BPW - 07/06/11

The environmental impact for Phase II is as follows:

Annual Energy and Water Reduction

Electric Energy	=	6,754,359 kWh
Electricity Demand	=	21,764 kW
Steam	=	38,605,000 lbs.
Oil	=	21,343 gal.
Water	=	29,149,000 gal.

Annual Emissions Reductions Equivalents

CO2 (Greenhouse Gas)	=	9,222,921 lbs.
CO (Carbon Monoxide)	=	689 lbs.
NOX (Nitrogen oxides)	=	24,398 lbs.

The MBE goal established by DGS Contract No. DGS-06-EPC-IDC-5.0 was 25%. Pepco will exceed that goal by 9%.

Project costs will be funded in part through the State Treasurer's Energy Performance Contract Lease-Purchase Program at an assumed rate of 4.0% for the tax-exempt and 5.5% for the taxable portion, annually, and repaid through reduced energy and water usage which are guaranteed by Pepco. The annual guaranteed savings are more than the projected annual debt service on the lease using conservative estimated rates. The annual guaranteed energy, water and maintenance savings is \$1,908,368 in year one and escalates over 13.5 years to a total savings of \$28,689,290. Additional funding is provided through a Sunburst Block Grant from MEA, the State Agency Loan Program (SALP), and rebates from BGE. The cost carried by MPA will be paid from savings with a net positive cash flow. Payback of the Energy Performance Contract Lease-Purchase Agreement and the SALP loan will be self-funded in the form of the Pepco-guaranteed savings realized over the term of the contract.

MPA will pay Pepco \$1,743,709 over 13.5 years for annual M&V services. M&V services will cost approximately \$102,053 each year and the cost will escalate throughout the contract term. The payback period for the entire project will not exceed 13.5 years.

This Item was previously submitted and deferred as Item 14-EP on the 6/15 DOT Agenda.

FUND SOURCE:

\$10,796,018	State Treasurer's Office (STO)
	Energy Performance Contract Lease- Purchase Agreement
\$750,000	Maryland Energy Administration (MEA) Sunburst Block Grant from the U.S. Dept. of Energy for the construction of solar electric panels on the roof tops of the Cruise Terminal and Shed 10 at South Locust Point Marine Terminal
\$172,880	Baltimore Gas and Electric Rebates
\$1,500,000	State Agency Loan Program
\$3,682,924	MPA capital contribution
\$338,317	SREC Revenue during Construction
\$10,311,070	MPA Operating Budget (offset by annual energy savings resulting in net positive cash flow to the MPA)

ITEM: 16-EP (Continued)

BPW - 07/06/11

APPROPRIATION CODE: N/A

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-0753-1111

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

APPROVED
 DISAPPROVED
 DEFERRED
 WITHDRAWN
 WITH DISCUSSION
 WITHOUT DISCUSSION

** - Item approved, Comptroller Franchot voted "NO".*

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

RENEWAL OPTION (Equipment)

ITEM: 17-E-OPT

MARYLAND TRANSIT ADMINISTRATION

ORIGINAL CONTRACT ID: T-8000-0230
Small Paratransit & Non-Paratransit Buses for
Locally Owned Transit Systems
ADPICS NO. CO270739

ORIGINAL CONTRACT APPROVED: Item 19-E, DOT Agenda 3/12/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Coach and Equipment Bus Sales
Baltimore, MD

MODIFICATION: Renewal Option No. 3 provides for exercise of the renewal option clause, with Producer Price Index (PPI) adjustments pursuant to the terms contained in the original contract, for an additional one (1) year period. The estimated orders for buses of various sizes and options total 134 for the renewal period. The contract terms under the renewal option will be extended for one (1) additional one (1) year period with Producer Price Index price adjustments on the anniversary of each renewal period. Because the PPI for the option year did not increase relative to the prior year, the exercise of this option allows MTA to lock in cost savings for the second year in a row.

TERM OF ORIGINAL CONTRACT: April 1, 2008 – March 31, 2009
(with four (4), one-year renewal options)

TERM OF MODIFICATION: July 12, 2011 – July 11, 2012

AMOUNT: \$9,665,000

ORIGINAL AMOUNT: \$8,507,700

REVISED AMOUNT: \$36,362,545

PERCENT INCREASE: 36% (Renewal Option No. 3)
325% (Overall)

ORIGINAL MBE PARTICIPATION: 0%

REMARKS: The current Contractor provides small paratransit and non-paratransit configured buses to locally operated transit systems and non-profit entities. The pricing for the contract renewal term is based on the Producer Price Index (PPI) for bus bodies as published by the U.S. Department of Labor with a 5% cap on cost increases. The PPI applicable to the 2010 option year actually decreased, which resulted in a cost reduction of \$118.83 per vehicle when the 2010 chassis change over and price adjustments were factored into the total cost of each unit. The current PPI comparisons revealed a static adjustment for the 2011 renewal year. This actual realized savings in 2010 is therefore extended through the 2011 renewal option year.

Both the negative 2010 price adjustment (with the resulting cost savings) and the administrative cost associated with contract solicitation provides the basis for the decision to renew this contract rather than preparing a new solicitation. Additional research was initiated in 2010 comparing the savings under this contract with those in several other jurisdictions whereby it was determined that similarly outfitted units on a North Carolina contract averaged 4% higher than the current MTA price schedules and bid prices received in Minnesota in 2009 revealed a pricing structure that averaged 1.5% to 3.5% higher than the current MTA unit pricing. Overall pricing was one additional factor driving the decision to renew the contract for an additional year along with the ability to provide replacement vehicles for the period required to prepare revised solicitation specifications for the 2012 model year.

At the time of the contract award, the vendor was conducting business under the name "Bus Parts and Sales." Structurally, Bus Parts & Sales was a division of Coach and Equipment Bus Sales, and both entities used the same federal tax ID number. Approximately five months after the contract was awarded, the management of Coach and Equipment Bus Sales decided to use the name of the parent entity as the trade name under which it would conduct its bus manufacturing business. MTA consented to the name change by letter dated September 2, 2008.

The current vendor's performance has enabled the contract orders to be handled expeditiously with equipment inspections and unit deliveries completed on time or ahead of the contracted timelines. The attached spreadsheet outlines the previous change orders that were approved for this contract since its inception in 2008.

FUND SOURCE:	80% Federal Funds Budgeted to MTA 20% Special Funds Budgeted to MTA
APPROPRIATION CODE:	J05 H0105
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	11-1484-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

ATTACHMENT I - REVISED

	Amount	Term	BPW/DCAR Date	Reason for Modification or Renewal Option
Original Contract Amount	\$8,507,700.00	4/1/08 – 3/31/09	BPW 3/18/2008	
Modification No. 1	\$19,076.18	4/1/08 – 3/31/09	DCAR 3/12/2008	Chassis model change over from 2008 to 2009.
Modification No. 2	\$2,457,935.70	9/1/09 – 3/31/10	BPW 9/26/2009	Thirty (30) additional 158" wheelbase paratransit buses
Modification No. 3	\$1,483,068.42	3/1/10 – 3/31/10	BPW 2/24/2010	Eighteen (18) additional 158" wheelbase paratransit buses
Renewal Option No. 1	\$5,863,717.00	4/1/09 – 3/31/10	BPW 3/18/2009	Renewal Option Clause
Renewal Option No. 2	\$3,589,079.00	4/1/10 – 3/31/11	BPW 3/24/2010	Renewal Option Clause
Modification No. 4	\$4,796,044.94	11/24/10 - 3/31/11	BPW 11/17/2010	Fifty Eight (58) additional 158"wheelbase paratransit buses
Modification No. 5	\$0.00	4/1/11 – 7/30/11	DCAR 4/1/2011	Time Extension for Late Invoices
Renewal Option No. 3	\$9,665,000.00	7/31/11- 7/30/12	BPW 7/6/2011	To provide replacement buses until new specs completed
Revised Total Contract Amount	\$36,362,545.06			

Suzette Moore - (410) 859-7792
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BPW - 07/06/11

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

LANDLORD LEASE

ITEM: 18-LL

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-LC-12-004

NATURE OF REQUEST: Approval for the lease of space with the Federal Aviation Administration (FAA) for FAA's Power Conditioning System (PCS) Room located on Concourse C of Baltimore/ Washington International Thurgood Marshall Airport (BWI Marshall).

