

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS
November 3, 2010

BOARD OF PUBLIC WORKS
TABLE OF CONTENTS
NOVEMBER 3, 2010

I. ITEMS SUBMITTED ON THE SECRETARY'S AGENDA

Department of Agriculture	
Agricultural Cost Share Program	4-6
Board of Public Works	
Procurement Agency Activity Report.....	7
Wetlands Licenses.....	8-9
Morgan State University	10-11
Maryland Stadium Authority	12-13
State Treasurer.....	14-15
APPENDIX.....	16-21
SUPPLEMENT A - Program Open Space.....	22-30
SUPPLEMENT B - Budget & Management.....	31-55
SUPPLEMENT C - University System of Maryland.....	56-75
SUPPLEMENT D – Department of Information Technology	76-83

II. ITEMS SUBMITTED ON THE DEPARTMENT OF TRANSPORTATION AGENDA:

Construction Contracts	84-87
Maintenance Contracts.....	88-103
General/Miscellaneous.....	104-108

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

Construction Contracts	109-110
AE Service Modification	111-112
Maintenance Contracts	113-114
General Miscellaneous	115-116
Real Property	117-120
Leases.....	121-125
Capital Grants and Loans	126-140

INDEX	142-143
--------------------	----------------

**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, NOVEMBER 3, 2010**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, November 3, 2010.

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 2002
Maryland Consolidated Capital Bond Loan of 2004
Maryland Consolidated Capital Bond Loan of 2005
Maryland Consolidated Capital Bond Loan of 2006
Maryland Consolidated Capital Bond Loan of 2007
Maryland Consolidated Capital Bond Loan of 2008
Maryland Consolidated Capital Bond Loan of 2009
Maryland Consolidated Capital Bond Loan of 2010

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

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

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

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

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 25 individual grants under the Maryland Agricultural Cost-Share Program.

A. Total submission amount: \$160,900.

Agreement #	Recipient	County	Amount
AT-2011-1814-R	ESTATE OF ROBERT L. DAVIS, SR	Kent	6,700
CH-2011-1908	C & M ELLINGSWORTH, INC.	Queen Anne's	13,300
CR-2011-1840	MARK S. ANDERS	Talbot	8,900
CR-2011-1877	WEER & COMPANY	Caroline	9,100
CR-2011-1880	FLORENCE M. MESSIX	Queen Anne's	1,100
LS-2010-2133	PATRICIA A. ANDERSON	Harford	18,100
MP-2011-1783	JOHN E. WILLIAMS, JR	Frederick	4,300
MP-2011-1785	M. DENNIS SHAFER	Frederick	2,900
MP-2011-1847	MARYLAND LOCUST CREST, INC	Carroll	8,200
MP-2011-1884	JOHN PARKER SMITH	Carroll	16,200
MP-2011-1885	5D FARMS, L.L.C.	Carroll	8,100
MP-2011-1895	STANLEY D. PENNINGTON	Carroll	4,700
MP-2011-1915	RALPH L. ROBERTSON, JR	Carroll	1,700
MP-2011-1916	RALPH L. ROBERTSON, JR	Carroll	2,500
NW-2011-1824	BRUCE E. NICHOLS	Wicomico	11,300
NW-2011-1898	FREDERICK E. WINDSOR	Dorchester	1,900
NW-2011-1899	FREDERICK E. WINDSOR	Dorchester	8,200
RS-2011-1901	ROBERT L. KONDNER	Baltimore	12,100
RS-2011-1907	ARMACOST FARMS, INC.	Baltimore	8,700
UP-2011-1845	RONALD L. INGRAM	Washington	12,900

Fund Source: MCCBL of 2009/Item 09083: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

B. Total submission amount: \$105,600.

Agreement #	Recipient	County	Amount
CR-2011-1855-B	JAMES S. HARRISON	Talbot	19,500
CR-2011-1896-B	FLINTROCK FARM	Queen Anne's	30,800
MP-2010-2243	JEFFREY A. ENGLAND	Frederick	6,600
PR-2011-1878	ANDREW J. HAGGERTY	Wicomico	20,000
RS-2011-1900	ROBERT L. KONDNER	Baltimore	28,700

Fund Source: CBTF of 2011/Item 55103: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

SECRETARY'S AGENDA

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

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

NOVEMBER 3, 2010

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 5 individual grants under the Maryland Agricultural Cost-Share Program.

A. Total submission amount: \$3,990.43.

Agreement #	Recipient	County	Amount \$
AT-2010-1725-R	BAYVIEW FARMS	Kent	760.09
CH-2010-1919	THE HEDGEWOOD LIMITED PARTNERSHIP	Kent	1,752.63
MP-2008-3326	RANDY D. SOWERS	Frederick	967.00
MP-2010-1611	BRAD J. SCHOTT	Carroll	105.06
UP-2009-2907	BAKER FARMS, LLC	Washington	405.65

Fund Source: MCCBL of 2008/Item 08066: *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

NOVEMBER 3, 2010

SECRETARY'S AGENDA

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

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

Submission of the Procurement Agency Activity Reports by:

Department of General Services, June 2010

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

NOVEMBER 3, 2010

SECRETARY'S AGENDA

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

4. 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

10-0810 ANNE ARUNDEL COUNTY DEPT. OF PUBLIC WORKS – To hydraulically/mechanically maintenance dredge a channel and provide for a six-year dredging period – Duvall Creek, Annapolis

BALTIMORE CITY

10-1001 BALTIMORE CITY DEPT. OF TRANSPORTATION – To replace an existing 11-slip marina by removing/replacing existing piers – Patapsco River, Boston Street

BALTIMORE COUNTY

09-0216 MILTON REHBEIN – To replace bulkhead, construct stone revetment and a timber pier extension, and emplace mooring/boatlift piles – Galloway Creek, Middle River

DORCHESTER COUNTY

10-0189 DORCHESTER COUNTY DEPT. OF PUBLIC WORKS – To construct two stone jetties and four stone breakwaters - Fishing Bay at Elliott Island Marina

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

SECRETARY'S AGENDA

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

HARFORD COUNTY

10-0237 HARFORD COUNTY DEPT. OF PUBLIC WORKS – To install, by directional drill method, a pressure force sewer main – Bush Creek and Bush River, Abingdon

SOMERSET COUNTY

10-0774 SOMERSET COUNTY COMMISSIONERS – To upgrade a bridge by reinforcing pile caps and adding to stone rip rap – Teague Creek, Rumbley

WICOMICO COUNTY

10-0745 SBY RIVER LLC – To maintenance dredge an area, to construct a replacement bulkhead, and to excavate an upland area and create a basin – Wicomico River, Salisbury

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

SECRETARY'S AGENDA

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

5. MORGAN STATE UNIVERSITY
Business Management Complex

CONTRACT ID: Design Services: Business Management Complex
 Project No. DCM-BMC-10-1AE

FIRM: Ayers Saint Gross in association with KPF

DESCRIPTION: Design services for Business Management Complex from pre-schematic through the design development phase only.

TERM: 1,553 Calendar Days from issuance of Notice to Proceed

AMOUNT: \$2,302,255.00 (Design Services Pre Schematic - DD only)

PROCUREMENT METHOD: A/E

<u>Firm</u>	<u>Technical</u>	<u>Oral</u>	<u>Composite</u>	<u>Final Ranking</u>
Ayres Saint Gross/KPF	70.4	23.50	93.90	1
GWWO.Inc.Perkins/Will	69.33	20.50	89.83	2
Ziger/Snead- Burt Hill	67.01	21.49	88.50	3
Freelon/Design Collective	67.75	16.91	84.67	4
RMJM & Penza Bailey Architects	66.92	17.08	84.00	5
Cho Benn Holback/Sasaki	65.42	18.33	83.75	6

MBE PARTICIPATION: 30%

PERFORMANCE BOND: This contract contains a Performance and Payment Bond in the amount of 100% of the contract.

REMARKS: Currently, \$4.3 million of funding is available for the design of the School of Business. The total value of the design contract is \$6,346,500. This cost is within the expected amount for this type of facility when the full scope of work is considered. Currently, there is not sufficient funding to award the full contract. To enable the project to proceed without a significant delay, the University is requesting that the contract be partially awarded for design services from pre-schematic through design development at a cost of \$2,302,255. The University is seeking additional funding during the FY12 Legislative Session to enable the balance of the contract to be awarded in July 2011. The Office of Capital Budgeting and the Budget Committees have been apprised of this requested action.

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

SECRETARY'S AGENDA

5. MORGAN STATE UNIVERSITY (cont'd)
Business Management Complex

REMARKS: (cont'd) The team of ASG/KPF was selected from a three-step process. Seventeen technical proposals were received and evaluated; six firms were short-listed to make oral presentations; the best team (the team with the highest combined technical and oral score) was requested to submit a price proposal. Negotiation of the price proposal took place reducing the initial price request by almost \$1million, by clarifying/fine tuning the scope of work and schedule.

The ASG/KPF team includes 17 sub-consultants with 14 sub-consultants from Maryland and will employ approximately 34 persons throughout the project. The Morgan State University Department of Design and Construction Management will manage the AE teams work with procurement support provided by the University's Department of Procurement and Property Control.

FUND SOURCE:

MCCBL of 2008/Item 08068 - \$3,100,000 *Provide funds to design a new School of Business Complex at the Northwood Shopping Center*

MCCBL of 2009/Item 09090 - \$942,794 *Provide funds for the detailed design of a New School of Business Complex*

MCCBL of 2010/Item 10080 - \$250,000 *Provide funds for the detailed design of a New School of Business Complex*

MD TAX CLEARANCE: 10-5738-1110

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

NOVEMBER 3, 2010

SECRETARY'S AGENDA

Contact: Eric Johnson (410) 333-1560
EricJohnson@mdstad.com

6. MARYLAND STADIUM AUTHORITY

CONTRACT ID: Baltimore Grand Prix Pit Lane Improvements

CONTRACT APPROVED: Secretary's Agenda Item 22 (6/9/10)

CONTRACTOR: J. Vinton Schafer & Sons, Inc.

CONTRACT DESCRIPTION: Modify existing parking lots and roadways along the east side of the Camden Yards Sports Complex to prepare for Baltimore Grand Prix Road Race.

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

TERM: November 4, 2010 through June 1, 2011

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 27%

ORIGINAL CONTRACT AMOUNT: \$27,900 (pre-construction fees only)

AMOUNT OF MODIFICATION: \$1,490,682

TOTAL AMOUNT: \$1,518,582

FUND SOURCE: MSA Operating/Non- Budgeted Funds

REMARKS: This is a request to award Guaranteed Maximum Price (GMP) package for demolition/site/ utilities, landscaping, electrical, and concrete trades work. The initial award was for preconstruction services only. Project bids were advertised on September 9, 2010 on *eMaryland marketplace, McGraw-Hill Dodge, Builders Congress and Exchange, Maryland-Washington Minority Contractors*, as well as via direct solicitation. Sixteen bids were received for the four packages.

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

SECRETARY'S AGENDA

6. MARYLAND STADIUM AUTHORITY (cont'd)

REMARKS: (cont'd) The initial MBE participation goal for the project has been set at 25%. The current modification request includes 27% MBE participation for the package. In an effort to maximize certified trade contractor participation, the Stadium Authority sponsored an opportunity fair on September 1. Attending the fair in addition to J. Vinton were representatives of MDOT, MdTA, GOMA, Baltimore City DOT, multiple trade contractors, and suppliers.

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5764-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

(REVISED)**BOARD OF PUBLIC WORKS****NOVEMBER 3, 2010****SECRETARY'S AGENDA**

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

7. STATE TREASURER
November 2010 Energy Performance Contract Lease-Purchase Financing

The State Treasurer recommends that the Board of Public Works approve the award of the November 2010 Energy Performance Contract Lease-Purchase Financing Agreement for financing the acquisition of certain energy systems and equipment by the Maryland Aviation Administration. This November 2010 Energy Lease will provide financing for \$17,482,889.98 in equipment purchases and related facility energy improvements for the MAA at BWI Marshall and Martin State Airports. The Board previously approved the award of Phase II of an Energy Performance Contract between MAA and Pepco Energy Services, Inc. which contemplated this energy-lease financing. DOT Item 1-C (9/1/10)

TERM: October 28, 2010 through November 18, 2010

PROCUREMENT METHOD: Competitive Sealed Bids

AWARD: Chase Equipment Finance, Inc.

BIDS: The award was based on the lowest fixed interest rate submitted by the bidders.

<u>Bidder's Name</u>	<u>Interest Rate</u>
Chase Equipment Finance, Inc.	2.69%
PNC Equipment Finance	3.19%
SunTrust Equipment Finance & Leasing Corp.	3.30%

MBE GOAL: The selected bidder shall make a good faith effort to use a minority bank as escrow agent.

FUND SOURCES: MAA operating budgets

AMOUNT: \$17,482,889.98

(REVISED)**BOARD OF PUBLIC WORKS****NOVEMBER 3, 2010****SECRETARY'S AGENDA**

7. **STATE TREASURER** (cont'd)
November 2010 Energy Performance Contract Lease-Purchase Financing

REMARKS: The State Treasurer's Office issued an Invitation for Bids on October 7, 2010, for financing on a consolidated basis \$17,482,889.98 in energy systems or equipment; published it on *eMarylandMarketplace*; posted on the websites for the National Association of State Treasurers and the State Treasurer's Office; and emailed to 30 firms known to be active in financing municipal leases. The lease financing is expected to close no later than November 18, 2010. The bids were evaluated on the lowest fixed interest rate on the actual amounts to be financed from 11/18/2011 to 7/1/2025.

Reference is made to DOT Item 1-C (9/1/10) in which it is stated that Pepco Energy Services, Inc. guarantees that the MAA will realize a total annual savings of \$2,055,251 per year for fifteen years and will provide MAA with a renewable one year energy savings bond as a guarantee of the energy savings. The winning bidder's debt service payments per fiscal year total **\$1,600,406**.

As described in Secretary's Agenda, Item 14 (10/21/09), because of market volatility, the State Treasurer's Office determined to solicit new energy lease financing bids every two months or as necessary to meet actual energy lease financing needs, rather than use a long-term Master Lease. This Agenda Item represents the third such financing.

Following the November 2010 Energy Performance Contract Lease-Purchase Financing, the remaining balance of the \$200 million originally approved by the Legislative Policy Committee and the Board for energy lease financing will be approximately \$160.3 million.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:
APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

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

NOVEMBER 3, 2010

APPENDIX

SECRETARY'S AGENDA

Contact: Jerry Dziecichowicz 410-333-3228
jdziecichowicz@dhhm.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Office of Chief Medical Examiner

CONTRACT TITLE: Emergency Equipment Acquisition
M00P1402170

CONTRACT TYPE: Supply

DESCRIPTION: Emergency equipment purchase of an Aperio Tissue Slide Scanner was necessary due to the critical backlog of histology cases. Federal funding was made available to assist in the purchase of this equipment.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: July 23, 2010

BIDS: \$234,124

AWARD: Aperio Technologies, Inc.
1396 Park Center Drive
Vista, CA 92081

AMOUNT: \$234,124

CONTRACT AWARD DATE: July 30, 2010

TERM: July 23, 2010 – September 30, 2010

MBE PARTICIPATION: None

FUND SOURCE: 100% Federal

APPROP. CODE: M00.F0601

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)**PERFORMANCE SECURITY:** None**REMARKS:**

Nature of Emergency: The backlog developed from a slow steady increase in demand for microscopic tissue slide requests made on the histology department. The problem started in February 2009 when a lab assistant resigned and the OCME had substantial difficulty in getting approval to hire another person. When fully staffed, the histology department has three employees who produce over 11,000 tissue slides annually; with the lab assistant's departure, only two employees are available for this work. Further, a 2009 Supreme Court decision changed the way and type of information that medical examiner offices forward to State's Attorney offices. At the same time Public Defender offices increased the number of subpoenas for copies of full case records including recuts of tissue slides for their own experts to review. Each of these things had an impact on the department, adding to backlog and delaying critical information from being given to the medical examiners. Short staffing is also a problem because medical examiners are required to finish cases within 90 days or OCME faces a phase II violation by NAME and risks losing its accreditation.

