

BOARD OF PUBLIC WORKS
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MARCH 18, 2015

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

*Norman Astle (410)841-5864
norman.astle@maryland.gov*

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

Recommendation: That the Board of Public Works approve funding a total of 20 individual grants under the Maryland Agricultural Cost-Share Program. Total submission amount: \$304,503.

Agreement	Recipient	County	Amount \$
AT-2015-2776	Nancy D. Wolfe	St. Mary's	9,300
AT-2015-2777	Nancy D. Wolfe	St. Mary's	10,113
AT-2015-2782	David Shryock	Allegany	16,300
CR-2015-2786-B	Richard H. Janvier, Jr	Caroline	21,394
CR-2015-2787	Richard H. Janvier, Jr	Caroline	5,400
MP-2015-2740	Arentz Hay & Grain, Inc	Carroll	33,000
MP-2015-2744	Leonard W. Miller	Carroll	4,700
MP-2015-2778	Martin Scipper	Frederick	4,500
MP-2015-2780	Dennis J. Harner	Carroll	30,900
MP-2015-2783	Michael R. Albaugh	Carroll	6,200
MP-2015-2784	Michael R. Albaugh	Carroll	4,200
MP-2015-2788	Jamie Booth	Washington	2,800
MP-2015-2799	C. Thomas Lambert	Carroll	13,700
MP-2015-2800	Fritz Farm LLC	Carroll	8,000
MP-2015-2801	Fritz Farm LLC	Carroll	6,900
PA-2015-2709-P	Robert A. Klimek, Jr.	Prince George's	20,000
RS-2015-2733	C. Austin Armacost	Baltimore	6,600
RS-2015-2745-C	Panora Acres, Inc.	Carroll	83,400
RS-2015-2779	Michael A. Dull	Carroll	13,700
UP-2015-2781	Kimberly West	Washington	3,400

Fund Source: MCCBL of 2011/Item 11071: *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, Annotated Code of Maryland; COMAR 15.01.05

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

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

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

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

*Norman Astle (410)841-5864
norman.astle@maryland.gov*

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

Recommendation: That the Board of Public Works approves *additional* funding of three individual grants under the Maryland Agricultural Cost-Share Program. Total submission amount: \$10,649.75

Agreement	Recipient	County	Amount \$
CR-2014-2601	Hab Nab Farms Inc	Caroline	852.00
PA-2014-2262	Michael J. Gebicke	Anne Arundel	4,159.62
UP-2014-2629	Bryan Babington	Washington	5,638.13

Fund Source: MCCBL of 2011/Item 11071: 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, Annotated Code of Maryland; 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

THIS ITEM WAS:

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DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

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 Report by:

Transportation Jan 2015

to the Board of Public Works in accordance with COMAR 21.02.01.05.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

*Contact: Bill Morgante, 410-260-7791
Bill.morgante@maryland.gov*

**4. BOARD OF PUBLIC WORKS
Wetlands License No. 12-0714(R)
*Compensation in lieu of Mitigation***

Recommendation: That the Board of Public Works substitute a requirement that the Licensee pay compensation instead of performing the mitigation specified in the original License.

Authority: Title 16, Environment Article, Annotated Code of Maryland; COMAR 23.02.04; 26.24.05.01B(4)(e) and B(6).

Background: Reference is made to Secretary's Agenda Item 3 (12/5/12) in which the Board of Public Works granted William Smith a State tidal wetlands license to:

- remove/repair/replace piles, revetment, pier, and boatlifts
- construct ramp and sill
- fill, grade and plant marsh vegetation along an eroding shoreline

The purpose of the work is to improve navigable access and control shore erosion along Black Walnut Cove/Choptank River, Tilghman in Talbot County.

Because the licensed work would result in marsh loss, the license required Mr. Smith to mitigate for the loss. The license specified that the required mitigation was "to fill, grade, and plant marsh vegetation along 456 feet of eroding shoreline."