LESSOR: Maryland Aviation Administration

LESSEE: United States of America
Federal Aviation Administration
Jamaica, NY

TERM: Five (5) Years, October 1, 2011 through September 30, 2016. The FAA has the option to extend the lease for one (1) year, from October 1, 2016 through September 30, 2017.

REVENUE: Total payments to the MAA over the 5 year contract is \$354,063. Annual revenue for the option year is \$75,644. Rental is based on standard MAA rates.

REMARKS: Through this Lease, MAA leases property to the FAA and the FAA uses the property to house the back-up generators that support the air traffic control tower system at BWI Marshall. This type of revenue-producing contract at a transportation facility is exempt from the State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the lease must be approved by the Board of Public Works because the lease constitutes the use of State property under State Finance and Procurement Article, Section 10-305.

The original contract was entered into July 31, 1991. In order to provide sufficient time to negotiate the provisions of a new contract with the FAA, the Board approved a one-year extension as Item 24-GM on September 1, 2010. This contract will replace the original contract that will expire on September 30, 2011.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Del T. Adams (410) 865-1204
dadams2@mdot.state.md.us

BPW – 07/06/11

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

LEASE AGREEMENT (Amendment)

ITEM: 19-L-MOD

MARYLAND TRANSIT ADMINISTRATION: Located at the Owings Mills METRO Station in Baltimore County

ORIGINAL ITEM APPROVED: Item 21-L, DOT Agenda 06/15/05

EXPLANATION: In accordance with the provisions of 10-305 of the State Finance and Procurement Article and Article 10-A of the Transportation Article, and the 2008 Transit-Oriented Development Agreement, approval is hereby requested by the BPW for a change in the use category of the approved funding in the Master Development Agreement (MDA) between Owings Mills Transit, LLC and the MTA dated September 1, 2005. This change in the contractual terms of the MDA will allow the State to make contributions to the project earlier than originally anticipated by the MDA.

GRANTEE/LESSEE: Owings Mills Transit, LLC
 David S. Brown Enterprises, Managing Member

GRANTOR/LESSOR: Maryland Transit Administration

CONSIDERATION: N/A (see remarks)

SPECIAL CONDITIONS: The MTA retains a reversionary interest in the property.

LEGISLATIVE NOTICE: Notice to the Senate Budget and Taxation Committee and the House Appropriations Committee and the Department of Legislative Services was sent on May 5, 2011.

REMARKS: On February 8, 2000, the MTA in cooperation with Baltimore County issued a Request for Development Proposals for the two parcels comprising approx. 45.8 acres located at the Owings Mills Metro Station for development of a Transit Oriented mixed-use project to be known as Owings Mills Town Center. This MTA tract is a well-positioned development opportunity in the Baltimore Metropolitan area. The Town Center land use concept was developed through a partnership between MTA and Baltimore County's Office of Economic Development to be consistent with the site's Town Center zoning and designation of Owings Mills as a Growth Area. As a result, Exclusive Negotiating Rights and a Right-Of-Entry Agreement were awarded to LCOR Operating Company, LLC, and a development team comprised of Whiting-Turner Contracting Co., LCOR Associates, Inc. and STV Inc. who later assigned its rights in the project to Owings Mills Transit, LLC.

The MDA, as adopted by the BPW on June 15, 2005 is an unsubordinated 60-year land lease beginning December 1, 2007 with two renewal options; one for 20 years and the second for 19 years. On September 7, 2010 the Secretary of Transportation and Baltimore County designated the Owings Mills TOD to be a transit-oriented development pursuant to Transportation Article, Sections 7-101.

ITEM: 19-L-MOD (Continued)

BPW – 07/06/11

The proposed amendment does not change the amount of the financial commitment that either the County or MTA have made to the project in the MDA. Instead, they would each reallocate \$4.274 million of their existing financial commitments to different portions of the infrastructure/commuter garage currently called for by the MDA. MTA would reallocate \$4.274 million from the second garage to road infrastructure, and the County would reallocate the same amount from road infrastructure to garage. The MDA governed the duties and responsibilities of the parties related to the use and development of the transit-oriented property, including parking, residential and retail uses.

Approval of this Item is requested to allow a reallocation of funding for certain purposes stated in the Master Development Agreement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Suzette Moore (410) 859-7792
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BPW – 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

REAL PROPERTY DISPOSITION

ITEM: 20-RP MMC# 09-3002

MARYLAND AVIATION ADMINISTRATION: Located at 1796 & 1798 Dorsey Road,
 Hanover MD 21076, Anne Arundel County

EXPLANATION: In accordance with Section 10-305, State Finance and Procurement Article, Annotated Code of Maryland, Board of Public Works approval is requested to declare 0.82 acres of land as surplus, as described, which is excess to the needs of MAA.

OWNERSHIP: State of Maryland, Maryland Aviation Administration

CONSIDERATION: None

ESTIMATED FAIR MARKET VALUE: \$123,000, based on MDOT's estimated value of \$150,000 per acre for W-1, industrial zoned land.

SPECIAL CONDITIONS: None

LEGISLATIVE NOTICE: Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on January 19, 2011. The forty-five (45) day review period expired on March 5, 2011.

REMARKS: MAA is requesting Board of Public Works approval to surplus the subject properties in accordance with Section 10-305 of the State Finance and Procurement Article of the Annotated Code of Maryland. The properties will be sold at auction as one parcel.

These properties are being disposed of as required by the Federal Aviation Administration (FAA). In 1985 the MAA began acquiring properties that were deemed incompatible due to aircraft noise through BWI-Marshall's 14 Code of Federal Regulations Part 150 Program. MAA purchased these properties with contributions from FAA Airport Improvement Program (AIP) grants and from the State of Maryland. MAA also signed and agreed to the FAA AIP grant assurances tied to these funds including Grant Assurance #31, which is "to assure that optimal use is made of the federal share of the proceeds from the disposal of noise land." This requires the MAA to dispose of acquired noise land when the land is no longer needed for noise compatibility reasons.

In February 2008, the FAA provided formal Program Guidance Letter (PGL) 08-02 requiring an inventory, associated maps, and a strategic reuse plan for all acquired noise land parcels.

The MAA obtained FAA approval of the Reuse Plan in June 2010 and will dispose of 190 properties in four phases over the next five years. After the MAA disposes of the land for its appraised fair market value (FMV), the federal share of the FMV of the land is declared as disposal proceeds. 166

ITEM: 20-RP (Continued)

BPW - 07/06/11

The disposal proceeds are placed in an escrow account and are eligible for use for other airport noise compatibility projects, use by another airport for noise compatibility projects, or returned to the AIP Trust Fund. The MAA plans to utilize the escrow funds to complete the sound insulation of homes previously approved in the Part 150 Noise Compatibility Program.

The Clearinghouse conducted an intergovernmental review of the project under MD20090707-0944 and has recommended to declare the property located at 1796 and 1798 Dorsey Road, consisting of +/- 0.82 acres, surplus to the State of Maryland, and to offer the property for public sale at the fair market value.

A request to dispose the 0.82 acres will be sent to the Board of Public Works in the near future.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Suzette Moore (410) 859-7792
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BPW – 07/06/11

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

REAL PROPERTY DISPOSITION

ITEM: 21-RP MMC# 09-3005

MARYLAND AVIATION ADMINISTRATION: Located at 1746 & 1750 Dorsey Road,
 Hanover MD 21076, Anne Arundel County

EXPLANATION: In accordance with Section 10-305, State Finance and Procurement Article, Annotated Code of Maryland, Board of Public Works approval is requested to declare 1.06 acres of land as surplus, as described, which is excess to the needs of MAA.