Basis for Selection: The Aperio is the only complete and integrated solution for digital pathology. This instrument is US made, based in California with local support available in Maryland. Similar equipment is installed at University of Maryland Medical School and at JHU Medical School. The Aperio is the only instrument offering line scanning technology, fully licensed, and owns the intellectual property to offer this technology. This device does not use Bayer Mask color interpolation, and automatically self-calibrates for each slide without manual intervention. Further, this instrument offers integrated image file management software for digital slide organization, searching and report creation. Total cost of ownership is preferred due to the lower service agreement fees. Parts and maintenance services are available locally. The decision was based upon the following criteria:

**BOARD OF PUBLIC WORKS
NOVEMBER 3, 2010
APPENDIX
SECRETARY'S AGENDA**

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)

REMARKS: (cont'd)

- (1) The vendor must offer a complete and integrated solution for Digital Pathology, that therefore includes the following key system aspects:
- a. Slide scanning device
 - b. Image viewing software
 - c. Image and database management software
 - d. Image Analysis capability
 - e. Digital immunohistochemistry solutions
 - f. An open platform for integration to existing LIS or lab workflow infrastructure
- (2) The proposed scanning device must offer line scanning technology, and be fully licensed or own the intellectual property to offer this technology.
- (3) The proposed brightfield scanning device must not utilize Bayer Mask color interpolation.
- (4) The proposed brightfield scanning device must automatically 'self-calibrate' for each slide scanned without manual intervention.
- (5) The proposed solution must offer integrated image file management software that allows for logical digital slide organization, searching, and report creation.

Late Report: The report of this emergency procurement was delayed in order to confirm that the equipment was received, installed, and functioning properly before acceptance. This did not occur until September 17, 2010.

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-5618-1111

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS**NOVEMBER 3, 2010****APPENDIX****SECRETARY'S AGENDA**

Contact: Tom Jackson 410-767-6808
TJacsKon@dhhm.state.md.us

REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 2**

DEPARTMENT OF HEALTH AND MENTAL HYGIENE
Rosewood Hospital Center

CONTRACT TITLE: Emergency Guard Services
M00B1400282

CONTRACT TYPE: Service

DESCRIPTION: Emergency Security Guard services at Rosewood

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: September 20, 2010

BIDS: \$88,822.75

AWARD: Dunbar Security Services

AMOUNT: \$88,822.75

CONTRACT AWARD DATE: October 1, 2010

TERM: 10/01/2010 – 01/31/2011

MBE PARTICIPATION: None

FUND SOURCE: 100% General

BOARD OF PUBLIC WORKS

NOVEMBER 3, 2010

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

APPROP. CODE: M00M0201-Rosewood Center

PERFORMANCE SECURITY: None

INCUMBENT: None

REMARKS:

Nature of Emergency: Rosewood Center, awarded a guard services contract to Graham Security Services in 2009. (DGS Item 4-M [7/22/09 BPW]); a two month extension was approved by DGS on July 13 which meant that the contract was due to expire on September 30. Due to a fire at the facility on August 8 (the cause of which is still under investigation by the State Fire Marshall), and a review of Graham Security's professional conduct while it held this contract, it was decided that the contract option would not be exercised and that an interim four month contract would be put in place to allow DGS time to procure a new one year contract with a one-year renewal option. The current emergency contract was put in place with Dunbar Security Systems.

Basis for Selection: Dunbar was the second lowest of six bids on the original solicitation. It holds other DGS contracts and have performed satisfactorily in the past. Time was of the essence for this short duration contract.

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5535-1111

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

PROGRAM OPEN SPACE - SUPPLEMENT A

BOARD OF PUBLIC WORKS

November 3, 2010

Secretary's Agenda

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

ITEM 1A
RURAL LEGACY PROGRAM FUNDS:
MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2009:

Approval is requested to grant to The Nature Conservancy and The Conservation Fund \$182,171.10 for the following project from the Rural Legacy Funds and MCCBL proceeds as noted.

PROJECT NAME: Nanticoke River Rural Legacy Area

REFERENCE: The Board of Public Works authorized a \$1,000,000 FY 2009 grant on the January 7, 2009 Program Open Space Agenda Item 10A, a \$1,500,000 FY 2010 grant on the December 16, 2009 Program Open Space Agenda Item 10A, for easement acquisitions in Dorchester County.

PROJECT DESCRIPTION:

Reid, Harry Farm - \$182,171.10

Acquisition of this 125.5441 acre conservation easement in Dorchester County will protect valuable forest and farm land. The easement will be held by the Maryland Department of Natural Resources and the United States of America, Department of the Navy.

VALUE OF EASEMENT: Total easement value \$310,000.00 - \$2,470.12 per acre (The Department of the Navy is contributing \$155,000.00 pursuant to an Encroachment Protection Agreement with DNR, The Nature Conservancy, and The Conservation Fund.)

TOTAL OTHER COSTS: \$ 27,171.10
ADMINISTRATIVE: \$ 9,300.00
INCIDENTAL: \$ 17,871.10 (\$3,150.00 - Legal fees
\$4,875.00 - Appraisals
\$6,700.00 - Survey
\$1,171.10 - Title Work
\$1,975.00 - Environ. Assmt.)

AMOUNT REQUESTED: \$182,171.10

FUND SOURCE: Program 81.20.04 Item 025 \$ 27,171.10 (FY 2009)
MCCBL of 2009: Rural Legacy Program
Program 89.22.45 Item 062 \$155,000.00 (FY 2010)

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

Approved Disapproved Deferred Withdrawn
With Discussion ✓ Without Discussion

PROGRAM OPEN SPACE - SUPPLEMENT AGENDA

BOARD OF PUBLIC WORKS

November 3, 2010

Secretary's Agenda

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

ITEM 2A
RURAL LEGACY PROGRAM FUNDS:
MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2009:

Approval is requested to grant to Harford County \$120,000.00 for the following project from Rural Legacy Funds.

PROJECT NAME: Deer Creek Valley Rural Legacy Area

BACKGROUND: The Board of Public Works authorized a \$750,000 FY 2010 Grant for easement acquisitions in Harford County for the Deer Creek Valley Rural Legacy Area on the December 16, 2009 Program Open Space Agenda Item 10A.

PROJECT DESCRIPTION:

Ralph & Sabrina Norton - \$120,000.00

Acquisition of this 16.825 acre conservation easement located in the Deer Creek Valley Rural Legacy Area of Harford County preserves forest land. Water quality will be protected through permanent forested riparian buffers along Deer Creek and tributaries on the property which feed into the Susquehanna River, a tributary of the Chesapeake Bay. This easement completes protection of a series of parcels owned by the same family and is being sold at a 41% discount. The easement will be held by Harford County.

VALUE OF EASEMENT: Total easement value \$120,000.00 - \$7,132.24 per acre

TOTAL OTHER COSTS: \$ -0-

ADMINISTRATIVE: (County paying)
INCIDENTAL: (County paying)
PROGRAM COMPLIANCE: (County paying)

AMOUNT REQUESTED: \$120,000.00

FUND SOURCE: MCCBL of 2009: Rural Legacy Program
Program 89.22.45 Item 062 \$120,000.00 (FY 2010)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

PROGRAM OPEN SPACE - SUPPLEMENT AGENDA

BOARD OF PUBLIC WORKS

November 3, 2010

Secretary's Agenda

ITEM 3A

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

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

Approval is requested to grant to The Manor Conservancy of Baltimore County \$424,826.46 for the following project from Rural Legacy Funds.

PROJECT NAME: Manor Rural Legacy Area

BACKGROUND: The Board of Public Works authorized a \$750,000 FY 2008 Grant for easement acquisitions in Baltimore County for the Manor Rural Legacy Area on the April 2, 2008 Program Open Space Agenda Item 9A.

PROJECT DESCRIPTION:**James & Cynthia Franzoni - \$424,826.46**

Acquisition of this 27.598 acre conservation easement located in the Manor Rural Legacy Area of Harford County preserves agricultural land. Water quality will be protected through permanent riparian buffers of streams on the property which feed into Little Gunpowder Falls, a tributary of the Chesapeake Bay. The property is an integral part of the rural scenic landscape of this Rural Legacy Area and is adjacent to lands protected by conservation easements held by the Maryland Environmental Trust and the Harford County Agricultural Land Preservation Program. The easement will be held by The Manor Conservancy and the Maryland Department of Natural Resources.

VALUE OF EASEMENT: Total easement value \$404,717.24 - \$14,664.7 per acre

TOTAL OTHER COSTS: \$ 20,109.22

ADMINISTRATIVE:	\$12,141.51
INCIDENTAL:	\$ 1,521.96 (title binder)
	\$ 375.00 (title search)
PROGRAM COMPLIANCE:	\$ 6,070.75

AMOUNT REQUESTED: \$424,826.46

FUND SOURCE: Program 81.20.04 Item 025 \$ 20,109.22 (FY 2009)

MCCBL of 2010: Rural Legacy Program
 Program 89.22.49 Item 054 \$404,717.24 (FY 2011)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

PROGRAM OPEN SPACE - SUPPLEMENT A

BOARD OF PUBLIC WORKS

November 3, 2010

Secretary's Agenda

ITEM 4A
PROGRAM OPEN SPACE (CREP) FUNDS:
SPECIAL OPPORTUNITY BOND LOAN OF 2009:

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

Approval is requested to grant to Frederick County \$67,618.61 for the following project from Program Open Space (POS) Stateside Funds.

PROJECT NAME: Stull, Mark Alan & Melody M. Conservation Reserve Enhancement Program (CREP) easement, Frederick County.

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

PROJECT DESCRIPTION:**Stull, Mark Alan & Melody M. CREP Easement - \$67,618.61**

Acquisition of this 10.3449-acre CREP easement located in Frederick County permanently protects water quality through riparian buffers along 943 feet of an unnamed creek which is a tributary of Cabbage Run, a Use IV P Recreational Trout water stream and Public Water Supply. The easement will be co-held by Frederick County and the Department of Natural Resources.

VALUE OF EASEMENT: Total easement value \$62,183.19 - \$6,011 per acre

TOTAL OTHER COSTS: \$ 5,435.42

ADMINISTRATIVE:	\$ 1,865.50
INCIDENTAL:	\$ 3,569.92
COMPLIANCE:	\$ - 0- (County paying)

AMOUNT REQUESTED: \$67,618.61

PROGRAM OPEN SPACE - SUPPLEMENT A

BOARD OF PUBLIC WORKS

November 3, 2010

Secretary's Agenda

ITEM 5A
PROGRAM OPEN SPACE (CREP) FUNDS:
SPECIAL OPPORTUNITY BOND LOAN OF 2009:

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

Approval is requested to grant to Frederick County \$454,381.10 for the following project from Program Open Space (POS) Stateside Funds.

PROJECT NAME: Stull, Mark Conservation Reserve Enhancement Program (CREP) easement, Frederick County.

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

PROJECT DESCRIPTION:**Stull, Mark CREP Easement - \$454,381.10**

Acquisition of this 72.8133-acre CREP easement located in Frederick County permanently protects water quality through riparian buffers along 4,945 feet of an unnamed creek which is a tributary of Cabbage Run, a Use IV P Recreational Trout water stream and Public Water Supply . The easement will be co-held by Frederick County and the Department of Natural Resources.

VALUE OF EASEMENT: Total easement value \$437,680.75 - \$6,011 per acre

TOTAL OTHER COSTS: \$ 16,700.35

ADMINISTRATIVE:	\$13,130.42
INCIDENTAL:	\$ 3,569.93
COMPLIANCE:	\$ -0- (County paying)

AMOUNT REQUESTED: \$454,381.10

PROGRAM OPEN SPACE - SUPPLEMENT A

BOARD OF PUBLIC WORKS

November 3, 2010

Secretary's Agenda

ITEM 5A (con't)

CREP Targeting

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

Easement Valuation System

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

FUND SOURCE: Program 81.20.03 Item 447 \$ 16,700.35 (FY 2010)

Special Opportunity Bond Loan of 2009

Program 89.22.45 Item 500 \$437,680.75 (FY 2010)

REMARKS:

1. This project meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of the extraordinary location and environmental value of the property.
2. The Governor has requested that the Board of Public Works borrow money and incur special obligation indebtedness through a special loan to be known as the Program Open Space Acquisition Opportunity Loan of 2009 as provided in Chapter 419 of the Laws of Maryland 2009.
3. This action authorizes the Comptroller to establish a spending authorization and advance funds needed to complete the transaction; requesting the use of bonds authorized under the Program Open Space Acquisition Opportunity Loan of 2009.

Board of Public Works Action: the above referenced item was

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

PROGRAM OPEN SPACE - SUPPLEMENT A

BOARD OF PUBLIC WORKS

November 3, 2010

Secretary's Agenda

ITEM 6A
PROGRAM OPEN SPACE (CREP) FUNDS:
SPECIAL OPPORTUNITY BOND LOAN OF 2009:

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

Approval is requested to grant to Frederick County \$285,891.75 for the following project from Program Open Space (POS) Stateside Funds.

PROJECT NAME: Zimmerman, Charles H. Conservation Reserve Enhancement Program (CREP) easement, Frederick County.

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

PROJECT DESCRIPTION:**Zimmerman, Charles H. CREP Easement - \$285,891.75**

Acquisition of this 47.5229-acre CREP easement located in Frederick County permanently protects water quality through riparian buffers along 2,160 feet of Linganore Creek, a Use IV P Recreational Trout water stream and Public Water Supply. The easement will be co-held by Frederick County and the Department of Natural Resources.

VALUE OF EASEMENT: Total easement value \$271,355.76 - \$6,011 per acre

TOTAL OTHER COSTS: \$ 14,535.99

ADMINISTRATIVE:	\$8,140.67
INCIDENTAL:	\$6,395.32
OMPLIANCE:	\$ -0- (County paying)

AMOUNT REQUESTED: \$285,891.75

PROGRAM OPEN SPACE - SUPPLEMENT A

BOARD OF PUBLIC WORKS

November 3, 2010

Secretary's Agenda

ITEM 6A (con't)

CREP Targeting

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

Easement Valuation System

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

FUND SOURCE: Program 81.20.03 Item 447 \$ 14,535.99 (FY 2010)

Special Opportunity Bond Loan of 2009

Program 89.22.45 Item 500 \$271,355.76 (FY 2010)

REMARKS:

1. This project meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of the extraordinary location and environmental value of the property.
2. The Governor has requested that the Board of Public Works borrow money and incur special obligation indebtedness through a special loan to be known as the Program Open Space Acquisition Opportunity Loan of 2009 as provided in Chapter 419 of the Laws of Maryland 2009.
3. This action authorizes the Comptroller to establish a spending authorization and advance funds needed to complete the transaction; requesting the use of bonds authorized under the Program Open Space Acquisition Opportunity Loan of 2009.

Board of Public Works Action: the above referenced item was

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

SERVICES CONTRACT

ITEM: 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: 2010-10;
Royal Caribbean International® Licensing Contract
ADPICS No. E75B1400005

CONTRACT DESCRIPTION: Provide the Lottery with (1) the rights to use the Royal Caribbean International® marks and logos for an Instant Ticket Lottery Game, supporting marketing materials at retailer locations selling the tickets and in advertising and promotion for the ticket itself, and (2) Cruise packages for prizes to be awarded to winners of the Instant Ticket Game.

AWARD: Alchemy 3, LLC
Alpharetta, GA

TERM: 11/5/2010 – 10/31/2013 (Almost 3 Years)

AMOUNT: \$413,272 NTE

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (see Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: None

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

ITEM: 1-S (Cont)

REQUESTING AGENCY REMARKS: The recommended Contractor, Alchemy 3, LLC, is the exclusive licensor or sub-licensor to lotteries of the marks and logos of the Royal Caribbean International® Brand and the copyrights and trademarks directly associated therewith, 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 utilize cruise packages as prizes for this Instant Ticket promotion and the Contractor is the provider of these items.

The Contract Amount includes both the price of the cruise packages for prizes to be awarded to winners of the Instant Ticket Game and other related promotions and the license fee for the use of the Contractor's logos and marks.