Mitigation: Mr. Smith has requested to alter the required mitigation. The Maryland Department of the Environment has reviewed the request and recommends that Mr. Smith pay monetary compensation to the Tidal Wetlands Compensation Fund instead of filling and planting the marsh. Specifically, MDE recommends that Mr. Smith pay \$5,370 into MDE's Wetland Compensation Fund to mitigate the impacts to 780 square feet of vegetated tidal wetlands. The Wetlands Administrator concurs in the recommendation.

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

*Contacts: Elaine Cornick (410) 514-7449 elaine.cornick@maryland.gov
Brien O'Toole 410-514-7537 brien.otoole@maryland.gov
Jean Peterson (410)-514-7358 jean.peterson@maryland.gov*

5. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Recommendation: That the Board of Public Works approve lending general obligation bond proceeds as described.

Borrower: Oakcrest Village Associates, LLC

Project: Conifer Village at Oakcrest
2011 Brooks Drive, Capitol Heights, 20743

Authority: Housing and Community Dev't Article, §§ 4-1501 *et. seq.*
Annotated Code of Maryland; COMAR 05.05.01

Rental Housing Works finances rental housing that will be occupied by individuals with incomes of 60% and below of the area median income.

Loan Amount: \$2,500,000
Fund Source: MCCBL 2014: *Rental Housing Works Program*
Collateral: Deed of Trust

Description: The project, sponsored by Conifer Realty, LLC, is to construct a 120-unit rental housing development for elderly households in Capitol Heights and will offer a mix of affordable one- and two-bedroom units in a four-story, elevator building. The project has two units that will serve households with income at or below 30% of the area median income, eight units that serve households with income at or below 50% of the area median income, and the remaining 110 units will serve households with income at or below 60% of the area median income.

Sources	Amount
Rental Housing Works (this Item)	\$2,500,000
HUD/FHA – Taxable Loan	11,107,200
Prince George’s County – HOME Loan	2,200,000
Tax Credit Equity	9,684,160
Deferred Developer Fee	1,347,946
Total	\$26,839,306

The Maryland Department of Planning reviewed and approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy (Project # SP20140124-5703).

BOARD OF PUBLIC WORKS

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WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

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

**6. MARYLAND ENVIRONMENTAL SERVICE
*Bay Breeze State Park (Calvert Cliffs)***

Recommendation: That the Board of Public Works approve the following contract funded with general obligation bond proceeds.

Description: Labor, materials, tools, equipment and supervision to rehabilitate water plant building at Bay Breeze State Park; replace equipment that has failed or is in danger of failure due to age.

MES Project: # 15632

Procurement Method: Competitive Bid

Award: J&D Industrial Services, Inc.

Amount: \$14,900

Term: 30 Days from Notice to Proceed

Fund Sources: MCCBL of 2013

Appropriation Codes: 015 MCCBL 13 (PCA #11041)

Resident Business: Yes

Tax Compliance No.: 15-0489-0111

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

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

**7. MARYLAND ENVIRONMENTAL SERVICE
*Charlotte Hall Veterans Home***

Construction Contract: Wastewater Treatment Plant Upgrade
MES Project # 15-02-01

Description: Materials and labor to construct membrane wastewater treatment plant and miscellaneous upgrades to pump stations.

Procurement: Competitive Sealed Bids

Bids: American Contracting & Environmental Services, Inc. Columbia, MD	\$3,060,483
Johnston Construction Co. Dover, PA	\$3,325,925

Award: American Contracting & Environmental Services, Inc.

Amount: \$3,060,483

Term: 456 calendar days

MBE Participation: 10%

Remarks: The existing wastewater treatment plant has been in operation since 1993. Its performance has not been consistent and cannot reliably meet the new discharge permit requirements. A new treatment system and modifications to the pump stations are needed.

The bids received exceeded the amount of funds that were available or pre-authorized through the 2013 legislative session. MES deleted non-essential items from the scope to remain within the budget, and then re-bid the project. The bids received still exceeded funding. MES deleted additional items and requested a best and final price from the bidders. The intent of the project – to provide a new treatment system that will meet permit requirements – will still be met under this contract.