OWNERSHIP: State of Maryland, Maryland Aviation Administration

CONSIDERATION: None

ESTIMATED FAIR MARKET VALUE: \$159,000, based on MDOT's estimated value of \$150,000 per acre for W-1, industrial zoned land.

SPECIAL CONDITIONS: None

LEGISLATIVE NOTICE: Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on January 20, 2011. The forty-five (45) day review period expired on March 7, 2011.

REMARKS: MAA is requesting Board of Public Works approval to surplus the subject properties in accordance with Section 10-305 of the State Finance and Procurement Article of the Annotated Code of Maryland. The properties will be sold at auction as one parcel.

These properties are being disposed of as required by the Federal Aviation Administration (FAA). In 1985 the MAA began acquiring properties that were deemed incompatible due to aircraft noise through BWI-Marshall's 14 Code of Federal Regulations Part 150 Program. MAA purchased these properties with contributions from FAA Airport Improvement Program (AIP) grants and from the State of Maryland. MAA also signed and agreed to the FAA AIP grant assurances tied to these funds including Grant Assurance #31, which is "to assure that optimal use is made of the federal share of the proceeds from the disposal of noise land." This requires the MAA to dispose of acquired noise land when the land is no longer needed for noise compatibility reasons.

In February 2008, the FAA provided formal Program Guidance Letter (PGL) 08-02 requiring an inventory, associated maps, and a strategic reuse plan for all acquired noise land parcels. The MAA obtained FAA approval of the Reuse Plan in June 2010 and will dispose of 190 properties in four phases over the next five years. After the MAA disposes of the land for its appraised fair market value (FMV), the federal share of the FMV of the land is declared as disposal proceeds.

ITEM:

21-RP

BPW – 07/06/11

The disposal proceeds are placed in an escrow account and are eligible for use for other airport noise compatibility projects, use by another airport for noise compatibility projects, or returned to the AIP Trust Fund. The MAA plans to utilize the escrow funds to complete the sound insulation of homes previously approved in the Part 150 Noise Compatibility Program.

The Clearinghouse conducted an intergovernmental review of the project under MD20090707-0999 and has recommended to declare the property located at 1746 and 1750 Dorsey Road, consisting of +/- 1.06 acres, surplus to the State of Maryland, and to offer the property for public sale at the fair market value.

A request to dispose the 1.06 acres will be sent to the Board of Public Works in the near future.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 22-RP MMC# 11-7018

MARYLAND TRANSPORTATION AUTHORITY: New Vail Street between Keith Avenue and Newgate Avenue in Baltimore City

EXPLANATION: In accordance with COMAR 34.02.02 of the Code of Maryland Regulations, approval is requested to grant an easement to the Mayor and City Council of Baltimore (the “City”) for vehicular and pedestrian passage over New Vail Street, which was conveyed to the Maryland Transportation Authority (“MDTA”) by the Canton Development Company. MDTA owns 100% of the shares of the Canton Development Company.

The easement to be conveyed consists of 2.01 ± acres and is being conveyed to the City in exchange for the City being responsible for snow removal and deeding portions of Newgate Avenue and Vail Street to the Maryland Port Administration (“MPA”).

The Board of Public Works, at its meeting of December 16, 2009, approved a Lease and Concession Agreement between the MPA and Ports America Chesapeake, Inc. (“PAC”) as Item 8-RP Revised on the Department of Transportation Agenda. Section 1.3 of the Lease and Concession Agreement required portions of Newgate Avenue and Vail Street to be transferred to PAC. Because Newgate Avenue was owned by the City, the City agreed to transfer portions Newgate Avenue and Vail Street to MPA, so long as the City was granted a perpetual easement for pedestrian and vehicular passage over New Vail Street, which is currently owned by MDTA.

The City has deeded the necessary portions of Newgate Avenue and Vail Street to MPA, so that MPA could transfer the property to PAC in accordance with the deadlines set forth in the Lease and Concession Agreement.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, Maryland Transportation Authority

GRANTEE: Mayor and City Council of Baltimore

CONSIDERATION: MDTA agreed to grant a perpetual easement to the City for public use of New Vail Street in exchange for the City being responsible for snow removal on New Vail Street and deeding certain portions of Newgate Avenue and Vail Street to MPA, so that MPA could transfer the required portions of the property to PAC as required by the Lease and Concession Agreement entered into between MPA and PAC.

APPRAISED VALUE: N/A

REMARKS: Approval of conveyance is requested in accordance with Section 10-305 of the State Finance and Procurement Article, Annotated Code of Maryland.

New Vail Street was conveyed to the MDTA by the Canton Development Company by deed dated March 11, 2011 and recorded among the Land Records of Baltimore City at Liber FMC13402, folio 017.

The MDTA is requesting permission to grant a Vehicular and Pedestrian Easement Agreement for passage over New Vail Street to the City as consideration for the City being responsible for snow removal on New Vail Street and deeding portions of Vail Street and Newgate Avenue to MPA, so that MPA could transfer the required portions of the property to PAC as required by the Lease and Concession Agreement entered into between MPA and PAC.

The Vehicular and Pedestrian Easement Agreement was approved by the Baltimore City Board of Estimates at its meeting on May 18, 2011.

The Vehicular and Pedestrian Easement Agreement 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

Sandra E. Clifford 410.537.1047
Scifford1@mdta.state.md.us

BPW -- 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 23-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).

ITEM: 23-GM (Continued)

BPW - 07/06/11

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: N/A

MD TAX CLEARANCE: 11-1555-1111

BOARD OF PUBLIC WORKS ACTION - THE ABOVE-REFERENCE ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW - 07/06/11

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA - APPENDIX

EXPEDITED PROCUREMENT REPORT: (Construction)

ITEM: 24-EX

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-11-006
 Runways 10/28 & 15R-33L Intersection Pavement
 Rehabilitation and Standards Compliance
 Improvements at BWI Marshall Airport (BWI)
 ADPICS NO: MAACOI1006

EXPEDITED PROCUREMENT APPROVAL: Item 25-EX, DOT Agenda 12/15/10

CONTRACT DESCRIPTION: This contract provides for the reconstruction of the runway intersection of the two major runways at BWI Marshall Airport. The work includes pavement milling, bituminous overlay, pavement lighting fixture replacements and reconfigurations, shoulder paving, relocation of the centerline of Runway 15R-33L, pavement marking and associated related work.

DATE OF AWARD: May 23, 2011

AWARD: P. Flanigan and Sons, Inc.
 Baltimore, Maryland

AMOUNT: \$6,238,479

TERM: One Hundred Thirty-Three (133) Calendar
 Days from the NTP

PROCUREMENT METHOD: Competitive Sealed Bidding (Multi-Step)
 (Direct Solicitation, One Bid Received)

MBE PARTICIPATION: 20%

PERFORMANCE SECURITY: A Performance Bond at 100% of
 Contract Amount exists.

REMARKS: The Engineer's Estimate was \$7,847,000. The bid price received from P. Flanigan & Sons, Inc (Flanigan) is 20% below the engineer's estimate. MAA attributes this low bid to the fact that Flanigan is currently working on BWI's airfield and already has equipment mobilized and temporary construction items in place, which will be necessary in the performance of this contract. Flanigan is familiar with the airfield operations and is already complying with the security requirements. These items account for the majority of the difference between the Engineer's Estimate and the low bid.

ITEM: 24-EX (Continued)

BPW – 07/06/11

Two firms submitted bids. One firm did not meet the minimum qualifications, therefore in accordance with COMAR 21.05.02.17C (3), MAA returned the firm's unopened "Envelope B" Bid Price. The firm filed a protest on April 7, 2011. MAA determined that the protest had no merit and issued a response on April 14, 2011. No appeal has been filed and the time for appeal has past.