The Lottery anticipates producing an Instant Ticket Game using the Royal Caribbean International® marks and logos that will have a quantity of 2,160,000 tickets, a \$5.00 price point and a total retail face value of \$10,800,000. (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 Licensing Contract.)

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: No

MD TAX CLEARANCE: 10-5785-0000

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**

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** Sandy Johnson
410-767-7408
sjohnso5@dhr.state.md.us

DEPARTMENT/PROGRAM: Human Resources (DHR)
Child Support Enforcement Administration
(CSEA)

CONTRACT ID: CSEA/DNA-11-001;
State Genetic Testing Services
ADPICS BPO No. N00B1400182

CONTRACT DESCRIPTION: Provide of genetic testing services in contested child support cases to establish paternity in 15 jurisdictions of the State (Baltimore City, Allegany, Anne Arundel, Baltimore, Caroline, Cecil, Dorchester, Garrett, Howard, Kent, Montgomery, Prince George's, Washington, Wicomico, and Worcester Counties).

AWARD: DNA Diagnostic Center (DDC)
Fairfield, OH

TERM: 12/1/2010 - 11/30/2015

AMOUNT: \$1,052,535 NTE (5 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None (See Requesting Agency Remarks Below)

HIRING AGREEMENT ELIGIBLE: Yes

INCUMBENT: Laboratory Corporation of America Holdings
Burlington, NC

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

ITEM: 2-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace.com* and posted on the DHR website. Copies of the solicitation notice were sent directly to 23 potential Bidders, two of which are Maryland firms and one is a MBE.

Three bids were received in response to the IFB. All of the bids were determined to be responsive, and the Bidders were determined to be responsible. DNA Diagnostics Center (DDC) submitted the lowest bid for the five-year contract term, and is therefore being recommended for award of the contract.

The purpose of this contract is to provide genetic testing laboratory services to establish paternity in contested child support cases in 15 jurisdictions of the State: Allegany, Anne Arundel, Baltimore, Caroline, Cecil, Dorchester, Garrett, Howard, Kent, Montgomery, Prince George's, Washington, Wicomico and Worcester Counties and Baltimore City. The genetic testing laboratory services include the collection of specimens, testing and reporting of findings by a certified laboratory for the 15 local offices. Additional specimen collection and testing of incarcerated obligors is required, as requested, and coordinated by the local office's genetic testing liaison. Services also include the provision of expert witness testimony, if required by the court. These services benefit the Agency by assisting in accomplishing its goal - to quickly and accurately resolve the issue of paternity for non-custodial parents and establish support orders for children.

Genetic testing services for the remaining nine jurisdictions (Calvert, Carroll, Charles, Frederick, Harford, Queen Anne's, St. Mary's, Somerset and Talbot Counties) are provided through each of the jurisdictions' respective State's Attorney's Office. However, any of these jurisdictions may be added to this Contract during the contract term at the request of the county government and its respective State's Attorney's Office. If the addition of any of these jurisdictions causes the spending authorization to be exceeded such that BPW approval is needed for an increase in the funding amount, a BPW agenda item will be submitted at that time.

No MBE participation goal was established for this contract based upon the guidelines that the Contractor must be able to, at a minimum, comply with accreditation standards for parentage testing related to collecting, testing and reporting findings of specimens. These standards have very specific quality control requirements to ensure the highest level of responsibility and accountability rests with the testing laboratory. Included in the published standards are process control procedures that affect the quality of services provided by the testing laboratory, which

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

ITEM: 2-S (Cont.)

includes sample collection, tractability, handling, storage, transportation and testing, as well as calculation and interpretation of the results. The Contractor must provide all supplies and equipment necessary for the collection, preservation, preparation, and shipment of specimens, and must do so in a manner that precludes contamination. Outsourcing any portion of the genetic parentage testing procedures would increase the potential for contamination, interfere with validation of the sample collection and chain of custody requirements and impede the timely turnaround of results.

FUND SOURCE: 100% Federal (Reinvestment Funds - Child Support Incentive Funds)

APPROP. CODE: N00G0006

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5239-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 2-S (Cont.)

ATTACHMENT

6B
BPW 11/3/2010

<u>Bidders</u>	<u>5 Year Average Fixed Unit Price per Test / 5 Year Total Bid Price*</u>
DNA Diagnostic Center Fairfield, OH	\$28.40 / \$1,052,535
Laboratory Corporation of America Holdings Burlington, NC	\$30.00 / \$1,111,500
Orchid Cell Mark Inc. Princeton, NJ	\$31.00 / \$1,148,550

Note: * The Bid Price was based upon a fully loaded firm fixed unit price per test and a fully loaded firm fixed unit price per appearance for expert witness. None of the Bidders charged for expert witness appearances.

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

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** BJ Said-Pompey
410-339-5013
bjsaid-pompey@dpscs.state.md.us

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

CONTRACT ID: DPSCS Q0010020;
Inmate Health Care Services: Mental Health
Services
ADPICS No. Q00B1400051

CONTRACT DESCRIPTION: Provide statewide primary psychiatric care and
mental health infirmity care services to inmates in the custody of the Department of Public
Safety and Correctional Services.

AWARDS: MHM Maryland, Inc.
Baltimore, MD

TERM: 12/1/2010 – 11/30/2013

AMOUNT: \$41,538,042 (3 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 10% (See Requesting Agency Remarks below)

INCUMBENT: Same

**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 *eMaryland Marketplace.com* and the DPSCS website. Copies of the solicitation notice were emailed directly to 10 prospective vendors, three of which are Maryland firms, and two are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

A total of eight proposals were received in response to the RFP. Of the eight proposals received, one was an alternate proposal. Five proposals were determined to be reasonably susceptible of being selected for award. The other three proposals, which included the alternate proposal, were rejected due to improper MBE form submissions.

Award is recommended to MHM Maryland, Inc. (MHM) because it was overall ranked #1. MHM had the highest ranked technical proposal of all five Offerors. Even though MHM had the third lowest price, its technical proposal clearly demonstrated its ability to provide the required mental health treatment services through its prior experience with juvenile and adult populations and a multi-vendor model of care better than the lowest priced Offeror and the second lowest priced Offeror. Neither the lowest priced offeror, Hope Health Systems, Inc. (Hope), nor the second lowest priced offeror, STG International, Inc., had the level of experience that MHM had to meet the needs and requirements of DPSCS. The 2.27% difference in price from Hope and the 1.37% difference in price from STGI did not outweigh the years of experience and expertise that MHM would provide.

MHM submitted a strong proposal which fully and directly addressed all requirements of the RFP, showing that it had the most effective treatment centered protocols on primary treatment of the mentally ill inmate population, which included counseling, follow up, proven treatment modalities for specific types of mental illness as diagnosed and presented. MHM demonstrated a detailed understanding of the needs and challenges associated with the correctional population through its experienced operation team, along with sound orientation and training of its staff.

MHM has over 28 years of experience in providing specialized behavioral health services to correctional facilities. It has contracts that include behavioral health programs to state departments of correction, municipal jails, juvenile justice agencies, and court forensic services. In addition to being the incumbent, MHM currently serves over 16,000 jail inmates in Atlanta, Philadelphia, and Salt Lake City.

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

ITEM: 3-S (Cont.)

This contract will implement statewide outpatient mental health (psychiatric) care and inpatient infirmary care mental health services for DPSCS. The mental health care component of the Inmate Health Care System will include, but is not limited to, the following deliverables:

- The staffing and personnel management and recruiting system required to assure that the mental health (psychiatric) and the mental health infirmary needs of the inmate population are being met;
- Mental Health intake Assessment that includes an assessment of suicidal or homicidal tendencies on all inmates within 24 hours of intake;
- Mental Health Sick Call Services;
- Every other day, and more frequently as indicated, monitoring of inmates in “special confinement” situations;
- Emergency mental health care;
- Operation and management of chronic care mental health clinics; and
- Close coordination and liaison work with the Department’s psychology Department.

A 10% MBE Participation goal was established for this contract. There are only 11 certified MBE firms statewide that provide mental health services and it is unclear by the description of work in the MDOT MBE Directory whether these MBE firms provided services on-site (at correctional facilities). The majority of the contract is to provide mental health professionals, so 10% of the entire contract value was determined to be reasonable for subcontracting.

FUND SOURCE: 100% General
APPROP. CODE: Various
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 10-4611-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 3-S (Cont.) ATTACHMENT

BIDS OR PROPOSALS (Cont.):

<u>Offerors</u>	<u>Tech. Rank</u>	<u>3 Yr. Financial Offer (Rank)*</u>	<u>Overall Rank**</u>
MHM Maryland, Inc. Baltimore, MD	1	\$41,538,042 (3)	1
STG International, Inc. Alexandria, VA	2	\$40,974,988 (2)	2
Conmed Healthcare Management, Inc. Hanover, MD	3	\$42,801,843 (4)	3
Prison Health Services, Inc. Brentwood, TN	4	\$49,984,118 (5)	4
Hope Health Systems, Inc. Gwynn Oak, MD	5	\$40,615,791 (1)	5

Note: * The Financial Offer is based upon a model of historic usage of treatment services by the Department for fixed unit prices.

** Financial factors received greater weight than the Technical factors in the overall award determination.

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

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** BJ Said-Pompey
410-339-5013
bjsaid-pompey@dpscs.state.md.us

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

CONTRACT ID: DPSCS Q0010019;
Inmate Health Care Services: Medical/Utilization
Services
ADPICS No. Q00B1400050

CONTRACT DESCRIPTION: Provide statewide Inmate Medical Health
Care/Utilization Services for inpatient hospital care (secondary care), infirmary care, and
outpatient specialty care for inmates in the custody of the Department of Public Safety and
Correctional Services.

AWARDS: Wexford Health Sources, Inc.
Pittsburgh, PA

TERM: 12/1/2010 – 11/30/2013

AMOUNT: \$331,211,672 (3 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 10% (See Requesting Agency Remarks below)

INCUMBENT: Correctional Medical Services, Inc.
St. Louis, MO

**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 *eMaryland Marketplace.com* and the DPSCS website. Copies of the solicitation notice were emailed directly to 10 prospective vendors, three of which are Maryland firms, and two are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

A total of eight proposals were received in response to the RFP. Of the eight proposals received, four were alternate proposals. Four proposals were determined to be reasonably susceptible of being selected for award. All four alternate proposals were rejected. One alternate proposal was rejected due to not completing the MBE forms correctly. The other three alternate proposals were determined not to be reasonably susceptible of being selected for award based upon the determination that they would ultimately cost more money to the State or would not be in complete compliance with State site standards and consent decrees.

Award is recommended to Wexford Health Sources, Inc. (Wexford) because it was overall ranked #1. Wexford had the highest ranked technical proposal and the second lowest price of all four Offerors. There was less than a 1% difference in price between Wexford and the lowest priced Offeror. The slight difference in price between the #1 and #2 overall Offerors did not account for the technical differences of the two Offerors. Wexford's technical offer demonstrated its ability to provide the required medical health services/utilization services through its prior experience providing medical health services to inmate populations in other states. Wexford's technical proposal highlighted its superiority by providing a very detailed implementation plan for the delivery of medical services. This plan included a detailed narrative addressing the scope of work, flowcharts, timeframes, and the preparation for full implementation of medical services.

This contract is to provide inmate medical health care/utilization services for the DPSCS. The contract will allow the Department to provide routine, specialty, inpatient and emergency care services, as well as provide a comprehensive, patient centered/case management health care delivery system for DPSCS, Baltimore City pretrial and Maryland's sentenced populations.

DPSCS has a legal obligation to provide comprehensive medical services to the inmate and detainee populations that are confined in either a State run correctional facility or a facility that falls under the jurisdiction of the Department of Pretrial Detention Services. Comprehensive medical care includes both on-site medical services provided by medical personnel (Doctors, Mid-Level Providers, Nurses, Support Staff and Technicians) and Utilization Management.

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

ITEM: 4-S (Cont.)

Utilization Management is the process for providing, reviewing and paying for all secondary care, which includes providing care by specialists outside of the facility and inpatient hospital based acute care.

A 10% MBE Participation goal was established for this contract based upon the ability to subcontract a portion of the health services with medical staffing, medical equipment and supplies. The actual cost of off-site secondary care (hospitalization) would not be part of the subcontracting goal. The MBE MDOT Directory identified eight MBE firms that provided medical staffing; however, it is unclear if placement was available for correctional facilities. Therefore, the majority of the MBE participation will be obtained through medical supplies and equipment, of which there are 36 certified MBE firms available.

FUND SOURCE: 100% General

APPROP. CODE: Various

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-4546-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 4-S (Cont.)

ATTACHMENT

BPW 11/3/2010

BIDS OR PROPOSALS (Cont.):

<u>Offerors</u>	<u>Tech. Rank</u>	<u>3 Yr. Financial Offer (Rank)*</u>	<u>Overall Rank**</u>
Wexford Health Sources, Inc. Pittsburgh, PA	1	\$331,211,672 (2)	1
Correctional Medical Services, Inc. St. Louis, MO	2	\$329,281,524 (1)	2
NaphCare Inc. Birmingham, AL	3	\$364,252,094 (3)	3
Prison Health Services Inc. Brentwood, TN	4	\$378,619,928 (4)	4

Note: * The Financial Offer is based upon a model of historic usage of services, including utilization data and demographic data, such as HIV, Hepatitis, Diabetes etc., for fixed unit prices.

** Financial factors received greater weight than the Technical factors in the overall award determination.

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

SERVICES CONTRACT

ITEM: 5-S **Agency Contact:** BJ Said-Pompey
410-339-5013
bjsaid-pompey@dpscs.state.md.us

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

CONTRACT ID: DPSCS Q0010021;
Inmate Health Care Services: Dental Services
ADPICS No. Q00B1400052

CONTRACT DESCRIPTION: Provide statewide dental services for inmates in the custody of the Department of Public Safety and Correctional Services.

AWARDS: Correctional Dental Associates
Trenton, NJ

TERM: 12/1/2010 – 11/30/2013

AMOUNT: \$23,259,040 (3 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 100% (Contractor is a Maryland Certified MBE)
97% Subcontracting Goal
(See Requesting Agency Remarks below)

INCUMBENT: FCM-MTC Joint Venture, LLC
Centerville, UT

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

ITEM: 5-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace.com* and the DPSCS website. Copies of the solicitation notice were emailed directly to 10 prospective vendors, three of which are Maryland firms, and two are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

A total of five proposals were received in response to the RFP. Of the five proposals one was an alternate proposal. Four proposals were determined to be reasonably susceptible of being selected for award. The one alternate proposal was rejected due to not properly completing the MBE documents.

Award is recommended to Correctional Dental Associates (CDA) because it was ranked overall #1 with the highest technical offer and the second lowest price. There was less than a 1% difference in price between CDA and the lowest priced Offeror. The slight difference in price between the two lowest priced Offerors did not account for the technical differences between these two Offerors. The lowest priced Offeror was ranked overall #4 with the lowest technical ranking. CDA's technical offer demonstrated its ability to provide the required inmate dental services through a detailed narrative implementation plan for the delivery of dental services that fully addressed the scope of work with flowcharts and timeframes needed to prepare for full implementation of dental services by CDA. CDA also has the highest level of experience in the delivery of correctional dental services among all four Offerors. CDA has the most viable recruitment and retention plan; staff orientation and training programs; and a comprehensive, detailed disease prevention program.

This contract is to provide statewide correctional dental care services. The contract will allow the Department to provide the staffing and personnel management and recruiting system required to assure that the dental care needs of the inmate population are being met; manage an infection control program; conduct dental sick call clinics five days a week for each facility and provide necessary dental treatment, including fillings and extractions provided upon clinical indication.

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

ITEM: 5-S (Cont.)

The Contractor shall provide a program of Preventive Dentistry that includes but is not limited to:

- Taking a full history;
- A dental screening conducted within seven days of admission, unless completed within the last six months;
- A full dental examination by a dentist of hard and soft tissue of the oral cavity and instruction on oral hygiene;
- Preventive care by trained dental personnel within three months of admission;
- Diagnostic x-rays to be taken, if necessary; and
- Periodontal care when determined to be clinically necessary by the Utilization Management Provider.