**BOARD OF PUBLIC WORKS
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**7. MARYLAND ENVIRONMENTAL SERVICE (cont'd)
*Charlotte Hall Veterans' Home***

Fund Sources: MCCBL of 2013 \$1,651,648
 MCCBL of 2014 \$1,190,000
 MCCBL Preauthorization Act of 2015
 (MES Infrastructure Improv. Fund, UB00)*

*The MCCBL Preauthorization Act of 2015 pre-authorizes \$1,000,000 for this project. When these funds become available, MES will return to the Board of Public Works to request approval to use the money for this contract.

Appropriation Codes: 097 MCCBL 14 (PCA # 11031)
 100 MCCBL 14 (PCA# 11050)

Resident Business: Yes

Tax Compliance No.: 15-0321-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

*Contact: Eric Johnson (410) 223-4150
ericjohnson@mdstad.com*

**8. MARYLAND STADIUM AUTHORITY
*Baltimore City Public Schools***

Contract: Architect/Engineering Services
Contract Id: Robert Poole Building Renovation/Addition /BCS-013
Description: Design and engineering services for renovation/addition.
Procurement Method: Competitive Sealed Proposals

Proposals:

<i>Offeror</i>	<i>Score</i>	<i>Lump Sum Bid</i>
JRS Architects Inc. Baltimore, MD	95	\$2,466,870
Smolen, Emr, Ilkovitch Architects Inc. Baltimore, MD	93	\$2,543,708
Perkins Eastman Baltimore, MD	92	\$2,618,682
Ziger Snead Baltimore, MD	90	\$2,715,361

Award: JRS Architects, Inc.

Amount: \$2,466,870

Term: 3/2015 - 6/2018

MBE Goal: 29%
Sub-goals 6% African American
14.5% Hispanic American
8.5% Women

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

**8. MARYLAND STADIUM AUTHORITY (cont'd)
*Baltimore City Public Schools***

Authority: Baltimore City Public Schools Construction and Revitalization Act of 2013 (Chapter 647) [pertinent portion codified at § 10-646, Economic Development Article, Annotated Code of MD]

Background: The 2013 General Assembly provided for the Stadium Authority to “design and improve, or contract for the design and improvement of, a Baltimore City public school facility.” To effectuate that intent, the Board of Public Works approved a Memorandum of Understanding memorializing the agreement among the Stadium Authority, the Interagency Committee on School Construction, the Baltimore City Board of School Commissioners, and the Mayor and City Council of Baltimore concerning construction and revitalization of Baltimore City Schools. Secretary’s Agenda Item 14 (Oct. 16, 2013).

Remarks: Through this contract, the Stadium Authority is procuring a firm to provide architectural and engineering services to renovate and add to Robert Poole, a Baltimore City Public School, 1300 W. 36th Street, 21211.

A Request for Qualifications was posted on *eMaryland Marketplace* and the Stadium Authority’s website, and was sent out directly. Sixty five firms responded. A selection committee, comprising members from Baltimore City Schools and the Stadium Authority, deemed 31 firms eligible to participate in the A/E project pool for Plan Year One. These 31 firms now have an opportunity to bid on project-specific Requests for Proposals.

Sixteen firms submitted specific proposals on the Robert Poole project. The selection committee selected five firms to interview and to review pricing. Upon review of the pricing and reference checks, the Stadium Authority recommends awarding the contract to JRS, who was the low price bid and the top ranked firm technically.

Fund Source: Non-Budgeted Funds; Proceeds on deposit in the Baltimore City Public School Construction Facilities Fund

Tax Compliance No.: 15-0359-0011

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

*Contact: Eric Johnson (410) 223-4150
ericjohnson@mdstad.com*

**9. MARYLAND STADIUM AUTHORITY
*Baltimore City Public Schools***

Contract: Construction Manager (Preconstruction Services)

Contract ID: Robert Poole Building Renovation/Addition BCS-014

Description: Preconstruction services for Robert Poole renovation and addition throughout design phase to provide cost-estimating, scheduling, project phasing, constructability reviews, value engineering, quality assurance, scope definitions, and bid packaging/preparations. The Stadium Authority intends to return with a recommendation to award construction services if pre-construction performance is satisfactory and an acceptable GMP is negotiated.