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: J06I00003
MD TAX CLEARANCE: 11-0862-1111
RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

175

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM 1-C-MOD

DEPARTMENT OF GENERAL SERVICES Baltimore Public Buildings & Grounds
Baltimore City

CONTRACT NO. AND TITLE Project No. BB-523-060-001;
Mechanical Upgrades - Baltimore State
Office Complex
ADPICS NO. COD77875

ORIGINAL CONTRACT APPROVED 6/9/2010 DGS/BPW Item 5-M

CONTRACTOR Arica Consulting and Contracting, LLC.
Jessup, MD

CONTRACT DESCRIPTION This project provides for the removal and
replacement of various components that serve the mechanical systems campus wide. Work
includes but not limited to better air filtration in air handling units, leaking domestic hot water
tanks, fatigued fan blades and dampers, and corroded supply ductwork.

MODIFICATION DESCRIPTION This change order is for a credit to the
contract to remove thirteen (13) electronic precipitators from the scope of work for
<\$167,872.95> and to furnish and install four (4) fixed pitch fan wheels on AHU's #1 and #2.
\$69,528.38

TERM OF ORIGINAL CONTRACT 270 Calendar Days from NTP

TERM OF MODIFICATION See Remarks below

AMOUNT OF ORIGINAL CONTRACT \$680,048.00

AMOUNT OF MODIFICATION <\$98,344.57> Credit

PRIOR MODIFICATIONS/OPTIONS \$74,873.61

REVISED TOTAL CONTRACT AMOUNT \$656,577.04

PERCENT +/- (THIS MODIFICATION) -14.46%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 2-AE-MOD

DEPARTMENT OF NATURAL RESOURCES Fort Frederick State Park
Washington County, MD

CONTRACT NO. & TITLE Project No. P-012-040-010;
Reconstruct Officer's Quarters
ADPICS NO. COD69197

ORIGINAL CONTRACT APPROVED DGS/DPRB 09-07-04, Item E-013

CONTRACTOR Bushey Feight Morin Architects Inc.
Hagerstown, MD

CONTRACT DISCRIPTION Contract for an A/E to prepare construction
documents for the complete reconstruction of the Officer's Quarters at Fort Frederick State Park.

MODIFICATION DESCRIPTION Approval for a modification to provide
compensation to the A/E and historic consultant for additional expenses related to multiple
meetings with Maryland Historical Trust (MHT) and revisions to documents to satisfy MHT
concerns.

TERM OF ORIGINAL CONTRACT 9/7/2004-9/6/2006

TERM OF MODIFICATION 7/6/2011 – 9/6/2011

AMOUNT OF ORIGINAL CONTRACT \$139,804.00

AMOUNT OF MODIFICATION \$13,027.50

PRIOR MODIFICATIONS /OPTIONS \$50,604.00

REVISED TOTAL CONTRACT AMOUNT \$203,435.50

PERCENT +/- (THIS MODIFICATION 9.32%

OVERALL PERCENT +/- 45.51%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 3-AE-MOD

<u>DEPARTMENT OF NATURAL RESOURCES</u>	Harriet Tubman Underground Railroad State Park Dorchester County, MD
<u>ORIGINAL CONTRACT NO. & TITLE</u>	Project No. P-075-080-010; Harriet Tubman Underground Railroad State Park ADPICS NO. COD76390
<u>ORIGINAL CONTRACT APPROVED</u>	1/28/2009 DGS/BPW Agenda; Item 4-AE
<u>CONTRACTOR</u>	GWWO, Inc. Baltimore, MD
<u>CONTRACT DISCRPTION</u>	This project provides for site development and new buildings to establish the Harriet Tubman Underground Railroad State Park. The scope of work includes the construction of a 15,000 GSF/10,178 NSF visitor's/interpretive center, access roads, parking, a memorial garden, two picnic pavilions, informational kiosk, walking paths, an on site waste water treatment system, and a domestic well.
<u>MODIFICATION DESCRIPTION</u>	Provide for the addition of a professional videographer to the design team to assist in the creation of an audio/video database of oral history interviews and story narrations to be integrated into the park's interpretive exhibits.
<u>TERM OF ORIGINAL CONTRACT</u>	36 Months from notice to proceed
<u>TERM OF MODIFICATION</u>	12 month additional
<u>AMOUNT OF ORIGINAL CONTRACT</u>	\$2,206,520.00
<u>AMOUNT OF MODIFICATION</u>	\$104,895.06
<u>PRIOR MODIFICATIONS/OPTIONS</u>	\$52,146.58
<u>REVISED TOTAL CONTRACT AMOUNT</u>	\$2,363,561.64
<u>PERCENT +/- (THIS MODIFICATION)</u>	4.75%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 4-M

DEPARTMENT OF GENERAL SERVICES Baltimore Public Buildings and Grounds
201, 300, 301 W. Preston St. and 2100
Guilford Ave.

CONTRACT NO. AND TITLE Elevator Maintenance Services;
ADPICS NO. 001B2400005

CONTRACT DISCRIPTION Approval is requested for a contract to
provide full service elevator maintenance service for the Baltimore Public Buildings and
Grounds at 201, 301 W. Preston St and 2100 Guilford Ave for the five-year term. This contract
also provides full service elevator maintenance service for the Baltimore Public Buildings and
Grounds at 300 W. Preston St for a period of two years beginning August 1, 2014 through July
31, 2016.

PROCUREMENT METHOD Competitive Sealed Bidding

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
Schindler Elevator Corporation-Baltimore, MD	\$483,588.00
Capital Elevator Services, Inc.-Waldorf, MD	\$541,894.00
Thyssenkrupp Elevator Corporation Linthicum, MD	\$549,048.00

AWARD Schindler Elevator Corporation
Baltimore, MD

TERM 8/1/2011 - 7/31/2016

AMOUNT \$483,588.00 (5 Years)

MBE PARTICIPATION 5%

PERFORMANCE BOND N/A

REMARKS A notice of availability of a Invitation for
Bids (IFB) was posted on DGS's Web Site, Bid Board and *eMaryland Marketplace.com*. Fifty
Four (54) vendors registered received notification of the solicitation.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 4-M (Cont.)

The bids were opened on April 20, 2011. Three (3) bids were received, one (1) from a certified small business.

FUND SOURCE

DGS Operating Funds

H0012 33351 0812 \$ 83,391.00

H0013 33351 0812 \$ 90,972.00

H0014 33351 0812 \$ 90,972.00

H0015 33351 0812 \$104,139.00

H0016 33351 0812 \$105,336.00

H0017 33351 0812 \$ 8,778.00

RESIDENT BUSINESS:

Yes

TAX COMPLIANCE NO:

11-1145-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 5-M

DEPARTMENT OF GENERAL SERVICES

CONTRACT NO. AND TITLE

Project No. 001IT818467;
Statewide Refuse Removal Services
Region A – Western Maryland
001B2400034 Arnold Brothers
001B2400032 Western Maryland Waste
001B2400033 BFI Waste Services

CONTRACT DISCRIPTION

Approval is requested for a Contract to provide trash removal services to various State Agencies, Political Subdivisions and Non-Profit Organizations located in Western Maryland on a monthly basis. One award is made in each County in Western Maryland; (Garrett, Allegany and Washington.)

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

Arnold Brothers Equipment Corporation
Oakland, MD
Western Maryland Waste Systems LLC
Ramsey, NJ
BFI Waste Services, LLC, Wilmington, DE

AMOUNT

\$1,661,338.00
\$2,765,540.00
\$5,363,812.00

AWARDS

County 1 – Garrett County
Arnold Brothers Equipment Corporation
Oakland, MD
County 2 – Allegany County
Western Maryland Waste Systems LLC.
Ramsey, NJ
County 3 – Washington County:
BFI Waste Services, LLC,
Wilmington, DE

TERM

8/1/2011-1/31/2013 (W/3 one-year renewal options).