A 20% MBE Participation goal was established to subcontract dental services, dental staffing and dental equipment. The MDOT MBE Directory identified one MBE firm that could provide dental staffing and 30 MBE firms that provided dental equipment. However, the Contractor has committed to a 97% MBE subcontracting goal by utilizing a MBE subcontractor to provide management, administration and delivery of dental care to inmates. This MBE firm has been performing these services on the previous contract for the incumbent.

FUND SOURCE: 100% General

APPROP. CODE: Various

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-5382-0010

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 5-S (Cont.)

ATTACHMENT

BPW 11/3/2010

BIDS OR PROPOSALS (Cont.):

<u>Offerors</u>	<u>Tech. Rank</u>	<u>Financial Offer (Rank)*</u>	<u>Overall Rank**</u>
Correctional Dental Associates Trenton, NJ	1	\$23,259,040 (2)	1
Wexford Health Sources, Inc. Pittsburgh, PA	2	\$24,637,625 (4)	2
Smallwood Prison Dental Services Ashburn, VA	3	\$24,111,346 (3)	3
Management Training Corporation Centerville, UT	4	\$23,122,415 (1)	4

Note: * The Financial Offer is based upon a model of historic usage of dental services by the Department for fixed unit prices.

** Financial factors received greater weight than Technical factors in the overall award determination.

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

SERVICES CONTRACT

ITEM: 6-S **Agency Contact:** Christine A. Romans
410-767-3796
cromans@mtamaryland.com

DEPARTMENT/PROGRAM: Transportation (MDOT)
Maryland Transit Administration (MTA)
Office of Mobility

CONTRACT ID: MTA-1319;
Taxi Access Premium Services II
ADPICS NO. J05B1400008

CONTRACT DESCRIPTION: Premium transportation program that supplements MTA's Mobility service allowing eligible Americans with Disabilities Act (ADA) patrons the opportunity to use participating local transportation service providers within the MTA designated service area.

AWARD: MJ Management Services, LLC
Baltimore, MD

TERM: 12/1/2010 – 11/30/2013 (w/2 one-year renewal options)

AMOUNT: \$21,616,300 (3 Years; Base Contract)
\$ 7,429,850 (1 Year; 1st Renewal Option)
\$ 7,453,850 (1 Year; 2nd Renewal Option)
\$36,500,000 Total (5 Years)
(See Requesting Agency Remarks below)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: Only one acceptable proposal received

MBE PARTICIPATION: 3.71% (of the Transaction & Monthly Management Fees) (See Requesting Agency Remarks below)

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

ITEM: 6-S (Cont.)

PERFORMANCE SECURITY: None

INCUMBENT: Same

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 four prospective vendors, all of which are Maryland firms, and included one MBE. A copy was also sent to the Governor's Office of Minority Affairs.

Two proposals were received in response to the RFP. However, one proposal was deemed not reasonably susceptible of being selected for award due to not completing the MBE Form indicating prospective MBE subcontractors. The proposal from MJ Management Services, LLC was deemed to be acceptable. In addition, the offeror was determined to be responsible, the financial offer was considered fair and reasonable and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Award is therefore recommended to MJ Management Services, LLC.

Taxi Access II is a transit service sponsored by the Maryland Transit Administration (MTA) for persons eligible to ride MTA's Mobility service. Mobility is the Americans with Disabilities Act (ADA) complementary paratransit service. This service allows eligible Mobility patrons the opportunity to use participating local transportation service providers within the MTA designated service area. The Contractor will manage MTA's Taxi Access II service and be responsible for contracting with and monitoring taxi companies, developing the technologies to meet the requirements of this RFP and managing the overall service.

The financial offer for this solicitation is \$8,648,250 for five years and represents only the value of transaction fees and fixed monthly management fees payable to the contractor. The value of fares for that same five year period is estimated at \$27,851,750. The fares are a pass through to MTA via MJ Management Services, LLC. This contract will serve as the means to facilitate payment of those fares.

A 2% MBE participation goal was established for these services. MJ Management has committed to a 3.71% MBE participation goal by subcontracting some of the special needs transportation, employment placement, commercial printing and advertisement. The MBE participation is based on the transaction fees and monthly management fees of approximately \$5.1M for the three year base period or \$8.6M for the possible full five years of the contract.

SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 6-S (Cont.)

FUND SOURCE: 100% Special (Transportation Trust Fund)

APPROP. CODE: J05 H0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5484-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT MODIFICATION/

ITEM: 7-S-MOD **Agency Contact:** Albert Annan
410-767-0114
aannan@msde.state.md.us

DEPARTMENT/PROGRAM: Education (MSDE)
Division of Instruction

CONTRACT ID: R00B6200085;
English Language Proficiency Test
ADPICS No. COD39347

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

CONTRACTOR: CTB/McGraw-Hill
Monterey, CA

CONTRACT DESCRIPTION: Contract to create the standardized test used to assess the annual progress of English Language Proficiency (ELP) of the approximately 48,500 English Language Learner (ELL) students enrolled in grades K-12 in Maryland schools.

DESCRIPTION OF MODIFICATION: Approval request to extend the contract for one year in order to assess and include new requirements from the impending reauthorization of the Elementary and Secondary Education Act (ESEA) of 2001 in the acquisition of the new ELL assessment.

TERM OF ORIGINAL CONTRACT: 7/6/2006 - 12/31/2010

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

AMOUNT OF ORIGINAL CONTRACT: \$2,359,645 (4 Years, 5.9 months)

AMOUNT OF MODIFICATION: \$766,159

PRIOR MODIFICATIONS: \$16,000 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$3,141,804

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

ITEM: 7-S-MOD (Cont.)

PERCENT +/- (THIS MODIFICATION): +32.47%

OVERALL PERCENT +/-: +33.14%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 0%

REQUESTING AGENCY REMARKS: The Elementary and Secondary Education Act (ESEA) of 2001 known as the No Child Left Behind Act of 2001 [section 1111(b)(7)] requires state education agencies to ensure that local school systems annually assess the English proficiency of all limited English proficient children in the domains of listening, speaking, reading, and writing. This contract, awarded through a competitive procurement process in 2006, is for the purchase of assessment materials, training, scoring, and reports for the assessment of approximately 48,500 English Language Learner (ELL) students enrolled in grades K-12 in Maryland schools. This 5 year contract expires on December 31, 2010; however, an impending reauthorization of ESEA brings with it new priorities and conditions that will impact the ELL assessments and must be met in order to receive federal funding. Anticipated changes that would effect the new solicitation include:

- New Common Core Standards and Assessments
 - The final Common Core Standards for English language arts and mathematics will be released by the National Governors Association Center for Best Practices (NGA Center) and the Council of Chief State School Officers (CCSSO) in late spring 2011.
 - Maryland is one of 48 states that will align current state curriculum documents with the Common Core Standards.
 - New statewide assessments to measure revised curricula (Common Core) are anticipated to be in place by 2014.
- English Language Proficiency (ELP) Standards and ELP Assessments according to the US Department of Education:
 - Once states adopt college-and career-ready academic content standards, they will need to revise their current ELP standards to link them to these new content standards.
 - States then will have to align their ELP assessments with these new ELP standards.

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

ITEM: 7-S-MOD (Cont.)

The purpose of this modification is to request a one-year extension of the current contract with CTB/McGraw Hill for the ELP assessment in order to allow time to review the new common core standards, revise MSDE standards accordingly, examine the options available for the ELP assessment that meet the changing criteria before going out with a procurement for a new contract that will include all the new requirements. Without the extension, MSDE runs the risk of not meeting federal criteria by adopting an assessment that does not align with the new core standards and the new ELP standards, as required in the reauthorized ESEA, which has not yet been approved.

There was no MBE goal established for this contract because this was an off the shelf assessment tool with no subcontracting opportunities.

FUND SOURCE:	100% General
APPROP. CODE:	R00A0104
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	10-5539-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 7-S-MOD (Cont.)

ATTACHMENT

BPW 11/3/2010

PRIOR MODIFICATIONS/OPTIONS (Cont):

Mod #1	\$8,000	Modified contract to include translation of parent notification letters describing the test results of students into the top ten languages, including: Arabic, Chinese, French, Korean and Russian. For the period of 8/8/2007 – 8/31/2007. Approved by MSDE.
Mod #2	\$8,000	Technical assistance and support to facilitate reporting to the federal government on English language proficiency progress of students in all grades for 2006 and 2007. For the period of 12/1/2007 – 12/31/2007. Approved by MSDE
Total	<u>\$16,000</u>	

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 1-C MOD

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

INSTITUTION:

University of Maryland, Baltimore for
Towson University

CONTRACT ID: Construction Management at Risk Services for the Towson University
West Village Parking Garage

CONTRACT APPROVED:

USM Item 1-C (11/18/2009)
USM Item 5-C Mod (06/09/2010)
USM Item 5-C Mod (08/11/2010)

CONTRACTOR:

Donley's LLC
Richmond, VA 23236

DESCRIPTION: Professional management and construction services during pre-construction and construction of the Towson University West Village Parking Garage. The project consists of a new parking facility with a minimum of 1,500 total spaces, and to implement road and pedestrian extensions and intersection improvements to support the current and future growth at the Towson campus west of Osler Drive, known as the West Village Precinct.

MODIFICATION DESCRIPTION: Award GMP 3 for waterproofing/sealants, electrical and rock excavation allowance.

CONTRACT TERM:

Eighteen months from construction notice to proceed.

ORIGINAL CONTRACT AMOUNT:

\$80,000 (pre-construction fees only)

MODIFICATION AMOUNT:

\$2,090,937

PRIOR MODIFICATIONS:

\$ 15,092,804

REVISED TOTAL CONTRACT AMOUNT:

\$ 17,263,741

MBE PARTICIPATION:

25%

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

ITEM: 1-C MOD (continued)

PERFORMANCE BOND: 100% performance bond is required.

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

REQUESTING INSTITUTION REMARKS: This is a modification of Donley's contract to award GMP #3 for waterproofing/sealants, electrical and rock allowance. There will be at least one additional GMP for the remainder of the trades. The estimated construction cost for this project is \$27,200,000. The contract has an MBE goal of 25%. This GMP represents MBE participation of 52%. Total MBE participation to date is 26.6%.

FUND SOURCE: USM Academic/Auxiliary Facility Revenue Bond

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-5717-0010

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: Joe Evans

INSTITUTION:

University of Maryland, Baltimore for
University of Baltimore

CONTRACT ID:

Construction Management at Risk Services
for the University of Baltimore Law School
RFP #07-987 BS

CONTRACT APPROVED:

USM Item 1-C (3/18/09)
USM Item 8-C Mod (6/23/10)
USM Item 3-C Mod (9/22/10)

CONTRACTOR:

Whiting-Turner Contracting Company
Towson, MD 21286

CONTRACT DESCRIPTION: Professional management and construction services during pre-construction and construction of the University of Baltimore Law School. The project is to create a new 189,700 gross square foot facility in the Mount Royal district to replace the existing law school. The facility will house classrooms, labs, research areas, offices, study rooms, library, law clinics, lounges, meeting room and support facilities based upon space needs and projected enrollment growth.

MODIFICATION DESCRIPTION: Award GMP 3 for concrete structure, in-slab mechanical and electrical for three floors.

CONTRACT TERM: 43 months from issuance of the Notice to Proceed

ORIGINAL CONTRACT AMOUNT:	\$982,714
MODIFICATION AMOUNT:	\$10,543,804
PRIOR MODIFICATIONS AMOUNT:	\$31,863,744
REVISED TOTAL CONTRACT AMOUNT:	\$43,390,262

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

ITEM: 2-C MOD (continued)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

PERFORMANCE BOND A 100% performance bond is required

REQUESTING INSTITUTION REMARKS: This is modification to Whiting-Turner's contract to award GMP #3. This GMP allows the installation of the concrete structure and in-slab mechanical and electrical for three floors. There will be a minimum of two additional GMPs for the remainder of the trade work. Trade contract awards are based on low bid and MBE participation. The contract has an MBE goal of 25%. Whiting-Turner has achieved 30% MBE participation on this GMP and 20.9% to date.

FUND SOURCE: MCCBL 2010: *Construct a new Law School Building.* Item 051

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5716-1111

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: 3-C MOD

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

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Design/Build w/ Guaranteed Maximum Price
Smith School of Business-Office of Career Management
Contract No. F-400058-K
Project No. 10-419-942-00

BOARD APPROVAL: Use of Design-Build Method (USM Item 7-GM 12/2/09)
Pre-Construction Services (USM Item 21-C 02/24/2010)

CONTRACTOR: The Whiting-Turner Contracting Company
Bethesda, MD 20814

CONTRACT DESCRIPTION: Design/Build to construct addition (4,960 GSF/3,006 NASF) and renovation (6,230 GSF/3,776 NASF), totaling approximately 11,190 GSF/6,782 NASF, to add upscale corporate space to Van Munching Hall (Robert H. Smith School of Business). The purpose of this project is to allow the Smith School of Business to improve its corporate presence, ranking and reputation so that it can provide 21st century training to students and business leaders to help businesses successfully compete in today's global, digital economy, and support the State economy. This project will extend the existing four floors of the South Tower of Van Munching Hall, which will complement the architectural expression and quality of the existing building. It will include a redesigned corporate floor, which will consist of 20 interview rooms, corporate reception area, administrative space, employer lounge/workspace, student interview preparation area, and support space. The estimated total project cost is \$6,987,431.

MODIFICATION DESCRIPTION: The contractor has completed the design and pre-construction process and is set to begin full construction services. This modification incorporates the Guaranteed Maximum Price and associated services into the contract.

ORIGINAL CONTRACT TERM: 487 calendar days from design through construction completion (03/01/2010 – 06/30/2011)

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

ITEM: 3-C MOD (continued)

MODIFICATION TERM: Construction Phase: (11/03/2010 – 06/30/2011)

ORIGINAL CONTRACT AMOUNT: \$357,125 (Pre-GMP Design and Construction Services)

THIS MODIFICATION AMOUNT: \$ 4,285,362

PRIOR MODIFICATIONS: \$ 269,748

REVISED TOTAL CONTRACT AMOUNT: \$ 4,912,235

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 30%

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

REQUESTING INSTITUTION REMARKS: Whiting-Turner Contracting Company has completed pre-construction and design services and is ready to commence construction. The contractor has submitted an acceptable GMP proposal and the University seeks Board approval to modify the contract to incorporate the GMP into the contract and proceed with construction. Facilities Management/ Department of Capital Projects at the University of Maryland, College Park will manage the work with procurement support from the University's Department of Procurement and Supply.

FUND SOURCE: Plant Funds (\$1,285,362)
Donated Funds (\$3,000,000)

APPROP CODE: R30B22

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5711-1111

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT

ITEM: 4-C

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

INSTITUTION:

University of Maryland, College Park for
University of Maryland Center for Environmental Science

CONTRACT ID:

Environmental Information Center
University of Maryland Center for Environmental Science
Horn Point Laboratory, Cambridge
RFP No. 84140-B, Contract No. B-400111-K
Project No. 10-426-362-000

CONTRACT DESCRIPTION: Labor, material, equipment, supervision and other resources for the construction of a new one-story 4,000 GSF Environmental Information Center. The work consists of site grading, utilities relocation, utilities extension from existing building, foundations, masonry walls with siding, structural steel roof framing, interior partitions, finishes, electrical, mechanical, plumbing systems. Demolition of existing exterior site elements will be required for the new building. The new building will be located on the same site as the former Environmental Information Center, which was completely destroyed by fire in 2007. The University's estimated cost for this project is \$1.46 million.

AWARD:

Gillis Gilkerson, Inc.

TERM:

200 calendar days (11/03/10-05/22/11)

AMOUNT:

\$1,184,027

PROCUREMENT METHOD:

Competitive Sealed Proposals

PROPOSALS:

	<u>Technical</u>	<u>Price</u>
Gillis Gilkerson, Inc Salisbury, MD	Acceptable	\$1,184,027
Willow Construction, LLC Easton, MD	Acceptable	\$1,185,100
Harper & Sons General Contractors Easton, MD	Acceptable	\$1,267,149

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

ITEM: 4-C (continued)

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: Payment and Performance bonds equal to contract amount

REMARKS: This project was advertised on *eMarylandmarketplace*. Four responses were received and evaluated on the basis of technical and price proposals. Three contractors were determined to be technically acceptable and susceptible of award.