Procurement Method: Competitive Sealed Proposals

Proposals:

<i>Offeror</i>	<i>Overall Score</i>	<i>Preconstruction</i>	<i>Construction Fee & Estimated Labor</i>
CAM Construction	92	\$105,266	\$1,709,191
HESS	91	\$102,564	\$2,251,704
Whiting Turner	87	\$151,952	\$1,945,282
Dustin	85	\$126,784	\$2,898,845

Award: CAM Construction Co., Inc.

Amount: \$105,266

Term: 3/2015 - 3/2016

MBE Goal: 29%

Authority: Baltimore City Public Schools Construction and Revitalization Act of 2013 (Chapter 647) [pertinent portion codified at § 10-646, Economic Development Article, Annotated Code of MD]

Background: The 2013 General Assembly provided for the Stadium Authority to “design and improve, or contract for the design and improvement of, a Baltimore City public school facility.” To effectuate that intent, the Board of Public Works approved a Memorandum of Understanding memorializing the agreement among the Stadium Authority, the Interagency Committee on School Construction, the Baltimore City Board of School Commissioners, and the Mayor and City Council of Baltimore concerning construction and revitalization of Baltimore City Schools. Secretary’s Agenda Item 14 (Oct. 16, 2013).

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

**9. MARYLAND STADIUM AUTHORITY (cont'd)
*Baltimore City Public Schools***

Remarks: Through this contract, the Stadium Authority is procuring a firm to provide preconstruction services to renovate and add to Robert Poole, a Baltimore City Public School, 1300 W. 36th Street, 21211..

A Request for Qualifications was posted on *eMaryland Marketplace* and the Stadium Authority's website, and was sent out directly. Twenty-seven firms responded. A selection committee, comprising members from Baltimore City Schools and the Stadium Authority, deemed nineteen firms eligible to participate in the CM project pool for Plan Year One. These 19 firms now have an opportunity to bid on project-specific Requests for Proposals.

Eleven firms submitted specific proposals on the Robert Poole project. The selection committee selected four firms to interview and to review pricing. Next, scope and pricing review confirmations were held with the four firms resulting in Best and Final Offer submissions. Upon review of the best and final offers and reference checks, the Stadium Authority recommends awarding the contract to CAM Construction Co., Inc., who was one of the top ranked firms technically.

The Stadium Authority will return to the Board of Public Works for approval to award the construction-phase services to CAM if they perform adequately during the pre-construction phase and if all parties reach an acceptable GMP.

Fund Source: Non-Budgeted Funds; Proceeds on deposit in the Baltimore City Public School Construction Facilities Fund

Tax Compliance No.: 15-0381-1111

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

REVISED

*Contact: Bernadette Benik (410-260-7390)
bbenik@treasurer.state.md.us*

10. STATE TREASURER

March 2015 Tax-Exempt Equipment Lease-Purchase Financing

The State Treasurer recommends that the Board of Public Works approve the award of the March 2015 Tax-Exempt Equipment Lease-Purchase Agreement for financing, on a consolidated basis under a lease-purchase financing arrangement, the acquisition of capital equipment by certain State agencies. This March 2015 Tax-Exempt Equipment Lease-Purchase Financing will provide financing for \$1,878,900.35 in capital equipment.

Term: Financing Period: March 18, 2015 through March 27, 2015
Lease Periods: Three years and five years after the Closing Date

Procurement Method: Competitive Sealed Bids

Award: Banc of America Public Capital Corp

Bids: Lowest rate submitted.