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 5-M (Cont.)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

11-0473-1111 (Arnold Brothers Equipment)
11-0500-0001 (Western Maryland Waste)
11-0472-1010 (BFI Waste Services)

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**MARYLAND SCHOOL FOR THE DEAF**Main Building
Columbia Campus-Howard County**CONTRACT NO. AND TITLE**Project No. AH-892-110-001;
Chiller & Cooling Tower Replacement
ADPICS NO. 001B1400694**DESCRIPTION**

Approval for a contract to provide for the removal and replacement of a 330 ton centrifugal water cooled chiller and remote outdoor cooling tower.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
Johnson Controls, Inc. Sparks, MD	\$269,805.00
M & E Sales, Inc. Hanover, MD	\$276,713.00
Fresh Air Concepts Jessup, MD	\$281,000.00
Hot & Cold Corporation Clinton, MD	\$293,954.00
Temp Air Co., Inc. Reisterstown, MD	\$300,770.00
Calvert Mechanical Inc. Huntington, MD	\$326,770.00
James P. Kruger & Associates, Inc. Baltimore, MD	\$342,202.00
Chillmar Corporation Baltimore, MD	\$344,396.00

AWARDJohnson Controls, Inc.
Sparks, MD**TERM**

180 Calendar Days from NTP

AMOUNT

\$269,805.00

MBE PARTICIPATION

15%

PERFORMANCE BOND

100% of Full Contract Amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 7-M

DEPARTMENT OF PUBLIC SAFETY AND
CORRECTIONAL SERVICES

Division of Parole & Probation
Baltimore, MD

CONTRACT NO. AND TITLE

Project No. 001IT818361;
Unarmed Uniformed Guard Services
ADPICS NO. 001B1400659

CONTRACT DISCRPTION

Approval is requested for a contract to provide unarmed uniformed guard services for the seven (7) sites in Baltimore, MD for the Division of Parole & Probation.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

AMOUNT

Phoenix Technologies LLC, Lorton, VA	\$ 987,765.70
Twenty-Nine Sixteen Protective Guard Service, Lutherville, MD	\$1,008,979.46
BTI Security, Silver Spring, MD	\$1,011,631.18
All Saints Protective Services, District Heights, MD	\$1,014,282.90
S1G Security & Fire Systems, Randallstown, MD	\$1,032,844.94
Stronghold Security, Randallstown, MD	\$1,033,507.87
Command Security Corp., Laurel, MD	\$1,069,969.02
Vets Securing America Inc. San Antonio, TX	\$1,089,856.92
Abacus Corp., Baltimore, MD	\$1,099,800.87
Dunbar Guard Services, Baltimore, MD	\$1,103,778.45
Alexander Security Consultants, Inc., Brandywine, MD	\$1,111,070.68
Watkins Security Agency, Inc., Baltimore, MD	\$1,146,205.97
MSW, Inc, Temple Hills, MD	\$1,163,442.15
All County Security Agency, Inc., Ellicott City, MD	\$1,225,757.57
G4S Secure Solutions, Inc., Linthicum, MD	\$1,226,420.50
Absolute Investigative & Security Service, Towson, MD	\$1,258,241.14

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 8-M

DEPARTMENT OF GENERAL SERVICES

Carter M. Hickman District Court/Multi-Service
Center (HDCMSC)
Centerville, MD

CONTRACT NO. AND TITLE

Project No. 001IT818314;
Unarmed Uniformed Guard Services
ADPICS NO. 001B1400661

CONTRACT DISCRPTION

Approval requested for a contract to provide
unarmed uniformed guard services for the Carter M. Hickman District Court/Multi-Service
Center in Centerville, MD.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

AMOUNT

Alexander Security Consultants, LLC., Brandywine, MD	\$297,600.80
Twenty-Nine Sixteen Protective Guard Service, Lutherville, MD	\$299,496.64
Phoenix Technologies, Lorton, VA	\$304,504.80
BTI Security, Silver Spring, MD	\$305,512.64
All Saints Protective Services, District Heights, MD	\$311,232.00
Premier I.S.A., Upper Marlboro, MD	\$343,370.72
Graham Security Services, Glen Burnie, MD	\$345,520.48
Securemedy, Inc., Waldorf, MD	\$362,174.72
Bennett Detective and Protective Agency,	\$372,053.28
Allied Barton Security Services, Nottingham, MD	\$377,252.64
Grand Mission Consult, LLC., Hyattsville, MD	\$406,941.28
Amazing Security and Investigations, College Park, MD	\$412,382.40
MSW Inc., Temple Hills, MD	\$455,634.08

AWARD

Alexander Security Consultants, LLC
Brandywine, MD
(MDOT certified MBE #06-052
SBR# SB11-717)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 8-M (Cont.)**TERM** 8/1/2011-7/31/2014**AMOUNT** \$297,600.80 (3 Years)**MBE PARTICIPATION** 100% (5% sub goal)**HIRING AGREEMENT ELIGIBLE** Yes

REMARKS A notice of availability of a Invitation for Bids (IFB) was posted on DGS's Web Site, Bid Board and *eMaryland Marketplace.com*. This solicitation was advertised as a Small Business Reserve (SBR) procurement. Approximately 226 vendors received notification of this solicitation directly from *eMarylandMarketplace.com*.

Thirteen (13) bids were received, eight (8) of the bidders were SBR certified, and five (5) were SBR and MBE certified.

This contract will require the recommended awardee to furnish all labor, supplies and equipment necessary to provide the uniformed guard service to the above facility in strict conformance with the methods and conditions specified in the solicitation.

The recommended awardee, Alexander Security Consultants, LLC has s confirmed its bid.

FUND SOURCE H00 33481 0823 (DGS Operating Funds)**RESIDENT BUSINESS** Yes**TAX COMPLIANCE NO.** 11-0449-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 9-GM (Cont.)

Maryland Department of the Environment, Facility Inspection form dated 1/18/11. Contractor is to restore site to initial or better condition. Contractor is to provide all construction, permits, electrical, inspections, labor, materials, equipment, services, supplies, insurance, testing and instrumentation necessary to comply with MDE standards and incidental to the completion of all work as specified in the Project Manual.

REMARKS

eMaryland Marketplace.com.

This solicitation was advertised and bid on

CONTRACT NO. AND TITLE

Project No. SW-000-110-901;
Tank Repairs

PROCUREMENT METHOD

Competitive Sealed Bidding

AWARD

Commercial Fuel Systems Inc.
Mount Airy, MD

AMOUNT

\$14,585.00

TERM

120 Calendar Days

MBE PARTICIPATION

25%

FUND SOURCE

MCCBL 2009/Item 007 (Provide funds for the State Capital Facilities Renewal Program-Statewide)

C. Maryland Department of State Police

Barrack "T" - Leonardtown
23200 Leonard Hall Drive
Leonardtown, MD 21208

DESCRIPTION

Contractor is to provide all construction, permits, electrical, inspections, labor, materials, equipment, services, supplies, insurance, testing and instrumentation necessary to comply with MDE standards and incidental to the completion of all work as specified in the Project Manual.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 9-GM (Cont.)

AWARD

Byco Enterprises, Inc.
Grantsville MD

AMOUNT

\$50,243.00

TERM

90 Calendar Days

MBE PARTICIPATION

5%

FUND SOURCES

\$43,835.03 MCCBL 2010/Item 057
(DNR Waterway Improvement Funds)
\$ 6,407.97 KOO 2009 PCA 92103

E. Department of Health and Mental Hygiene

Spring Grove Hospital Center
Catonsville, MD

DESCRIPTION

The work to be performed under this contract consists of providing the labor, equipment, and materials necessary for demolition and removal of approximately 13000 sq. ft. of existing roofing and repair metal deck, paint steel frame of roof structure, and install new roof on overhangs.

REMARKS

The Government estimate for the replacement of roofing was \$200,000.00. DGS- 10-307-IQ expiration date is 8/11/2013. as part of IQC # DGS-10-307-IQC.

CONTRACT NO. AND TITLE

Project No. SG-350-110-001;
Replacement of roofing system on Preston
Complex overhang

PROCUREMENT METHOD

Competitive Sealed Bids

AWARD

CitiRoof Corp.,
Columbia, MD

AMOUNT

\$193,950.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 9-GM (Cont.)