The project will be managed by Facilities Management / Department of Capital Projects at the University of Maryland, College Park with procurement support from the University's Department of Procurement and Supply.

FUND SOURCE: Federal Grant
Sponsor: Dept. of Commerce (N.O.A.A.)

APPROP CODE: N/A

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5689-1101

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**

CONSTRUCTION CONTRACT

ITEM: 5-C

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

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Maryland Neuroimaging Center
Avrum Gudelsky Building
University of Maryland, College Park
RFP No. 84138-B Contract No. B-400112-K

CONTRACT DESCRIPTION: Labor, material, equipment, supervision and other resources for interior renovations to the main floor at the northern side of the Avrum Gudelsky Building (No. 975) University of Maryland, College Park campus to house the Maryland Neuroimaging Center. Area to be renovated includes about 9,000 GSF of available space is that will be reconfigured to accommodate a functional program anchored by an f-MRI machine being purchased from Siemens. The University's estimated cost for the project was \$1.1million.

AWARD: Suffolk Construction Company, Inc.
Falls Church, VA 22042

TERM: 210 calendar days (11/03/10 -06/01/11)

AMOUNT: \$1,525,149

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:	<u>Technical</u>	<u>Price</u>
Suffolk Construction Company, Inc. Arlington, VA 22202	Acceptable	\$1,525,149
Consolidated Medical Services, Inc. Baltimore, MD 21215	Acceptable	\$1,743,300

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

ITEM: 5-C (continued)

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: Payment and Performance bonds equal to contract amount

REMARKS: This project was advertised on *eMarylandMarketPlace*. Three proposals were received and evaluated on the basis of technical merit. Two proposals were determined to be technically acceptable and susceptible for award. Suffolk Construction Company, Inc. is recommended for award as the lower-priced, technically acceptable proposer.

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

FUND SOURCE: Plant Funds

APPROP CODE: R30B22

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-5810-0111

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 6-GM

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

INSTITUTION: University of Maryland, College Park

RECOMMENDATION: That the Board of Public Works approve an amendment to the Covenant of Purpose, Use, and Ownership recorded in connection with NIST Grant #60NANB10D028. The amendment will bar UMCP from using property improved with federal funds for any inherently religious activity.

BACKGROUND: In January 2010, the National Institute of Standards and Technology awarded a grant to the University of Maryland, College Park that provided \$10,346,123 in federal funds for the 21,857 gross square foot Laboratories for Advanced Quantum Science to be located at the Physical Sciences Complex. The grant required UMCP to sign and record a Covenant of Purpose, Use, and Ownership that restricts UMCP's use of the Physical Sciences Complex and limits the ability to transfer or mortgage the Physical Sciences Complex without either repaying the federal grant or obtaining NIST's permission. See USM Item 10-GM (7/28/10). After the Covenant was recorded, NIST's legal counsel was concerned that this federal grant could create an Establishment Clause issue if the Physical Science Building, improved with federal monies, were used for an "inherently religious" purpose. While UMCP agrees that it would be unconstitutional for a public university to use this science facility for an inherently religious purpose, NIST insists that the Covenant be formally amended. The amended covenant bars the University from using the property improved with federal monies for any "inherently religious activities" for so long as such improvements have value. The amendment also now describes the affected property by use of a formal metes and bounds legal description.

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**

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 7-C MOD

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

INSTITUTION: University of Maryland, Baltimore County

CONTRACT ID: Design Build Contractor for the Patapsco Hall Addition Project
RFP #BC-20632-T, Contract # C-0932

CONTRACT APPROVED: USM Item 4-C (01/06/10)

CONTRACTOR: KBE Building Corporation
Columbia, MD

DESCRIPTION: Design Build Contractor to design, manage, and construct an addition to existing Patapsco Residential Hall for Fall 2011 semester with associated renovation work.

MODIFICATION DESCRIPTION: Modification to award GMP #4 for the trade work on the new addition to the existing Patapsco Residential Hall. The trade work includes finish carpentry/millwork, roofing, doors, frames and hardware, drywall, ceiling tiles, flooring, and painting.

ORIGINAL CONTRACT TERM: January 11, 2010 through October 21, 2011

MODIFIED TERM: November 8, 2010 through October 21, 2011

ORIGINAL CONTRACT AMOUNT: \$ 1,030,048 (pre-construction costs only)

MODIFICATION AMOUNT: \$ 2,211,259

PRIOR MODIFICATIONS: \$ 11,060,989

REVISED TOTAL CONTRACT AMOUNT: \$ 14,302,296

MBE PARTICIPATION: 25%

PERFORMANCE BOND: 100% performance bond is required.

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

ITEM: 7-C MOD (continued)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

REMARKS: This is a modification to KBE Building Corporation's design build contract to award GMP #4 for the trade work on the new addition to the existing Patapsco Residence Hall. The initial award was for pre-construction services only. The trade contractor awards are based on low responsive bid and MBE participation. The estimated design and construction cost for this project is \$14,840,000. The contract has an MBE goal of 25%. The total MBE achieved for the contract is 26%.

FUND SOURCES: USM Academic/Auxiliary Facility Revenue Bonds

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-4598-1111

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 8-GM

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

INSTITUTION: University of Maryland Baltimore County

CONTRACT ID: Cold Beverage Contract (Revenue Generating)

DESCRIPTION: Campus-wide sale of cold beverages: includes vending program, food/dining services, and campus bookstore

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:	<u>Technical Pts</u>	<u>Price Pts</u>	<u>Total Pts</u>
Pepsi Beverage Company	50 pts.	50 pts.	100 pts.
Coca-Cola North America	46 pts.	28 pts.	74 pts.

AWARD: Pepsi Beverage Company

AMOUNT: \$1,330,000.00 (revenue for initial 5-year contract)

CONTRACT TERM: Initial Term: 5 years (Jan. 1, 2011 through Dec. 31, 2015)
with five additional 1-year renewal terms at University's discretion

MBE PARTICIPATION: 0%

PERFORMANCE BOND: 100%

REMARKS: The solicitation was advertised in *eMaryland Marketplace*, Governor's Office of Minority Affairs and the UMBC e-Bid Board. Two responses were received. Award is recommended to the firm with the higher combined score; in addition, this firm has both the higher technical score and higher financial score.

FUND SOURCE: Revenue Generating

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5804-0001

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: Joe Evans

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for the proposed Science and Technology Center

PROPERTY: 1649 Thomas Avenue, Baltimore

GRANTOR: Karen Elvera Kelly

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

APPRAISED VALUE:

Gregory Jones	\$65,000.00
Calvin Thomas	\$75,000.00

FUND SOURCE: MCCBL 2008: *Provide funds to acquire a site for the Science and Technology Centers.* Item 047

PRICE:

Acquisition:	\$ 70,000.00
Ground Rent:	\$ 1,400.00 *
Relocation	\$ 34,818.00 **
Total:	\$ 106,218.00

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

** The tenant will receive relocation assistance.

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

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 10-RP

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

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for the proposed Science and Technology Center

PROPERTY: 1622 N. Warwick Avenue, Baltimore

GRANTOR: Anthony Wagstaff

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

APPRAISED VALUE:	Lipman, Frizzel & Mitchell LLC	\$74,000.00
	Cassidy, Turley	\$65,000.00

FUND SOURCE: MCCBL 2009: *Provide funds to acquire a site for the new Science and Technology Center.* Item 058.

Acquisition:	\$ 72,000.00
Ground Rent:	\$ 000.00
Relocation	<u>\$ 35,826.00*</u>
Total:	\$ 107,826.00

*The tenant will receive relocation assistance.

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

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 11-RP

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

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for the proposed Science and Technology Center

PROPERTY: 1612 N. Warwick Avenue, Baltimore

GRANTOR: Stanley Johnson

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

APPRAISED VALUE: Lipman, Frizzell & Mitchell LLC \$ 60,000.00
Cassidy, Turley \$ 55,000.00

FUND SOURCE: MCCBL 2009: *Provide funds to acquire a site for the new Science and Technology Center. Item 058.*

PRICE: Acquisition: \$ 65,000.00 *
Ground Rent: \$ 000.00
Relocation \$ 000.00
Total: \$ 65,000.00

*Lipman, Frizzell&Mitchell determined that the value of the property determined by the income approach is \$67,200.00. Settlement on this basis will avoid delays that are likely to result in a relocation payment.

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

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 12-RP

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

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for the proposed Science and Technology Center

PROPERTY: 1603 Thomas Avenue, Baltimore

GRANTOR: Tyson Hannah and Ishia I. Hannah

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

APPRAISED VALUE: Cassidy Turley \$62,500.00
Lipman, Frizzell & Mitchell LLC \$66,200.00

FUND SOURCE: MCCBL of 2008: *Provide funds to acquire a site for the new Science and Technology Center.* Item 058

PRICE: Acquisition: \$ 66,200.00
Relocation: \$ 7,000.00 *
Ground Rent: \$ 00.00 **
Total: \$ 73,200.00

* 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**

CONSTRUCTION CONTRACT

ITEM: 13-C

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

INSTITUTION:

University of Maryland, College Park for
Salisbury University

CONTRACT ID:

Nanticoke Hall Renovation, Salisbury University
RFP NO. 84131-B, Contract No. B-400113-K

CONTRACT DESCRIPTION: Labor, material, equipment, supervision and other resources to renovate existing three-story + partial basement, 36,290 GSF, Nanticoke Hall, a residence hall constructed in 1968 at Salisbury University. Renovation consists of a new central lobby; bringing the project up to code including ADA-compliant entrance; new elevator; renovation of lounge area; reconfiguring rooms with bathroom upgrades; new finishes; sprinklers and a fire alarm system; upgrades to front desk; professional offices; new cardio room; and miscellaneous basement and attic improvements. Asbestos tiles and other materials will be removed. The renovated and reconfigured building will provide for 156 beds. The project includes Phase I for the renovation of the existing building (132 beds) and east lobby entrance. Phase II includes the work associated with the north addition (24 beds), bringing the project to a total of 42,598 GSF. The University's estimated cost for this project was \$10.1 million.

AWARD:

Nason Construction, Inc.

TERM:

Phase I: 221 calendar days from notice to proceed
Phase II: 312 calendar days from notice to proceed

AMOUNT:

\$8,622,000

PROCUREMENT METHOD:

Competitive Sealed Proposals

PROPOSALS:

	<u>Technical</u>	<u>Price</u>
Nason Construction, Inc. Salisbury	Acceptable	\$8,622,000
Coakley Williams Construction, Gaithersburg	Acceptable	\$8,938,000

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

ITEM: 13-C (continued)

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: Payment and Performance bonds equal to contract amount

REQUESTING INSTITUTION REMARKS: This project was advertised on *emarylandmarketplace*. Four proposals were received and evaluated on the basis of technical and price proposals. One proposal was found to be unacceptable on the basis of technical evaluation. Another proposal was rejected after the proposer failed to justify a MBE waiver request (from 25% down to 8.6%). Two proposals were determined to be technically acceptable and susceptible for award.

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

FUND SOURCE: USM Academic/Auxiliary Facility Revenue Bonds

APPROP CODE: N/A

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5665-1011

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF INFORMATION TECHNOLOGY

ACTION AGENDA

ITEM: 1-IT (cont'd)

FUND SOURCE: Federal Indirect
APPROP. CODE: U00A10.01
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 10-5109-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF INFORMATION TECHNOLOGY

ACTION AGENDA

ITEM: 2-IT-MOD

Agency Contact:

Stacia L. Cropper (410)-260-6256

stacia.cropper@doit.state.md.us

Robert Krysiak (410) 260-7179

Robert.Krysiak@doit.state.md.us

DEPARTMENT:

Information Technology (DoIT)

CONTRACT ID:

Consulting and Technical Services
(CATS 1)

ADPICS BPO NO. 060B9800029

ADPICS NO. COD42338

CONTRACT APPROVED:

12/14/2005 DBM BPW Agenda Item 8-IT

CONTRACTORS:

See page 5D

CONTRACT DESCRIPTION: Multiple award, indefinite quantity, task order based Master Contracts to provide Statewide information technology technical and consulting services.

MODIFICATION DESCRIPTION: Zero dollar modification request to extend the duration of the current Master Contract to allow sufficient time to recomplete or transition various task orders to new vehicles.

TERM OF ORIGINAL CONTRACT: 12/21/2005 – 12/31/2010

AMOUNT OF ORIGINAL CONTRACT: \$250,000,000

TERM OF MODIFICATION: 01/01/2011 – 12/31/2011

AMOUNT OF MODIFICATION: \$0

PRIOR MODIFICATIONS: \$100,000,000

AMOUNT OF CURRENT CONTRACT: \$350,000,000

MBE PARTICIPATION: 30%

DEPARTMENT OF INFORMATION TECHNOLOGY

ACTION AGENDA

ITEM: 2-IT-MOD (Cont.)

REMARKS: The original CATS I Contract was approved by the BPW on 12/14/2005 (DBM Item 8-IT). The successor contract CATS II was approved by the BPW on 5/20/2009 (DoIT Item 3-IT) and became effective on 6/01/2009.

The large majority of the CATS I task orders needing to be recompleted under CATS II or alternative vehicles have been completed, with the rest under way in various stages of completion. Due in large part to an overall drain on procurement and evaluator resources Statewide, an extension of one calendar year for the CATS I master contract end date, combined with specific task orders extensions, are needed to allow sufficient time to complete the procurement processes and/or transition periods. Most of the task orders being recompleted are for ongoing maintenance and operations support.

The CATS I Master contract had a 30% MBE Goal. The combined awards to MBE prime contractors and MBE subcontractors has been in excess of 52% on the CATS I contract. In addition Small Business awards have been in excess of 22%.

FUND SOURCE: Agency Funds
APPROP. CODE: Agency Funds
RESIDENT BUSINESS: See page 5D
MD TAX CLEARANCE: See page 5D

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT

ITEM: 2-IT-MOD (Cont.)

	Master Contractor	Tax Clearance #	Resident Business
1	ACS State and Local Solutions	#10-5497-1111	Y
2	Angarai	#10-5711-0111	Y
3	Applied Technology Services	#10-5507-1111	Y
4	ARINC	#10-5489-1111	Y
5	Astors & Sanders	#10-5494-0111	Y
6	Avaya (Nortel)	#10-5490-1111	Y
7	BearingPoint (Deloitte)	#10-5655-0111	Y
8	Canton	#10-5647-0111	Y
9	Cirdan	#10-5797-1111	Y
10	CNSI	#10-5495-1111	Y
11	Computer Sciences Corp.	#10-5488-1111	Y
12	DK Consulting	#10-5508-0000	Y
13	Gantech	#10-5491-1111	Y
14	Group Z	#10-5789-0111	Y
15	GR Patel	#10-5656-0111	Y
16	Harris IT (Multimax)	#10-5502-0100	Y
17	L-3 Services, Inc./ Enterprise IT Solutions	#10-5506-0000	Y
18	MS Technologies Corp.	#10-5498-1111	Y
19	Protech	#10-5788-1111	Y
20	Science Applications International Corporation	#10-5501-1111	Y
21	Sidus Group, LLC.	#10-5504-1110	Y
22	Skyline Network Engineering	#10-5493-1111	Y
23	SNAP, Inc.	#10-5503-0111	Y
24	Software Performance Systems, Inc.	#10-5500-1111	Y
25	Syscom	#10-5496-1111	Y
26	Verizon	#10-5499-1101	Y

**DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 3-IT

Agency Contact:

Elliot Schlanger (410) 260-2994

ESchlanger@doit.state.md.us

Robert Krysiak (410-260-7179)

Robert.Krysiak@doit.state.md.us**DEPARTMENT:**

Information Technology

CONTRACT ID:Statewide Public Safety Wireless Communications System
ADPICS No. 060B9800036

DESCRIPTION: Provide integrated Statewide public safety wireless communication system. System will be the primary radio communication system for public safety first responders throughout the State built in five phases. Funding has been identified for the first phase (\$50.7M) which will build a turn-key radio system to replace Maryland Transportation Authority's existing system. Funding for future phases will be budgeted as part of the State's Capital Investment Plan. Once completed, this radio system will be the primary operating radio system for all State agencies, providing a communications platform for 16 State operating units and allowing for seamless interoperability among State users. The radio system will also provide interoperability among State and local first responders and leverage infrastructure investments made by county governments and federal grants. This is providing an interoperable backbone to first responders at all levels of government. The radio system uses the Public Safety 700 MHz spectrum licensed to the State by the FCC. The terms of this license require demonstrated use of the Public Safety 700 MHz spectrum by January 1, 2012.