<i>Bidder's Name</i>	<i>Rate</i>
<i>Banc of America Public Capital Corp</i>	<i>1.447%</i>
<i>Grant Capital Management, Inc.</i>	<i>1.475%</i>
<i>JP Morgan Chase Bank, N.A.</i>	<i>1.500%</i>
<i>U.S. Bancorp Government Leasing and Finance, Inc.</i>	<i>1.514%</i>
<i>TD Equipment Finance, Inc.</i>	<i>1.530%</i>

MBE Goal: None

Fund Sources: Agency operating budgets

Amount: \$1,878,900.35

Remarks: The State Treasurer's Office issued an Invitation for Bids for financing on a consolidated basis \$1,878,900.35 in capital equipment, that was published on *eMaryland Marketplace*, 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. There are no subcontracting opportunities with this financing; however MBEs were encouraged to respond. This Lease-Purchase financing is expected to close no later than March

**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015**

REVISED

10. STATE TREASURER (cont'd)
March 2015 Tax-Exempt Equipment Lease-Purchase Financing

Remarks: (cont'd)

27, 2015. Six bids were received on or before March 10, 2015 in response to the IFB. One bid did not meet the requirements of the IFB and was therefore rejected as non-responsive. The remaining bids were evaluated and were weighted based on the actual amounts to be financed and the rates for the respective lease terms of 3 years and 5 years.

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

The Treasurer notified the Legislative Policy Committee, in accordance with Section 8-403 of the State Finance and Procurement Article of the Annotated Code of Maryland, of her request to periodically lease-finance equipment acquisitions, in an aggregate amount not exceeding \$35 million, over a two-year period beginning July 1, 2013 and ending June 30, 2016.

Following the March 2015 Tax-Exempt Equipment Lease-Purchase financing, the remaining balance of the \$35 million approved by the Legislative Policy Committee for equipment lease-purchase financing will be approximately \$29.6 million.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
March 18, 2015

SUPPLEMENTAL

Contact: Bill Morgante, 410-260-7791
Bill.morgante@maryland.gov

11. **BOARD OF PUBLIC WORKS**
Wetlands License
Concurrence Case

Recommendation: Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works Wetlands Administrator recommends that the Board grant the license as indicated. The Department of the Environment concurs with this recommendation.

Authority: Section 16-202, Environment Article, Annotated Code of Maryland: “The Board shall decide if issuance of the [tidal wetlands] license is in the best interest of the State, taking into account the varying ecological, economic, developmental, recreational, and aesthetic values [the] application presents.” See also COMAR 23.02.04.

CHARLES COUNTY

14-0855 *MAURICE MORGAN* – To emplace a stone revetment and sill; fill, grade, and plant marsh vegetation along an eroding shoreline.

Nanjemoy, Nanjemoy Creek

Special conditions: Marsh establishment and time-of-year restrictions; mitigation plan.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
March 18, 2015**

*Contact: Jane Bailey 410-767-4307
Jane.Bailey@maryland.gov*

**A1. DEPARTMENT AND HEALTH AND MENTAL HYGIENE
*Spring Grove Hospital Center***

Contract ID: Roof Replacement
ADPICS No.: SG-690-150-001
Contract No.: 001B5400361

Contract Type: Maintenance

Description: Replace shingle roof system and structural decking at Noyes Building at Spring Grove Hospital Center

Procurement Method: Emergency

Date Emergency Declared: September 11, 2014

Bids:

Alliance Roofing & Sheet Metal Baltimore, MD	\$338,000
Citi Roof, Corp. Baltimore, MD	\$395,250
Ruff Roofers, Inc. Baltimore, MD	\$495,384

Award: Alliance Roofing & Sheet Metal
Baltimore, MD

Award Date: January 7, 2015

Amount: \$338,000

Term: 180 Calendar Days

MBE Participation: 0%

Fund Source: MCCBL 2013 item 010: *Provide funds for the State Capital Facilities Renewal Program (Statewide)*

**BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
March 18, 2015**

**A1. DEPARTMENT AND HEALTH AND MENTAL HYGIENE (cont'd)
SPRING GROVE HOSPITAL CENTER**

Remarks:

Nature of Emergency: The twenty-year-old shingle roof is rapidly failing; leaks are damaging to the substructure and interior. The concrete plank decking boards are deteriorated to the point that they are breaking and falling to the ground. Addressing the damage at this time will minimize the needed repairs.

Basis for Selection: Alliance Roofing and Sheet Metal submitted the lowest, responsive bid. Alliance has extensive roofing experience and has worked with DGS on many similar projects. Alliance has the staff available to dedicate to this project and can meet the rigid time constraints for the work imposed by this emergency. Due to time constraints, there are no subcontracting opportunities for MBEs on this project. The contractor will perform all work.