FUND SOURCE

MCCBL 2010/Item 010 (Provide funds for the State capital facilities Renewal Program-Statewide)

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 (Cont.)

B. Smallwood State Park
Marbury, MD (Charles County)

DESCRIPTION
OSDS nutrient reduction system.

Contract to install new septic tank with

REMARKS
Work includes: excavate & install new pipe work from septic tank to distribution box and make all necessary connections from control panel and electrical components to breaker panel box. Remove, collapse or cap off existing unused pipe work. Test system. Restore site.

Work includes: excavate & install new pipe work from septic tank to distribution box and make all necessary connections from control panel and electrical components to breaker panel box. Remove, collapse or cap off existing unused pipe work. Test system. Restore site.

CONTRACT NO. & TITLE

Project No. P-000-114-910;
On-site Sewage Disposal System Upgrade
Historic Comfort Station

PROCUREMENT METHOD

Small Procurement

AWARD

Outback Porta Jon, Inc.
Huntingtown, MD

AMOUNT

\$11,900.00

FUND SOURCE

MCCBL FY2010 Item 016

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 12-GM (Cont.)

REMARKS

These are anticipated amounts, subject to necessary extensions, in the event the construction takes longer than expected to complete. Construction inspection services are required to ensure compliance with the requirements of the construction contract.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 13-GM

REFERENCE

Department of General Services
Project No: BA-659-075-003
Renovations to the Thomas Hunter Lowe
House of Delegates Office Building

DESCRIPTION

Reference is made to the Department of
General Services Board of Public Works (BPW) Item January 26, 2011, Item 1-C (Revised),
wherein the Board approved the award of a contract to Coakley and Williams in the amount of
\$9,929,000.00.

REMARKS

the fund source as follows:

BPW approval is now requested to revise

FROM: \$3,658,261.58 - MCCBL 2009/Item 005
 \$6,270,738.42 - FY 2012 Funds

TO: \$3,928,239.66 - MCCBL 2009/Item 005
 \$6,000,760.34 - MCCBL 2011/Item 002

MCCBL 2011 funds were not available at the time of the award.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 14-RP

MARYLAND DEPARTMENT OF
TRANSPORTATION

Motor Vehicle Administration (MVA)
Gaithersburg VEIP Station
7405 Lindbergh Dr, Gaithersburg, MD
2.039 acres, (Montgomery County)
File # 00-4048

REFERENCE

Approval is requested to declare surplus the former Gaithersburg VEIP Station located at 7405 Lindbergh Dr, Gaithersburg, MD, which includes 2.039 acres with improvements. Title and transfer documents are subject to legal review.

PROPERTY

2.039 +/- acres improved

OWNERSHIP

State of Maryland, to the use of the Motor Vehicle Administration

REMARKS

1. The Motor Vehicle Administration has determined that this property is excess to the State's needs.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20090605-0741 and has recommended to declare the 2.039 acres of land and building surplus to the State ,and sell the property to the Montgomery County Revenue Authority.
3. The Montgomery County Revenue Authority plans to demolish the building and use the vacant land for an expanded runway protection zone at the nearby Montgomery County Airpark.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 15-RP**DEPARTMENT OF GENERAL SERVICES****CONTRACT NO. AND TITLE**

Title Company Services

DESCRIPTION

Approval is requested for a contracts to all offerors passing both Technical and Price requirements to perform acquisitions and additional related activities as required for residential, commercial, agricultural and unimproved properties in the following jurisdictions: Southern and Upper Eastern Shore Regions (representing Prince George's, Charles, Calvert, St. Mary's, Anne Arundel, Montgomery, Cecil, Kent, Talbot, Queen Anne and Caroline Counties).

The Comprehensive Settlement Fee represents the offeror's fee for title and settlement services for a single transaction. This covers all services normally associated with property transactions, such as settlement charges, document preparation, travel expenses, notary fees, return of deeds, reports after recording and photocopies. The cost of title insurance is by fixed rates approved by The Maryland State Insurance Commissioner

PROCUREMENT METHOD

Competitive Sealed Proposals

BIDS OR PROPOSALS/AWARDS

<u>Offeror</u>	<u>Technical/ Price Evaluation</u>	<u>Comprehensive Settlement Fee</u>
<i>Southern Region Only</i>		
Mudd, Mudd & Fitzgerald P.A. LaPlata, MD	Technical: Pass Price: Pass	\$680.00
<i>Upper Eastern Shore Region Only</i>		
Law Office of Samuel L. Heck Chestertown, MD	Technical Pass Price Pass	\$700.00
<i>Southern and Upper Eastern Shore Regions</i>		
Absolute Title Group Glen Burnie, MD	Technical: Pass Price: Pass	\$625.00
District Title Bethesda, MD	Technical: Pass Price: Pass	\$700.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 15-RP (Cont.)**BIDS OR PROPOSALS/AWARDS (Cont)**

<u>Offeror</u>	<u>Technical/ Price Evaluation</u>	<u>Comprehensive Settlement Fee</u>
The Fisher Law Group Upper Marlboro, MD	Technical: Pass Price: Pass	\$700.00
<i>Southern and Upper Eastern Shore Regions</i>		
Granite Title Associates, Inc. Lutherville, MD	Technical: Pass Price: Pass	\$625.00
Hewitt & Waicker, LLC Towson, MD	Technical: Pass Price: Pass	\$675.00
Lakeside Title Company Columbia, MD	Technical: Pass Price: Pass	\$700.00
Law Office of Henry I. Louis Lutherville, MD	Technical: Pass Price: Pass	\$700.00
Progressive Title Corporation Arnold, MD	Technical: Pass Price: Pass	\$650.00
Property Title & Escrow, LLC Baltimore, MD	Technical: Pass Price: Pass	\$700.00
Wright, Constable & Skeen Baltimore, MD	Technical: Pass Price: Pass	\$650.00
<u>AMOUNT</u>		\$360,000.00 (12 X \$30,000.00) NTE
<u>TERM</u>		7/7/2011-6/30/2014 (3 years)
<u>MBE PARTICIPATON</u>		8%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 15-RP (Cont.)

REMARKS

A notice of the Request For Proposals (RFP) was posted on DGS's Web Site, *eMarylandMarketplace.com*, and advertised in The Afro American, The Daily Record, Prince Georges Sentinel, Chesapeake Publishing & Printing, In addition, direct mailings were made to 100 companies and individuals certified to provide the required services. Nine of those were direct solicitations to MDOT certified MBEs.

Each offeror was evaluated on a pass/fail basis as to whether the proposal met the mandatory requirements of the RFP for all aspects of titling including the offeror's depth of experience in transactional history, the range of knowledge and experience within the offeror's team, plus abstractors' experience and insurance information. Fees were evaluated as pass/fail based on prevailing market rates. Task orders for title services will be awarded on a rotating basis. The Contract contains strict time limits and per diem penalties for delays. The State reserves the right to terminate any contract in whole or part for convenience or default. Each of the twelve (12) contracts awarded will be for a value NTE \$30,000.00 during the 3-year term. The aggregate value of the overall contract award is NTE \$360,000.00. The actual cost will depend on the number and contract price of the properties acquired during the contract term.

RESIDENT BUSINESSES

Yes (11) and No (1)

TAX COMPLIANCE NOS.