AWARD:Motorola, Inc.
Columbia, MD**TERM:**

11/4/2010 – 11/3/2018 (w/seven 1-year renewal options)

AMOUNT:

\$345,000,000 Base Period (8 Yrs.)
20,000,000 (Option Yr. 1)
20,000,000 (Option Yr. 2)
20,000,000 (Option Yr. 3)
20,000,000 (Option Yr. 4)
20,000,000 (Option Yr. 5)
20,000,000 (Option Yr. 6)
<u>20,000,000 (Option Yr. 7)</u>
\$485,000,000 Total

PROCUREMENT METHOD:

Competitive Sealed Proposals

**DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 3-IT (cont'd)

PROPOSALS:	<u>Technical Rank</u>	<u>Financial Offer*/Rank</u>	Overall
<u>Rank**</u> Motorola, Inc.	1	\$225,664,392 (1)	1
ARINC Incorporated	2	\$235,741,837 (2)	2

*Note: Financial offer came from a weighted-average model submitted by the offerors.
**Note: Technical factors had greater weight than financial factors in the overall award.

MBE PARTICIPATION: 13.04%

INCUMBENTS: None

REMARKS: A notice of the availability of the Request for Proposals was advertised on *eMarylandMarketplace.com* and the DoIT website. Through *eMarylandMarketplace.com*, 96 prospective firms were solicited. In addition, 69 firms that were known to have offered similar services were emailed the RFP directly. Of these firms, 20 are certified Minority Business Enterprises and 43 are Maryland firms. A copy of the RFP was sent to the Governor's Office of Minority Affairs.

DoIT received three proposals. One proposal was deemed not reasonably susceptible of being selected for award. The remaining two proposals were evaluated. The Motorola, Inc. proposal was ranked number one technically and number one financially. Therefore, Motorola's overall proposal was determined to be the more advantageous offer to the State.

In the past, jurisdictions and agencies have built stand alone systems that met individual agency needs. However, the deployment of independent non-integrated systems throughout the State (owned and operated by State, county, and local agencies) has created situations that hamper cross-jurisdictional and cross-discipline (*e.g.*, police, fire, EMS, transportation) communications. In Maryland, radio communication interoperability among State agencies and localities is hampered by the use of different operating frequency bands, technologies, and system architectures. These systems are generally voice only and do not support mobile data applications.

This new system will provide interoperable communications. This is the ability for first responders to transmit voice and data communications seamlessly and in real-time, when needed, regardless of agency or jurisdictional boundary. When communications systems are interoperable, police and firefighters responding to a routine incident or a catastrophic emergency can talk to and share information with each other to coordinate efforts and work effectively together.

**DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 3-IT (cont'd)

REMARKS: (cont'd)

Many State agency voice systems will need to be replaced within the next five years as they reach the life-cycle end and must meet the FCC narrow banding deadline. The State will implement this enterprise solution by the Statewide public safety wireless communication system that supports: operable and interoperable public safety voice, low speed data communications, and Homeland Security. The State will use this integrated Statewide public safety wireless communication system as the primary radio communication system for State agencies. Local and municipal first responders may also use the system for primary radio communications. The system will provide voice and low-speed data interoperability among its primary users and other public safety agencies to support Day-to-Day, Mutual Aid, and Task Force operations.

For this contract, it was determined that subcontracting opportunities were available in computer/telecommunications equipment installation, in tower construction, in tower equipment installation in field staging and in system testing. The MBE participation goal of 12% was determined based upon analysis of the available subcontracting opportunities for these types of work. The contractor has committed to 13.04% MBE participation.

ARINC Inc protested the initial award of this procurement. On March 5, 2010 and March 10, 2010, ARINC Inc. sent protest letters to the State. On April 2, the State of Maryland denied the ARINC Inc. protests. On April 12, ARINC Inc. filed an appeal with the Maryland State Board of Contract Appeals (Docket No. MSBCA 2707). On October 7, the MSBCA granted the State's motion to dismiss the appeal.

FUND SOURCE:

Capital Funds
Phases/regions will be started as funding becomes available. Phase I Region 1-A is funded as follows:
\$22,000,000 MdTA (MA859-000-002)
\$14,500,000 SHA (Fund 38)
\$14,200,000 GO Bond (Fy11)
\$50,700,000

RESIDENT BUSINESS:

Yes

MD TAX CLEARANCE:

10-3609-1111

The Board deferred this Item when submitted as Item 4-IT on October 20, 2010.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION ✓

WITHOUT DISCUSSION

Christine A. Romans (410) 767-3796
cromans@mta.maryland.gov

BPW – 11/03/10

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-1298
Minor Construction and Pavement Repairs to MTA Parking
Lots and Roads
ADPICS NO. T1298

CONTRACT DESCRIPTION: This contract is for minor construction and pavement
repairs to Maryland Transit Administration parking lots and roads.

PROCUREMENT METHOD: Competitive Sealed Bidding

AWARD: M. Luis Construction Co. Incorporated
Baltimore, MD

TERM: 1095 Calendar Days

AMOUNT: \$3,455,575.00

BIDS:

Manuel Luis Construction Co., Inc. \$3,455,575.00
Baltimore, MD

P. Flanigan & Sons, Inc. \$3,548,264.50
Baltimore, MD

General Paving & Contracting, Inc. \$3,567,015.00
Baltimore, MD

Machado Construction, Co., Inc. \$3,820,879.80
Baltimore, MD

Brawner Builders, Inc. \$4,437,834.00
Hunt Valley, MD

DBE PARTICIPATION: 30%

PERFORMANCE SECURITY: Performance Bond at 100% of Contract Amount

ITEM: 1-C (Continued)

BPW – 11/03/10

REMARKS: The Engineer's Estimate for this contract was \$4,001,150.00.

This Solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. Sixty-Five (65) firms received the bid packages and forty-nine (49) were Maryland firms. Five (5) bids were received.

The work could involve maintenance of traffic, installation of underdrains, patching existing asphalt paving, patching existing concrete paving, joint repair, crack sealing, pavement markings, concrete curb and gutter, concrete sidewalks, and/or other types of repairs and improvements.

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5447-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Christine A. Romans (410) 767-3796
cromans@mta.maryland.gov

BPW – 11/03/10

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION: (Construction)

ITEM: 2-C-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-0213-1940
 Structural Rehabilitation of Bridges, Eastern Shore
 Freight Lines
 ADPICS NO: CO264206

ORIGINAL CONTRACT APPROVED: Item 2-C, DOT Agenda 04/01/09

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MODIFICATION: Modification No. 1 is for the final settlement of changes, claims and bid quantities. The estimated quantities are adjusted to reflect actual quantities used in the contract.

CONTRACTOR: Tessa Structures, LLC
 Upper Marlboro, MD

AMOUNT: (\$114,288.43) CREDIT

ORIGINAL CONTRACT AMOUNT: \$712,005.91

REVISED CONTRACT AMOUNT: \$597,717.48

PERCENTAGE DECREASE: -16% (Modification No. 1)

TERM: 365 Calendar Days (Original)
 0 Calendar Days (Modification No. 1)

ORIGINAL MBE PARTICIPATION: 27%

REMARKS: This contract is for the structural rehabilitation of bridges on the Eastern Shore Freight Lines. There are a total of 6 bridges that were repaired. The repair work includes concrete spall repair, concrete crack repair, timber and steel tie replacement, bridge deck Hot Mix Asphalt (HMA) resurfacing, rivet replacement, anchor bolt replacement, steel weld and painting.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

TAX CLEARANCE NO.: 10-5662-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW Date	Reason
Original Contract	\$712,005.91	365 calendar days	04/0109	
Modification #1	-\$114,288.43	0 calendar days	11/03/10	Final Settlement
Revised Amount	\$597,717.48			

Christine A. Romans (410) 767-3796
CRomans@mta.maryland.gov

BPW – 11/03/10

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 3-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0328
 Tree Trimming on the Light Rail Line
 ADPICS NO. T80000328

CONTRACT DESCRIPTION: This contract for a contractor to provide the MTA with an intensive tree and vegetation program. The Contractor shall provide all necessary labor, material, transportation, permits and equipment, to trim, remove and lawfully dispose of certain trees and vegetation generally interfering with MTA Light Rail Operations.

AWARD: Pittman's Tree & Landscaping, Inc.
 Front Royal, VA

TERM: Five (5) years (December 13, 2010 – December 12, 2015)

AMOUNT: \$1,198,672.80

PROCUREMENT MEHTOD: Competitive Sealed Bidding

BIDS:

Pittman's Tree & Landscaping, Inc. \$1,198,672.80
 Front Royal, VA

Asplundh Tree Expert, Co. \$1,298,492.00
 Willow Grove, PA

Mercier's Inc. \$1,466,400.00
 Harmans, MD

All Railroad Service, Corp. \$1,748,240.00
 St. Augustine, FL

H.F. Huber's & Son, Inc. \$2,064,400.00
 Baltimore, MD

MBE PARTICIPATION: 15%

PERFORMANCE SECURITY: N/A

ITEM: 3-M (Continued)

BPW – 11/03/10

REMARKS: The Solicitation was advertised on 7/29/10 in eMaryland Marketplace, on MTA’s website and distributed to the Governor’s Office of Minority Affairs. Six (6) firms were directly solicited via email of which all were Maryland firms and five (5) bids were received.

The MTA Light Rail covers 57 miles and runs through wooded areas. Trees, tree branches, leaves, and other vegetation can disrupt MTA light rail service if not properly maintained. The MTA must properly maintain its tree trimming and vegetation care on the Light Rail lines to ensure MTA investment in light rail facilities remains protected. With this contract, the Contractor shall maintain trees and vegetation growing within its boundaries and interfering with overhead catenary lines, catenary poles, switches, cables and signal wires as well as vegetation interfering with the visibility of wayside signals, railroad crossings, railroad right-of-way and any other vegetation as determined by the MTA.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0105

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-5556-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Christine A. Romans (410) 767-3796
cromans@mta.maryland.gov

BPW – 11/03/10

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 4-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0337
Commuter Bus 50-Unit Repaint and New Graphics
ADPICS NO. T80000337

CONTRACT DESCRIPTION: This contract provides for the repainting and application of new graphics on 50 State-owned commuter buses. The contractor shall refurbish the exterior of the 50 over-the-road coaches that are used by MTA commuter bus service providers for MTA Commuter Bus service.

AWARD: Atel Bus and Truck Service Center, Inc
Beltsville, MD

TERM: Two (2) years (November 17, 2010 – November 16, 2012)

AMOUNT: \$ 311,000.00

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Atel Bus and Truck Service Center, Inc. \$311,000.00
Beltsville, MD

Beaver Auto Body \$358,000.00
Aberdeen, MD

DBE PARTICIPATION: 3%

PERFORMANCE SECURITY: N/A

REMARKS: The Solicitation was advertised on 3/2/2010 in eMaryland Marketplace, on MTA’s website and distributed to the Governor’s Office of Minority Affairs. Ten (10) firms were directly solicited via email. Five (5) firms submitted bids as a result of this solicitation. Two (2) bids were deemed responsive.

The forty-five foot 2003 and 2004 commuter bus coaches are at their mid-life periods and the paint and decals which were applied when the buses were new are extremely faded. The Contractor will pick up the vehicles from several locations and return the completed buses to the locations once completed. The contractor will strip and repaint the commuter bus fleet along with attaching the new decals that the MTA will provide. This project will enhance the overall look of the commuter bus fleet. As the 90

ITEM: 4-M (Continued)

BPW – 11/03/10

commuter buses are used Monday through Friday, the MTA must limit the amount of time that buses are out of service for this work. The turnaround time to complete the repainting, decal work, and delivery of the buses will be 10 Calendar Days.

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

APPROPRIATION CODE: J05 H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5552-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW -- 11/03/10

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 5-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AX9737214
Miscellaneous Structure Repairs at Various Locations in
Caroline, Cecil, Kent, Queen Anne's & Talbot Counties
(District 2)
ADPICS NO. AX9737214

CONTRACT DESCRIPTION: This Contract consists of miscellaneous structural repairs at
various locations in District 2.

AWARD: Brawner Builders, Inc.
Hunt Valley, MD

AMOUNT: \$1,290,005.00 NTE

TERM OF CONTRACT: November 15, 2010 through December 31, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Brawner Builders, Inc. \$1,290,005.00
Hunt Valley, MD

Allied Contractors, Inc. \$1,307,805.00
Baltimore, MD

Haris Design & Construction Co. \$1,479,555.00
Rockville, MD

Marine Technologies, Inc. \$1,560,385.00
Baltimore, MD

PDI-Sheetz Construction Corp. \$1,564,085.00
Linthicum, MD

MBE PARTICIPATION: 3%

PERFORMANCE SECURITY: Payment & Performance Bonds for 100% of the award
amount exist for this contract

ITEM: 5-M (Continued)**BPW – 11/03/10**

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Two-hundred seventeen (217) contractors were notified for this project on eMaryland Marketplace; Thirty-five (35) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on contract as provided in Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5427-1111

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

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

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW -- 11/03/10

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 6-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 410D41412
 Mechanical Cleaning & Sweeping of Highways and Park-
 N-Ride Lots at Various Locations in Baltimore & Harford
 Counties (District 4)
 ADPICS NO. 410D41412

CONTRACT DESCRIPTION: This Contract consists of the mechanical cleaning &
 sweeping of highways and park-n-ride lots at various locations in District 4.

AWARD: J & M Sweeping, LLC
 Middle River, MD

AMOUNT: \$1,922,240.00 NTE

TERM OF CONTRACT: November 15, 2010 December 31, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

J & M Sweeping, LLC \$1,922,240.00
 Middle River, MD

East Coast Sweeping, Inc. \$1,958,055.00
 Annapolis Junction, MD

DeAngelo Brothers, Inc. \$2,107,350.00
 Hazelton, PA

The Kalika Construction Group \$2,178,210.00
 Towson, MD

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty-eight (28) contractors were notified for this project on eMaryland Marketplace; Eight (8) of which were MDOT certified MBE's.

ITEM: 6-M (Continued)

BPW – 11/03/10

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on contract as provided in Board Advisory 1995-1.

100% of the work will be performed by a Certified Minority Business Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5328-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW -- 11/03/10

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 7-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4102311413
 Mechanical Cleaning & Sweeping of Roadways at Various
 Locations in Worcester County
 ADPICS NO. 4102311413

CONTRACT DESCRIPTION: This Contract consists of the mechanical cleaning &
 sweeping of roadways at various locations in Worcester County.

AWARD: Reilly Sweeping, Inc.
 Annapolis Junction, MD

AMOUNT: \$238,350.00 NTE

TERM OF CONTRACT: November 15, 2010 December 31, 2013

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Reilly Sweeping, Inc. Annapolis Junction, MD	\$238,350.00
---	--------------

DeAngelo Brothers, Inc. Hazelton, PA	\$282,810.00
---	--------------

East Coast Sweeping, Inc. Annapolis Junction, MD	\$301,337.30
---	--------------

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty-five (25) contractors were notified for this project on eMaryland Marketplace; Six (6) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

ITEM: 7-M (Continued)

BPW – 11/03/10

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on contract as provided in Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5423-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW -- 11/03/10

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 8-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 492D51412
 Linestriping at Various Locations in Anne Arundel,
 Calvert, Charles & St. Mary's Counties (District 5)
 ADPICS NO. 492D51412

CONTRACT DESCRIPTION: This Contract consists of linestriping at various locations in District 5.