Reason for Lateness: To properly complete this project, an AE firm was hired to do the design which delayed reporting of this emergency. Design was necessary for this project due to the structural damage to concrete deck planking.

TAX COMPLIANCE NO.: 15-0217-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement A
Department of Natural Resources
ACTION AGENDA
March 18, 2015**

*Contact: Emily Wilson (410) 260-8436
emilyh.wilson@maryland.gov*

**1A. PROGRAM OPEN SPACE LOCAL SHARE
*Charles County***

Recommendation: Approval to commit \$714,000 for the following **acquisition** project.

La Plata Park (Albrittain Acquisition)
Charles County, POS #6320-8-92, MD20150120-0035

Background: Acquire 56 acres adjacent to the Town of La Plata’s southern boundary for a new park. The property is centrally located in Charles County and will serve both Town and County residents and will help provide recreation opportunities to a rapidly growing community. Future plans include passive and active park enhancements.

Appraised Value: Hooper and Associates \$620,000
Gatewood Company, Inc. \$725,000

Property Cost: \$700,000

Incidental Costs: \$ 14,000

Fund Source:

Maryland Consolidated Capital Bond Loan of 2011, Chapter 396, Acts of 2011
Program Open Space – Local, FY 2012 Allocation
Source Code: 11051 Item 051 \$83,666.50

Maryland Consolidated Capital Bond Loan of 2011, Chapter 396, Acts of 2011
Program Open Space – Local, Prior Funds Replacement
Source Code: 11052 Item 052 \$1,847.00

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Program Open Space – Local, Prior Funds Replacement
Source Code: 12057 Item 057 \$628,486.50

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement A
Department of Natural Resources
ACTION AGENDA
March 18, 2015**

*Contact: Emily Wilson (410) 260-8436
emilyh.wilson@maryland.gov*

2A. PROGRAM OPEN SPACE STATE SHARE

Frederick County

Samuel T. Royer, III, et al., POS #4799

Reference: That the Board of Public Works approve the acquisition of a conservation easement to protect 179.59 +/- acres in Frederick County. The easement will allow DNR to limit development along the Catoctin Mountain Greenway in an area adjacent to Catoctin National Park. Protection of this entirely forested property will protect Forest Interior Dwelling Species and the Owens Creek Watershed. The property, located in a Target Ecological Area, scored 81 under the Program Open Space Targeting System.

Grantor: Samuel T. Royer, III, Eileen T. Royer, John Eric Royer, and Samuel T. Royer, IV

Grantee: The State of Maryland to the use of the Department of Natural Resources

Property: 179.59 +/- acres

Price: \$107,000

Appraisals: \$90,000 (10/2/14) Melville E. Peters Reviewed by Dave Wallenberg
\$107,000 (10/1/14) Ronald W. Benfield Reviewed by Dave Wallenberg

Incidentals: Title fees to Miles & Stockbridge, PC not to exceed \$1,500

Fund Source:

Maryland Consolidated Capital Bond Loan – 2012
POS Stateside – Prior Year Funds Replacement
Chapter 444, Acts of 2012
Source Code: 12056 Item: 056 Amount: \$108,500

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement A
Department of Natural Resources
ACTION AGENDA
March 18, 2015**

*Contact: Emily Wilson (410) 260-8436
emilyh.wilson@maryland.gov*

3A. PROGRAM OPEN SPACE STATE SHARE

Worcester County

Don W. Bradley & Terrance F. Blades, POS #4342

Reference: That the Board of Public Works approve the acquisition in fee simple of 218.552 +/- acres in Worcester County. Acquisition of the mostly forested property will protect Forest Interior Dwelling Species and improve boundary management. DNR will manage the property as part of Pocomoke State Forest and will provide for trail expansion. Ponds on the property will support fishing and waterfowl hunting opportunities. The property, located in a Target Ecological Area, scored 102 under the Program Open Space Targeting System.