- 11-1438-0111 Mudd, Mudd & Fitzgerald
- 11-1451-0110 Samuel L. Heck
- 11-1450-0101 Absolute Title Group, Inc.
- 11-1422-0010 District Title, Corporation*
- 11-1423-0110 The Fisher Law Group, PLLC
- 11-1424-0111 Granite Title Associates, Inc.
- 11-1436-0111 Hewitt & Waicker, LLC
- 11-1437-1011 Lakeside Title Company
- 11-1421-0000 Law Office of Henry I. Louis
- 11-1435-0111 Progressive Title Corporation
- 11-1452-0111 Property Title & Escrow LLC
- 11-1453-0111 Wright, Constable & Skeen

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**DEPARTMENT OF HEALTH & MENTAL HYGIENE**

Women, Infant & Children Division
(Anne Arundel County)

Landlord Arundel Village Plaza, LLC.
222 Courthouse Court, Suite 300
Towson, MD 21204

Property Location 5503 Governor Ritchie Highway, Suite A
Brooklyn Park, MD 21225

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	5,400
<u>Duration</u>	5 Years	<u>Effective</u>	10/1/2011		
<u>Annual Rent</u>	\$88,520.40 (Avg.)	<u>Square Foot Rate</u>		\$16.39 (Avg.)	
		<u>Effective Sq. Ft. Rate</u>		\$19.64 (Avg.)	

Utilities Responsibility Lessee
Custodial Responsibility Lessee
Previous Board Action(s) N/A

Fund Source M00 F0302 06 03 02 0270 100 % Federal

Special Conditions

1. The lease provides 60 use-in common parking spaces free of charge.
2. The lease contains escalations for real estate taxes and custodial services.
3. The lease provides for one (1) renewal term for a five (5) year term.

Remarks

1. This agency will use this space for the standardized new employee training as mandated by the federal government. In addition, the space will be used by the WIC Mid Atlantic Regional Office for staff development training.
2. This lease will consolidate two (2) existing training centers, one from Greenbelt and the other within Anne Arundel County.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 16-LT (Cont.)

- 3. The net usable square foot rental rate will be \$16.48 for years one (1) through two (2) and \$17.25 for years three (3) through five (5). The first 2 months of the first lease year shall be abated resulting in a 5 year average rate of \$16.39. The 2 months rent abatement achieves a savings of \$14,832.00
- 4. This lease contains a termination for convenience clause.
- 5. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland the above space request was advertised in the Daily Record, *eMaryland Marketplace.com* and the DGS website. 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** 17-LT**DEPARTMENT OF HUMAN RESOURCES**

St. Mary's County Department of Social Services
Lexington Park, MD (St. Mary's County)

Landlord The Millison Residuary Trust
21909 Three Notch Rd
Lexington Park, MD 20653

Property Location 21775 Great Mills Rd & 21783 N. Coral Dr
Lexington Park, MD 20653

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	
<u>Duration</u>	10 Years	<u>Effective</u>	8/1/2011	Great Mills Rd	14,000
<u>Annual Rent</u>	\$283,860.00	<u>Square Foot Rate</u>	\$17.10 (Avg.)	N. Coral Dr	2,600
	(Avg.)	<u>Previous Square Foot Rate</u>	\$15.91	Total	16,600
		<u>Effective Square Foot Rate</u>	\$18.75		
		<u>Previous Eff. Square Foot Rate</u>	\$15.91		

Utilities Responsibility Tenant
Custodial Responsibility Landlord
Previous Board Action(s) 8/30/2000 - 18-L

<u>Fund Sources</u>	<u>General 53%</u>	<u>Federal 47%</u>	<u>Total 100%</u>
N00G0002 7B06 1351 G0010	\$ 57,468.48	\$ 50,962.62	\$108,431.10
N00G0003 7C06 1351 G3010	\$ 53,734.53	\$ 47,651.37	\$101,385.90
N00G0004 7D06 1351 G4100	\$ 13,077.91	\$ 11,597.39	\$ 24,675.30
N00G0005 7E06 1351 G5000	\$ 3,761.15	\$ 3,335.36	\$ 7,096.51
N00G0006 7F06 1351 G6010	\$ 22,403.74	\$ 19,867.46	\$ 42,271.20
Total	\$150,445.80	\$133,414.20	\$283,860.01

History Reference is made to BPW Item 18-L of 8/30/ 2000, wherein the Board approved an intergovernmental sub-lease for 14,600 nuf of office space located at 21775 Great Mills Rd & 21783 N. Coral Dr, Lexington Park, MD 20653 for DHR. The Sub-Landlord was the St. Mary's County Community Development Corporation (SMCCDC); a St. Mary's County Government entity that had a symbiotic relationship with the St. Mary's County Department of Social Services (SMCDSS) providing employment services to clients served at this location. The SMCCDC leased 16,600 nuf of office space from

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 17-LT (Cont.)

The Millison Residuary Trust; they then sub-leased 14,600 nusf of the space to the State of Maryland to the use of DHR. SMCCDC determined not to continue its services at this location and vacated the space terminating its lease with the Landlord effective May 1, 2011. DHR desires to lease the entire 16,600 nusf of office space vacated by SMCCDC to continue its current Social Service operations and to house the Child Advocacy Center.

Special Conditions

1. The lease contains escalation/de-escalation for real estate taxes and custodial service.
2. The lease contains one (1) option renewal for five (5) years.
3. The lease incorporates 70 use-in-common parking spaces at no cost.
4. The net usable square foot (nusf) rental rate commences at \$15.27 for years 1 to 3 and increases to \$16.86 for years 4 to 6, increases to \$18.34 for years 7 & 8 and concludes with a rental rate of \$18.95 in years 9 & 10.

Remarks

1. This space has been used since May 1, 2001 as a Social Services office offering Family Investment Administration (FIA) programs to clients in St. Mary's County. FIA administers food stamps, Medicaid, cash and emergency assistance programs. The expanded space will house the Child Advocacy Center Office (CAC). This unit is comprised of medical personnel, local police and attorneys that conduct investigations for the prosecution of offenders that sexually abuse our youth.
2. The lease contains a termination for convenience clause.
3. Through negotiations the Department of General Services secured a rental cost avoidance of \$48,140 over the term of the lease by reducing the Landlord's existing renewal net usable square foot (nusf) rental rate by \$0.29 per nusf from \$17.39 to an average of \$17.10 per nusf.
4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 18-LT

DEPARTMENT OF THE JUDICIARY

District Court
Baltimore City

Landlord

Mayor and City Council of Baltimore
Baltimore City Parking Authority
d/b/a the Parking Authority of Baltimore City
200 W. Lombard St, Suite B
Baltimore, MD 21201

Property Location

510 E. Lexington St
Baltimore, MD 21201

Space Type Garage Parking
Duration 5 Years
Annual Rent \$38,688.00

Lease Type New
Effective 7/10/2010
Rate/Space/Month \$104.00
Number of Spaces 31

Utilities Responsibility
Custodial Responsibility

Landlord
Landlord

Previous Board Actions

6/18/03 – 2L; 8/24/94 – 27L.

Fund Sources

100% General 10 00004 01 AOBJ 1301

Remarks

1. These spaces are used by District Court employees located at 501 E. Fayette Street, Baltimore City.
2. Through negotiations the Department of General Services Office of Real Estate secured a rental cost savings of \$20,460.00 for the term by reducing the rental rate by \$11.00/space/month.
3. The number of spaces complies with the 1:3 ratio established for this area.
4. The lease contains a termination for convenience clause.

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** 20-LT-OPT**DEPARTMENT OF BUSINESS & ECONOMIC DEVELOPMENT**Cumberland, MD
(Allegany County)

Landlord Larcorp, LLC.
138 Baltimore St
Cumberland, MD 21502

Property Location 138 Baltimore St
Cumberland, MD 21502

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	1,245
<u>Duration</u>	5 Years	<u>Effective</u>	8/1/2011		
<u>Annual Rent</u>	\$14,940.00	<u>Square Foot Rate</u>		\$12.00	
		<u>Previous Sq. Ft. Rate</u>		\$15.75	
		<u>Effective Sq. Ft. Rate</u>		\$14.61	
		<u>Prev. Eff. Sq. Ft. Rate</u>		\$15.75	

Utilities Responsibility Tenant

Custodial Responsibility Landlord

Previous Board Action(s) 8/31/05 -16-L

Fund Source T00A001 T00E001 T00F001 T00G001 100% General Funds

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 5 years subject to Board of Public Works approval.