AWARD: Denville Line Painting, Inc.
 Rockaway, NJ

AMOUNT: \$1,554,398.50 NTE

TERM OF CONTRACT: November 15, 2010 through December 31, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Denville Line Painting, Inc. \$1,554,398.50
 Rockaway, NJ

Midlantic Marking, Inc. \$1,984,490.00
 Gaithersburg, MD

Zone Striping, Inc. \$2,246,333.90
 Glassboro, NJ

Priceless Industries, Inc. \$2,391,102.50
 Baltimore, MD

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award amount exists for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One hundred twenty eight (128) contractors were notified for this project on eMaryland Marketplace; Twenty six (26) of which were MDOT certified MBE's.

ITEM: 8-M (Continued)

BPW – 11/03/10

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on contract as provided in Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-5534-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert P. Gay 410-545-0433
rgav@sha.state.md.us

BPW -- 11/03/10

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 9-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4290451412
 Brush & Tree Cutting and Stump Removal at Various
 Locations in Calvert County
 ADPICS NO. 4290451412

CONTRACT DESCRIPTION: This Contract consists of the brush & tree cutting and stump removal at various locations in Calvert County.

AWARD: Pittman's Tree & Landscaping, Inc.
 Front Royal, VA

AMOUNT: \$425,959.00 NTE

TERM OF CONTRACT: November 15, 2010 through June 30, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Pittman's Tree & Landscaping, Inc. \$425,959.00
 Front Royal, VA

Greentree, Inc. \$451,392.00
 Norfolk, VA

Asplundh Tree Expert Co. \$486,676.00
 Odenton, MD

Lewis Tree Service, Inc. \$536,175.00
 West Henrietta, NY

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award amount exist for this contract

ITEM: 9-M (Continued)

BPW – 11/03/10

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One hundred thirty four (134) contractors were notified for this project on eMaryland Marketplace; Sixteen (16) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on contract as provided in Board Advisory 1995-1.

100% of the work will be performed by a Certified Small Business Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-5523-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW -- 11/03/10

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 10-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 527D41412
 Operation of the Peninsula Expressway Drawbridge
 #0336500 crossing Bear Creek in Baltimore County
 ADPICS NO. 527D41412

CONTRACT DESCRIPTION: This Contract consists of the operation of drawbridge
 #0336500 on Peninsula Expressway crossing Bear Creek in Baltimore County.

AWARD: Chesapeake Pilot Training, Inc.
 Chestertown, MD

AMOUNT: \$336,000.00 NTE

TERM OF CONTRACT: November 15, 2010 through December 31, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Chesapeake Pilot Training, Inc. \$336,000.00
 Chestertown, MD

LB & B Associates, Inc. \$385,770.00
 Columbia, MD

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award
 amount exists for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web
 Page. Two-hundred seventy-five (275) contractors were notified for this project on eMaryland
 Marketplace; Fifty nine (59) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated
 quantities.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to
 spend funds remaining on contract as provided in Board Advisory 1995-1.

ITEM: 10-M (Continued)

BPW – 11/03/10

100% of the work will be performed by a Certified Small Business Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 10-5696-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Christine A. Romans – 410-767-3355
cromans@mta.maryland.gov

BPW—11/03/10

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT

ITEM: 11-E

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T8000-0334
 Procurement of Twelve Articulated Buses
 ADPICS NO. T80000334

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of twelve (12) 60' Articulated Buses from New Flyer.

PROCUREMENT METHOD: Intergovernmental Cooperative Purchasing Agreement (Minnesota Department of Transportation)

AWARD: New Flyer of America, Inc.
 Winnipeg, Manitoba, Canada

TERM: One (1) year from Notice to Proceed

AMOUNT: \$9,000,000.00

DBE PARTICIPATION: 0%

REMARKS: MTA will purchase 12 Articulated Diesel-Hybrid Buses New Flyer of America by piggybacking on a contract between the Minnesota Department of Transportation (Mn/DOT) and New Flyer. The new buses will augment MTA's existing fleet of 30 articulated buses, bringing the total number of articulated buses to 42. These articulated buses can carry 103 passengers, as opposed the typical capacity of a standard 40-foot bus. Having a mix of articulated and standard buses allows the MTA to be responsive to ridership demands particularly during peak travel times or emergency events.

The MTA's contract with New Flyer has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow the MTA to realize savings in time and money in acquiring the buses. The cost of the buses has been reduced to \$700,699 from \$866,997, a savings of \$166,298 per bus.

Developing a new solicitation could take the MTA up to two years to prepare specifications, advertise, and award. The buses meet all Federal Transit Administration requirements. In addition the contract with Mn/DOT contains all required Federal clauses and meets the requirements of the FTA's Best Practices Manual for intergovernmental contracts.

ITEM: 11-E(Continued)

BPW- 11/03/10

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

APPROPRIATION CODE: JO5 H0105

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 10-5617-0011

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

APPROVED
WITH DISCUSSION

DISAPPROVED

DEFERRED

WITHDRWAN

WITHOUT DISCUSSION

Sandra E. Clifford – (410) 537-7814
sclifford1@mdta.state.md.us

BPW – 11/03/10

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (General/Miscellaneous)

ITEM: 12-GM-MOD

MARYLAND TRANSPORTATION AUTHORITY: Electronic Toll Collection-Next Generation, (ETC-NG) System

CONTRACT ID: MA-549-000-006
 MdTA Electronic Toll System Replacement and Operation

ORIGINAL CONTRACT APPROVED: Item 15-GM, DOT Agenda 10/19/05

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

CONTRACTOR: ACS State and Local Solutions, Inc.
 Baltimore, MD

MODIFICATION: Modification No. 12 provides for the modification of gantry structures on the MDTA's Inter County Connector (ICC) and I-95 Express Toll Lanes (ETL) projects by the addition of drop down frame structures to permit the mounting of the Mark IV antennas to read customers' toll transponders. Originally, the gantries were to be designed and installed per prior federal requirements that require 18 feet of clearance from the roadway to the bottom of the gantry structure. Revisions of the federal requirements provides for 22 feet of clearance from the roadway to the bottom of the gantry structure for gantries with Dynamic Message Signs (DMS) installed. The revised clearance fell outside the operating parameters of the Mark IV equipment and required the drop down frame structures be installed to mount the Mark IV transponder equipment at its optimal height.

DURATION: November 30, 2005 to December 7, 2013, with two (2), two (2) - year renewal options.

AMOUNT: \$220,000.00 NTE

ORIGINAL CONTRACT AMOUNT: \$183,986,635.00

REVISED CONTRACT AMOUNT: \$232,744,561.30

PERCENTAGE INCREASE: .12% (MOD No. 12)
 26.50% (Overall)

ORIGINAL MBE PARTICIPATION: 25%

REMARKS: Modification No.12 is composed of \$220,000.00 NTE in extra work by the contractor.

Of the \$220,000.00 in extra work, an MDOT certified Minority Business Enterprise (MBE) firm, AVA Electrical, will be performing \$99,082.88 (45.04%) of this modification.

ITEM: 12-GM-MOD (Continued)

BPW -- 11/03/10

This Extra Work Authorization has been reviewed and may create/retain 2 jobs hired by AVA to assist with the installation.

The MDTA has reviewed ACS's proposal and has determined this submission to be acceptable.

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

MD TAX CLEARANCE: 10-5672-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$183,986,652.00	8.5 yrs + 4 opt yrs		
Change Order No. 1	\$379,383.00		6/6/07	Computer Room Design & Install
Change Order No. 2	\$22,638.70			Revised Money Handling Process
Change Order No. 3	\$46,210,613.89		8/22/07	ORT
Change Order No. 4	\$1,147,600.00		11/14/07	Revised Types & Number of Lanes
Change Order No. 5	\$43,803.00			Additional Stop-in Center Equipment
Change Order No. 6	\$8,765.52			MDTA Logo on Toll Receipts
Change Order No. 7	\$17,488.98			Install LED Lights on Lane Gate Arms
Change Order No. 8	\$149,436.56		4/1/09	Eng & Tech Supp – FMT FFL
Change Order No. 9	\$52,318.35		4/1/09	Gate Override Switch
Change Order No. 10	\$170,838.42		7/1/09	WPL Gates / HWN Toll Booths
Change Order No. 11	\$335,022.88		12/2/09	ORT Vehicle Classification
Revised Amount	\$232,524,561.30			

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 2-AE-MOD

<u>DEPARTMENT OF NATURAL RESOURCES</u>	Janes Island State Park Somerset County
<u>CONTRACT NO. AND TITLE</u>	Project No. P-057-080-010; Nature Center Improvements ADPICS NO. COD43169
<u>ORIGINAL CONTRACT APPROVED</u>	DGS/DPRB 9/23/2008; Item 39-E-003
<u>ORIGINAL PROCUREMENT METHOD</u> Services Act	Maryland Architectural and Engineering
<u>CONTRACTOR</u>	Morris & Ritchie Associates, Inc. Towson, MD
<u>DESCRIPTION</u>	This project provides for A/E services, including preparation of construction contract documents, for the design of improvements to the Nature Center at Janes Island State Park.
<u>MODIFICATION DESCRIPTION</u>	Modification 3 will provide design changes as requested by the Park Service. Items are: remove the day use pavilions, remove the improvements to the Conference Center parking area, remove the spray area, add demolition of the geodesic dome pavilion, add placement of a new storage shed in the vicinity of the Marina, add rain barrels to the downspouts of the Nature Center, provide low level pedestal lighting with solar collectors, relocate the reception desk adjacent to the dining area and reorganize the interior of the Camp Store to accommodate this change, and add a corner lounge style seating area to the dining area.
<u>AMOUNT OF ORIGINAL CONTRACT</u>	\$183,815.00
<u>AMOUNT OF MODIFICATION</u>	\$12,779.00
<u>PRIOR MODIFICATIONS/OPTIONS</u>	\$12,450.00
<u>REVISED TOTAL CONTRACT AMOUNT</u>	\$209,044.00
<u>PERCENT +/- (THIS MODIFICATION)</u>	7.0%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M

DEPARTMENT OF GENERAL SERVICES Various Locations

CONTRACT NO. AND TITLE Identification Card, Access Entry and Video
Camera Monitoring System
ADPICS NO. 001B1400286

DESCRIPTION Provide Identification Cards, Access Entry
and Video Camera Monitoring Systems for the Department of General Services.

PROCUREMENT METHOD Sole Source

AWARD Electronic Technologies Corporation (ETC)
Columbia, MD

AMOUNT \$1,500,000 (Est.) (5 Years)

TERM 11/18/2010-11/17/2015

MBE PARTICIPATION 25%

PERFORMANCE BOND N/A

REMARKS In January 2004 the Board of Public Works approved a competitively bid contract for the development of a Secure State ID System. As a part of the process, the contractor designed a new State ID card format(s) and developed a secure way of producing State ID badges that could not be duplicated either visually or electronically. The system design included the ability for the State to audit the system and ensure that State ID's had been issued to legitimate State employees and that no State ID badge had been duplicated.

Currently, over 90% of all State employees have now been issued the new State ID credential and DGS anticipates all State employees will have the new State ID badge by the end of the year.

In conjunction with the issuance of a new State ID and the system to produce the badges, DGS significantly upgraded the electronic security systems of all State facilities. To meet this requirement the contractor designed a system comprised of a centralized enterprise access control system with a server located in Annapolis with a redundant backup server in Baltimore.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 5-RP (Cont.)**APPRAISED VALUES**

\$30,600.00-6/10/2010) - Melville E. Peters/Fee Appraiser

Reviewed by Daniel Green

\$7,300.00-6/11/2010) - James H. Pugh/Fee Appraiser

Reviewed by Daniel Green

\$21,400.00-7/29/2010 - Daniel Green/Staff Appraiser

FUND SOURCE\$20,330.00 MCCBL 2010 POS FY11
Item 015-89.22.49**REMARKS**

1. The Department of Natural Resources recommends approval of this acquisition.
2. There will be no relocation or moving costs associated with this acquisition.
3. The Zirn acquisition is being considered for its significance to Patuxent State Park and the public access it provides along the Patuxent River. This project while not meeting the threshold for ecological reasons with a relative ranking score of 55 could also be considered for conservation as a recreational project outside of the ecological targeting protocol as outlined in the Appendix "A" section of the POS Targeting Protocol.
4. The following could be grounds for acquiring properties regardless of their ecological rankings:
 - a) The property is an important in-holding or adjacent parcel to other protected lands,
 - b) The property would provide exceptionally high value resource-based recreation, such as water access in an access-limited area or a critical trail connection,
 - c) The property has exceptional educational, cultural or historical value,
 - d) The property provides an exceptional opportunity to combine land conservation with resource-based economic benefits. The Zirn project meets the criteria as outlined in Appendix "A"

 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** 6-RP (revised)

DEPARTMENT OF NATURAL RESOURCES Robert I. and Sharon K. Hine
100.5 ± acres-Allegany County
File # 00-4195-POS # 4114

REFERENCE

Approval is requested to accept an Agreement of Sale on behalf of Program Open Space to purchase a 100.5 acre ± parcel adjacent to Green Ridge State Forest in Allegany County. The tract adjoins the Southeast section of Green Ridge State Forest within the Town Creek Watershed. The property located along Sugar Hollow, is immediately adjacent to existing State forest property purchased with Natural Heritage funds and valued for its pristine shale barrens and other significant ecological features. A pond exists on the property where the narrow-leaf cattail grows, a plant very uncommon in eastern Allegany County. The pond also provides water during dry periods, an important wildlife benefit in the summer when water is scarce. The property has excellent public access potential from Oliver Beltz Rd. Moreover, as a result of this access, the property is increasingly attractive to builders and developers, which would degrade the significant ecological values of Green Ridge State Forest and Town Creek watershed. The parcel is located within the Target Ecological Area (TEA), and has received an ecological ranking of 115 under the Program Open Space Targeting System.

Title will be vested in the Department of Natural Resources. The Attorney Generals Office has approved the Agreement of Sale. Title and transfer documents are subject to legal review.

GRANTOR

Robert I. and Sharon K. Hine

GRANTEE

Department of Natural Resources

PROPERTY

100.5 acres (unimproved)

PRICE

\$315,115.00* (\$3,135/acre)
(Discounted Sale)

*The sales price represents a negotiated discount from the recommended value (\$331,700.00) to the State of Maryland of \$16,585.00 or 5.0%.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 6-RP (Cont.) (Revised)

APPRAISED VALUES

\$328,500.00 - 7/23/2010 Richard L. Bowers/Fee Appraiser
Reviewed by David M. Kelleher

\$331,700.00 - 7/12/10/10 Michael P. Goodfellow/Fee Appraiser –
Reviewed by David M. Kelleher

FUND SOURCE

\$315,115.00 POS Opportunity Loan
2009/Item 500, 89.22.45

REMARKS

1. The Department of Natural Resources recommends approval of this acquisition.
2. This project meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of the extraordinary location and environmental value of the property which scored 115 under the Program Open Space Target ecological scoring system.
3. Unnecessary language removed.
4. Unnecessary language removed.

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** 7-LT-OPT**MARYLAND DEPARTMENT OF TRANSPORTATION**

(Motor Vehicle Administration)

Elkton-Cecil County

LandlordBurkley Properties Group. LLC.
190 East Main Street
Elkton, MD 21921**Property Location**105 Chesapeake Boulevard
Elkton, MD 21921

<u>Space Type</u>	Office/Land	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	8,400(Office)
<u>Duration</u>	10 years	<u>Effective</u>	11/15/2010		87,120(Land)
<u>Annual Rent</u>	\$170,100 Avg. Office	<u>Square Foot Rate</u>	\$20.25 Avg. Office		
	\$ 56,628 Land	<u>Eff. Sq. Ft. Rate</u>	\$22.46 Avg.		
	\$226,728	<u>Sq. Ft. Rate</u>	\$.65 Land		
		<u>Previous Sq. Ft. Rate</u>	\$18.00 Office		
		<u>Previous Eff. Sq. Ft. Rate</u>	\$20.46		
		<u>Previous Sq. Ft. Rate</u>	\$.55 Land		

Utilities Responsibility

Lessor

Custodial Responsibility

Lessee

Previous Board Action(s)

1/27/1999 - 14-L

Fund Source

100% Special J04E0001

Special Conditions

1. The lease includes escalations/de-escalations for utilities and real estate taxes.
2. The lease incorporates eighty-five (85) reserved parking spaces free of charge.