Remarks

1. The space is used as a client contact office for the Department of Business and Economic Development (DBED) Allegany County Regional Field Office. The staff of this office is primarily responsible for assisting businesses with retention and expansion of business opportunities within the State.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 20-LT-OPT (Cont.)

2. The reduction in base rent from the previous lease reduces the annual rent by \$4,275.00 per year, or \$21,375.00 over the 5 year term of the lease.
3. Due to re-measurement, demised premises were found to be 25 NUSF larger than previously documented in the previous lease (1,220 NUSF). The new lease stipulates that the utilities will be direct to the State.
4. This 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.

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** 21-LT-OPT**MARYLAND STATE DEPARTMENT OF EDUCATION**

Division of Rehabilitation Services
Cumberland, MD
(Allegany County)

Landlord Larcorp, LLC
138 Baltimore St
Cumberland, MD 21502

Property Location 138 Baltimore St
Cumberland, MD 21502

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	2,400
<u>Duration</u>	5 Years	<u>Effective</u>	9/1/2011		
<u>Annual Rent</u>	\$28,800.00	<u>Square Foot Rate</u>	\$12.00		
		<u>Previous Sq. Ft. Rate</u>	\$15.75		
		<u>Effective Sq. Ft. Rate</u>	\$14.61		
		<u>Prev. Eff. Sq. Ft. Rate</u>	\$15.75		

Utilities Responsibility Tenant
Custodial Responsibility Landlord
Previous Board Action(s) 9/21/05 -Item 17-L
Fund Source R00A01.21 PCA U1507 100% Federal Funds

Special Conditions

1. This lease contains escalations/de-escalations for real estate taxes and custodial services.
2. This lease has 1 renewal option for 5 years subject to Board of Public Works approval.

Remarks

1. The space is to be used as a client contact office to provide services to individuals with disabilities. Services include interviewing, testing, counseling and coordination of activities to facilitate gainful employment for the client.
2. The reduction in base rent from the previous lease reduces the annual rent by \$9,000.00 per year, or \$45,000.00 over the 5 year term of the lease.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 21-LT-OPT (Cont.)

- 3. The new lease stipulates that the utilities will be billed directly to the State.
- 4. This 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.

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 grant agreements, and authorize that funds be encumbered for the following grants:

Board of Trustees of Adkins Arboretum, LTD (Caroline County)

Adkins Arboretum Native Garden Gateway

“For the construction, restoration, capital equipping, and site improvements of the Adkins Arboretum Native Garden Gateway, located in Ridgley.”

\$25,000.00

*Maryland Consolidated Capital Bond Loan of 2009 (LSI - Chapter 485, Acts of 2009)
DGS Item G109*

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2009 (LHI - Chapter 485, Acts of 2009)
DGS Item G058, SL-063-090-038*

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 Trustees of Adkins Arboretum, LTD. has submitted evidence in the form of canceled checks and invoices that it has \$126,858.22 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.*

BACKGROUND

Total Project	\$1,575,000.00
09-G109 (This Action)	\$ 25,000.00
09-G058 (This Action)	\$ 100,000.00
Local Cost	\$1,450,000.00

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 23-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.

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:

Town of Easton (Talbot County)

Frederick Douglass Memorial

“For the design and construction of a monument to the life and legacy of Frederick Douglass, to be located in Easton.”

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2005 (Chapter 445, Acts of 2005; amended Chapter 66, Acts of 2007 and Chapter 707, Acts of 2009)

DGS Item G063, (SL-089-050-038)

MATCHING FUND

The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than June 1, 2011. The Town of Easton has submitted evidence in the form of canceled checks and invoices that it has \$129,664.80 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 Town of Easton \$29,664.80 for eligible expenditures.

BACKGROUND

Total Project	\$200,000.00
05-G063 (This Action)	\$100,000.00
Local Cost	\$100,000.00

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 24-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.

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

RECOMMENDATION That the Board of Public Works certify matching funds, enter into a grant agreements, and authorize that funds be encumbered for the following grants:

Board of Directors of Addiction Recovery, Inc. (Anne Arundel County)

Hope House

"For the repair, renovation, and capital equipping of Hope House, an alcohol and drug addiction residential treatment facility, located in Crownsville."

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2007 (LSI - Chapter 488, Acts of 2007 and as amended by Chapter 707, Acts of 2009)

DGS Item G094 (SL-057-070-038)

MATCHING FUND

The MCCBL requires the grant recipient to provide a matching fund of \$50,000 and the Board of Public Works to certify a matching fund no later than June 1, 2011. The Board of Directors of Addiction Recovery, Inc. has submitted documentation that it has \$180,472.39 in a financial institution 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.*

BACKGROUND

Total Project	\$300,000.00
07-G094 (This Action)	\$100,000.00 - Match \$50,000
07-G023 (Prior Action)	\$100,000.00 - Match \$50,000
Local Cost	\$100,000.00

(Prior Action: 05/06/09 Agenda, Item 19-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.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 25-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.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

225

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 Leadership Through Athletics, Inc. (Baltimore County)
Leadership Through Athletics Facility
"For the planning, design, construction, reconstruction, and capital equipping of the
Leadership Through Athletics Facility, located in Landsdowne."*

\$35,000.00

*Maryland Consolidated Capital Bond Loan of 2009 (LHI - Chapter 485, Acts of 2009)
DGS Item G054, (SL-005-040-038)*

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 Leadership Through Athletics, Inc. has submitted evidence in the form of canceled checks and invoices that is has \$70,574.00 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 Leadership Through Athletics, Inc. \$35,000.00 for eligible expenditures.

BACKGROUND

Total Project	\$370,000.00
09-G054 (This Action)	\$ 35,000.00
05-G080 (Prior Action)	\$ 25,000.00
04-G061 (Prior Action)	\$125,000.00
Local Cost	\$185,000.00

(Prior Actions: 5/21/08 Agenda, Item 24-CGL; 8/22/07 Agenda, Item 24-CGL; 10/20/04 Agenda, Item 13-CGL)

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 26-CGL (Cont.)

- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 27-CGL

MARYLAND HIGHER EDUCATION COMMISSION

RECOMMENDATION:

That the Board of Public Works authorize that funds be encumbered for the following grant:

Community College of Baltimore County

Owings Mills Center – Construction and Furniture/Equipment

“Design and construction of an Education Center for Northwest Baltimore County which will be co-located with a branch of the County Public Library as part of the public-private Owings Mills Town Center project.”

\$6,634,000.00

Maryland Consolidated Capital Bond Loan of 2002, Item 123, \$ 149,948.61.

Maryland Consolidated Capital Bond Loan of 2003, Item 033, \$ 295,679.14.

Maryland Consolidated Capital Bond Loan of 2011, Item 014, \$6,188,372.25.

CC-04-MC04/11-358

MATCHING FUND

Community College of Baltimore County –

\$6,634,000.00 Cost sharing is 50% State share, 50% local share and is in accordance with Section 11-105(j) of the Education Article.

BACKGROUND:

	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$ 13,968,000.00	\$6,984,000.00	\$6,984,000.00
This Action	\$ 13,268,000.00	\$6,634,000.00	\$6,634,000.00
Previous Action 28-CGL, 09/20/06	\$ 700,000.00	\$ 350,000.00	\$ 350,000.00

REMARKS:

- (1) This action is in accordance with Procedures and Guidelines adopted by MHEC 06/02/92 and approved by BPW 06/17/92.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by the Community College of Baltimore County and signed by local authorities.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 27-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.

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

APPROVED

DISAPPROVED

DEFERRED

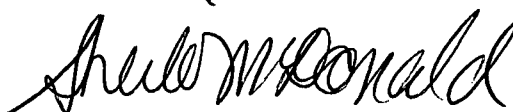
WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of July 6, 2011 was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sheila McDonald". The signature is written in a cursive style with a large, prominent "S" and "M".

Sheila C. McDonald, Esq.
Executive Secretary

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