Remarks

1. This space has been used since April 1, 2000 as the only full service Motor Vehicle office, including truck testing, which services Cecil, Kent, and Queen Anne Counties accounting for 158,345 transactions in FY 2009 and 157,314 in FY 2010.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 7-LT-OPT (Cont.)

- 2. The rental rate commences at \$19.00 per net usable square foot for years 1 through 5 and \$21.50 for years 6 through 10 resulting in the average rental rate of \$20.25 over the lease term.
- 3. The lease provided for an option renewal at the rate of \$21.50 per square foot for the office space and \$0.65 per square foot for the test tracts for a 5 year term. Through negotiations, the term was extended to 10 years, with a reduced office rental rate for the first 5 years of the term, which realized a rental cost savings of \$105,000.00 over the stated option. The land is being renewed at the stated renewal option rate of \$.65 per nusf.
- 4. The lease contains a termination for convenience clause.
- 5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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** 8-LT-OPT

DEPARTMENT OF HUMAN RESOURCES Baltimore County Department of Social
Services (BCDSS)
Essex, MD

Landlord CUZ-4 Limited Partnership, LLLP
677 Massachusetts Ave.
Arlington, MA 02476

Property Location 439 Eastern Boulevard
Essex, MD 21221

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal/Rent Reduction	<u>Square Feet</u>	16,500
<u>Duration</u>	10 Years	<u>Effective</u>	1/1/2011		
<u>Annual Rent</u>	\$185,625.00 (Avg.)	<u>Square Foot Rate</u>	\$11.25 (Avg.)		
		<u>Previous Square Foot Rate</u>	\$13.30		
		<u>Effective Square Foot Rate</u>	\$12.90		
		<u>Prev. Eff. Square Foot Rate</u>	\$15.19		

Utilities Responsibility Tenant
Custodial Responsibility Landlord
Previous Board Action(s) 7/30/1997 – 54-L; 12/15/1999 – 16-L; 9/20/2000 – 17-L

Fund Sources

<u>Program</u>	<u>Subprogram</u>	<u>Subject</u>	<u>PCA</u>	<u>General 40%</u>	<u>Federal 60%</u>
N00G0002	7b03	1351	G0010	\$74,250.00	\$111,375.00

Special Conditions

- The lease contains escalation/de-escalation for janitorial service and real estate taxes.
- The lease contains one (1) option renewal for five (5) years.
- The lease incorporates 50 parking spaces at no cost.
- The net usable square foot rental rate commences at \$10.64 for years 1 and 2; and increases to \$10.85 for years 3 and 4; \$11.37 for years 5 and 6; \$11.59 for years 7 and 8; and \$11.82 for years 9 and 10 resulting in an average rate of \$11.25 over the term of the lease.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 8-LT-OPT (Cont.)

Remarks

1. This space has been used since August of 1997 as a Baltimore County Social Service office offering Family Investment and Child Support Enforcement services.

2. Through negotiations the Department of General Services secured a rental cost avoidance of \$338,250.00 over the term of the lease by reducing the rental rate by an average of \$2.05 per net usable square foot.

- 3 The lease contains a termination for convenience clause.

- 4 This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 10-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 Supervisors of the Frederick Soil Conservation District
(Frederick County)*

Agriculture and Education Complex

“For the construction of an agriculture and education complex, located in Frederick.”

\$200,000.00

*Maryland Consolidated Capital Bond Loan of 2008 (LSI - Chapter 336, Acts of 2008)
DGS Item G066, (SL-004-050-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide matching fund and the Board of Public Works to certify a matching fund no later than June 1, 2010. The Board of Supervisors of the Frederick Soil Conservation District has submitted evidence in the form of canceled checks and invoices that it has \$207,843.55 in prior eligible expenditures to meet the matching fund requirement. Documents for certification of match were received by the Department of General Services prior to May 31, 2010.

Board of Public Works approval is also requested to reimburse the Board of Supervisors of the Frederick Soil Conservation District \$7,843.55 for eligible expenditures.

<u>BACKGROUND</u>	Total Project	\$1,001,492.00
	08-G066 (This Action)	\$ 200,000.00
	05-G007 (Prior Action)	\$ 300,000.00
	Local Cost	\$ 501,492.00

(Prior Action: 02/01/06 Agenda, Item 15-CGL)

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (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 10-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 11-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 Directors of Western Maryland Station Center, Inc. (Allegany County)
Allegany County Museum*

“For the planning, design and construction of the Allegany County Museum, located in Cumberland.”

\$75,000.00

*Maryland Consolidated Capital Bond Loan of 2010 (LSI - Chapter 483, Acts of 2010)
DGS Item G023*

\$75,000.00

*Maryland Consolidated Capital Bond Loan of 2010 (LSI - Chapter 483, Acts of 2010)
DGS Item G099, SL-047-080-038*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than June 1, 2012. The Board of Directors of Western Maryland Station Center, Inc. is utilizing the value of property to meet the matching fund requirement for this project. The Department of General Services, Real Estate Office, has reviewed the appraisal for the property located at 3 Pershing Street in Cumberland and has approved a value of \$1,800,000.00. The value of property was also utilized as match for the Loans of 2008 and 2009 for a total of \$275,000.00.

BACKGROUND

Total Project	\$1,550,000.00
10-G023 (This Action)	\$ 75,000.00
10-G099 (This Action)	\$ 75,000.00
08-G024 (Prior Action)	\$ 50,000.00
09-G041 (Prior Action)	\$ 100,000.00
09-G088 (Prior Action)	\$ 125,000.00
Local Cost	\$1,125,000.00
(Prior Action: 3/24/10 Agenda, Item 16-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 11-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 12-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into a grant agreement, and authorize that funds be encumbered for the following grant:

*Board of Directors of the Dorchester County Family YMCA, Inc.
Dorchester County Family YMCA*

“For the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Dorchester County Family YMCA, located in Cambridge.”

\$70,000.00

*Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010)
DGS Item G047, (SL-010-100-038))*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than June 1, 2010. The Board of Directors of the Dorchester County Family YMCA, Inc. is utilizing value of property to meet the matching fund requirement for this project. The Department of General Services, Real Estate Office, has reviewed and accepted an appraised value of \$2,450,000.00. The value of property was also utilized as match for the Loans of 2007 at \$150,000.00 and \$50,000.00. The Board has also has submitted evidence in the form of canceled checks and invoices that it has \$72,560.00 in eligible expenditures.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Dorchester County Family YMCA, Inc. \$70,000.00 for eligible expenditures.

BACKGROUND

Total Project	\$2,450,000.00
10-G047 (This Action)	\$ 70,000.00
08-G063 (Prior Action)	\$ 25,000.00
07-G050 (Prior Action)	\$ 150,000.00
07-G129 (Prior Action)	\$ 50,000.00
06-G147 (Prior Action)	\$ 200,000.00
06-G065 (Prior Action)	\$ 50,000.00
04-G039 (Prior Action)	\$ 10,000.00
Local Cost	\$1,895,000.00

Previous Action Approval: 01/28/09 Agenda, Item 23-CGL; 07/02/08 Agenda, Item 7-CGL A. & B.; 10/3/07 Agenda, Item 13-CGL C.; 08/22/07 Agenda, Item 18-CGL B.; 07/05/06 Agenda, Item 9-CGL)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 12-CGL (Cont.)

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 13-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into a grant agreement, and authorize that funds be encumbered for the following grant:

*Board of Directors of the Allegany County Public Schools Foundation
(Allegany County)*

Greenway Avenue Stadium

*“For the reconstruction, repair, and renovation of the Greenway Avenue Stadium,
located in Cumberland.”*

\$50,000.00

*Maryland Consolidated Capital Bond Loan of 2008 (LSI - Chapter 336, Acts of 2008)
DGS Item G025, (SL-074-080-038)*

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, 2010. The Board of Directors of the Allegany County Public Schools Foundation has submitted documentation that it has in excess of \$50,000.00 in a financial institution to meet the matching fund requirement. *Documents for certification of match were received by the Department of General Services prior to May 31, 2010.*

BACKGROUND

Total Project	\$3,450,800.00
08-G025 (This Action)	\$ 50,000.00
Local Cost	\$3,400,800.00

REMARKS

- (1) The grant agreement has been modified to reflect the Board of Education of Allegany County as beneficiary throughout the document.
- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (4) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 13-CGL (Cont.)

(5) This item previously appeared on the DGS/BPW Agenda on 07/07/10 as Item 15-CGL and was withdrawn.

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 14-CGL (Cont.)

(Prior Actions: 01/06/10 Agenda, Item 11-CGL; 05/20/09 Agenda, Item 16-CGL; 04/02/08, Item 23-CGL; 12/12/07 Agenda, Item 16-CGL and 10/18/06 Agenda, Item 18-CGL)

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.
- (4) For non match, invoices should be submitted to the Department of General Services for the disbursement of funds.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 15-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 Commissioners of St. Mary's County
(St. Mary's County)*

St. Mary's County Detention Center

"To assist in the construction and equipping of the Phase I addition to the St. Mary's County Detention Center."

\$5,513,000.00

Maryland Consolidated Capital Bond Loan of 2009 (Chapter 485, Acts of 2009 and as amended by Chapter 483, Acts of 2010) DGS Item G168, (CJ-001-080-038)

MATCHING FUND The MCCBL requires the grant recipient to provide matching fund and the Board of Public Works to certify a matching fund no later than June 1, 2012. The Board of Commissioners of St. Mary's County has submitted documentation that it has appropriated \$7,616,586.00 in its Fiscal Year 2011 Capital Improvements Budget to meet the matching fund requirement.

BACKGROUND

Total Project	\$24,169,461.00
09-G168 (This Action)	\$ 5,513,000.00
08-G209 (Prior Action)	\$ 689,000.00
Local Cost	\$17,967,461.00
(Prior Action: 12/17/08 Agenda, Item 15-CGL)	

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (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 16-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

The Department of Health and Mental Hygiene recommends approval of three Waiver of Priority Declaration and Subordination Agreements on behalf of The Arc of Baltimore, Inc. (The Arc)
(1) At its meeting on March 8, 2000 (DGS Agenda item 29-CGL), the Board of Public Works approved a State grant of \$695,000.00 to assist The Arc in the cost of designing and constructing a building to be used to offer services to individuals with developmental disabilities at 6151 Metro Drive, Baltimore, MD 21215.

The above-mentioned property is subject to an agreement that gives the State of Maryland a Right of Recovery in the event that The Arc of Baltimore, Inc's facility ceased to be a facility as defined by State law.

(2) At its meetings on August 10, 1994 and November 1, 1995, the Board of Public Works approved State grants of \$300,000.00 and \$203,000.00 respectively in the cost of designing and constructing a building to be used to offer services to individuals with developmental disabilities at 7215 York Road, Baltimore, MD 21212.

The above-mentioned property is subject to an agreement that gives the State of Maryland a Right of Recovery in the event that The Arc of Baltimore, Inc's facility ceased to be a facility as defined by State law.

(3) At its meetings on July 19, 2000 and March 21, 2001, the Board of Public Works approved State grants of \$75,750.00 and \$735,720.00 respectively in the cost of designing and constructing a building to be used to offer services to individuals with developmental disabilities at 1401 Old North Point Road, Dundalk, MD 21222.

The above-mentioned property is subject to an agreement that gives the State of Maryland a Right of Recovery in the event that The Arc of Baltimore, Inc's facility ceased to be a facility as defined by State law.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 16-CGL (Cont.)

REMARKS

The Arc of Baltimore, Inc. has received a commitment for financing in an amount not to exceed \$7,500,000.00 for the following purposes: (1) refinancing certain existing loans to The Arc of Baltimore, Inc., (2) to make improvements to their property at 7215 York Road, and (3) financing the required debt service reserve and closing costs in connection with the new loan. The new financing will be in the form of the issuance of tax-exempt bonds by the Maryland Economic Development Corporation (MEDCO), which bonds are to be purchased by Wells Fargo, National Association. As collateral for such financing, MEDCO and Wells Fargo require a first priority lien in the properties that are the subject of this item.

An Assistant Attorney General for the Department of Health and Mental Hygiene has reviewed and approved the agreement for legal sufficiency.

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 17-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Main Street Housing, Inc.
1521 South Edgewood Street
Baltimore, MD 21227

PROJECT NO. AND TITLE

MHA-CB-20907-01;
Acquisition of 7 Winslow Court
Annapolis, MD 21403
(Anne Arundel County)

DESCRIPTION

\$138,113.00 to assist Main Street Housing, Inc., a nonprofit organization, in the cost of acquiring a two-bedroom home at 7 Winslow Court, Annapolis, MD 21403. The contract price is \$210,000.00, and the home will provide housing for two mentally ill individuals. Two appraisals were obtained for this property; all have been reviewed by the Department of General Services. The appraisals are as follows:

Approval is requested for a State grant of

\$210,000.00-Erin M. Monroe
\$210,500.00-Brian D. McGraw

Based on these appraisals, the Department of General Services approved the fair market value of the real estate at \$235,000.00.

AMOUNT

\$210,000.00

FUND SOURCES

\$60,000.00 (25.00%) – Applicant’s Share
Department of Housing and Community
Development Deferred Payment Loan

\$150,000.00 (75.00%) – State’s Share
Maryland Consolidated Capital Bond
Loan
2009, Community Health Facilities Funds

REMARKS

Main Street Housing, Inc. provides housing to individuals with psychiatric disabilities. Lack of affordable housing is a problem in helping the chronically mentally ill remain in the community.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDACAPITAL GRANTS AND LOANSITEM 17-CGL(Cont.)

The individuals who will reside in these units will receive support services to ensure that they remain in the community and not in State institutions. Rents for these units will not exceed 35 percent of each individual's income. Most of the individuals who will reside in these units receive Supplemental Security Income (SSI), which is currently \$674.00 per month for an individual.

In accordance with Subtitle 6 of the Health-General Article of the *Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Carroll County.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of November 3, 2010 was adjourned.

Respectfully submitted,

A handwritten signature in blue ink that reads "Sheila C. McDonald". The signature is written in a cursive style with a large, looped initial "S".

Sheila C. McDonald, Esq.
Executive Secretary

INDEX
NOVEMBER 1, 2010

Agriculture, Department of	
Agricultural Cost Share Program	4-6
Baltimore, University of	58
Community Health Facility Centers	139
Education, Department of.....	52
Environment, Department of	76
General Services, Department of	113,116
Capital Grants and Loans	
Agriculture and Education Complex (Frederick).....	126
Allegany County Museum	128
Dorchester County Family YMCA	130
Greenway Avenue Stadium (Allegany)	132
Johns Hopkins Medicine - Cardiovascular and Critical Care Tower (Baltimore City)...	134
St. Mary's County Detention Center	136
Health & Mental Hygiene, Department of.....	137
Community Health Facility Centers	139
Developmental Disabilities Administration	
Rosewood Center	20
Medical Examiners, Chief of.....	17
Highway Administration.....	92-103
Human Resources, Department of	33
Social Services Administration.....	123
Information Technology, Department of.....	78-83
Juvenile Services, Department of.....	125
Lottery, Maryland State	31
Maryland Transit Administration	49,84-91,104
Maryland, University System of	
Baltimore, University of	58
Coppin State University	70-73
Maryland, University of	
Baltimore County Campus	67-69
College Park Campus	60,64-66
CEES.....	62
Salisbury State University.....	74
Towson State University	56

INDEX
NOVEMBER 1, 2010

Morgan State University	10
Motor Vehicle Administration	121
Natural Resources, Department of	109-112,115,117-120
CREP Program.....	25-30
Rural Legacy Program.....	22
Public Safety & Correctional Services, Department of	37-48
Public Works, Board of	
Procurement Agency Activity Reports.....	7
Wetlands Administration	8
Rosewood Center	20
Salisbury State University.....	74
Social Services Administration.....	123
Stadium Authority, Maryland	12
Towson State University	56
Transportation, Department of	
Highway Administration.....	92-103
Maryland Transit Administration	49,84-91,104
Motor Vehicle Administration	121
Transportation Authority, Maryland	106
Treasurer, State.....	14