Grantor: Parcels 12 & 101: Don W. Bradley & Terrance F. Blades
 Parcel 13: Terrance F. Blades

Grantee: The State of Maryland to the use of the Department of Natural Resources

Property: 218.552 +/- acres, unimproved

Price: Parcels 12 & 101: \$470,500
 Parcel 13: \$ 13,500

Appraisals:

<i>Parcels 12</i>	<i>Parcel 101</i>	<i>Parcel 13</i>	
\$350,000	\$110,000	\$15,000	LouAnne Cline (8/26/14)
\$381,000	\$100,000	\$12,000	David E. Cadell (8/28/14) & William McCain (8/14/14)

Dave Wallenberg reviewed all appraisals

Incidentals:

Title fees to Miles & Stockbridge, PC: not to exceed \$4,500
Survey fees to Hampshire, Hampshire & Andrews: not to exceed \$7,000

Fund Source:

Maryland Consolidated Capital Bond Loan – 2012
POS Stateside – Prior Year Funds Replacement
Chapter 444, Acts of 2012
Source Code: 12056 Item: 056 Amount: \$495,500

BOARD OF PUBLIC WORKS	THIS ITEM WAS:
APPROVED	DISAPPROVED
DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

SERVICES CONTRACT

ITEM: 1-S **Agency Contact:** Anna Lansaw
410-767-3763
alansaw3@mta.maryland.gov

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

CONTRACT ID: Uniform Rental and Maintenance Services;
MTA-1459; ADPICS # J05B5400035

CONTRACT DESCRIPTION: Provide rental and laundry services for uniforms, coveralls, shop coats, counter jackets, wiping cloths, walk-off mats and other similar items for the MTA's transit union maintenance and service employees, including pick-up and delivery at designated agency sites.

AWARD: UniFirst Corporation
Baltimore, MD

TERM: 4/1/2015 – 3/31/2020

AMOUNT: \$1,471,503 (5 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Bidders	Bids
UniFirst Corporation Baltimore, MD	\$1,471,503
ACE Uniform Services, Inc. Baltimore, MD	\$1,760,080

MBE PARTICIPATION: 0% (Single Element of Work)

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

ITEM: 1-S (Cont.)

PERFORMANCE SECURITY: 100% of Award (Performance Bond)

HIRING AGREEMENT ELIGIBLE: Yes

INCUMBENT: ACE Uniform Services, Inc.
Baltimore, MD

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace* and the MTA’s procurement website. Copies of the solicitation notice were sent directly to 19 prospective vendors, three of which are certified small businesses.

Two bids were received in response to the IFB. Award is recommended to UniFirst Corporation, the responsible bidder with the lower priced responsive bid.

The MTA’s collective bargaining agreement (per Federal Regulation 29CFR 1910) requires uniforms to be provided to all MTA union employees who clean and maintain the bus and rail systems for the MTA.

FUND SOURCE: 100% Special (Transportation Trust Fund)

APPROPRIATION CODE: J00H0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 15-0130-1111

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** Randy Bradford
410-221-2308
randy.bradford@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Eastern Shore Hospital Center (ESHC)

CONTRACT ID: Psychiatry Services; OPASS 15-14322;
ADPICS # M00B5400514

CONTRACT DESCRIPTION: Provide safe and effective psychiatric services to individuals who have serious mental illness and to individuals referred by legal authority to the Eastern Shore Hospital Center (ESHC).

AWARD: LocumTenens.Com
Alpharetta, GA

TERM: 6/1/2015 – 5/31/2017

AMOUNT: \$4,884,140 (2 Years)

PROCUREMENT METHOD: Sole Source (Continuity of Care)

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (Single Element of Work)

INCUMBENT: Same

REQUESTING AGENCY REMARKS: Psychiatric services are required for the patients at ESHC. In the past these services were provided by salaried staff with limited contractual support. In June 2012 after retirements and vacancies placed the hospital in a critical position with virtually no psychiatrists available, an emergency contract was approved by the Board of Public Works (BPW) to secure Locum Tenens services. As of February 1, 2015, all of the psychiatrist staff positions continue to be vacant.

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

ITEM: 2-S (Cont.)

This contract will continue to provide ESHC with safe and effective psychiatric services to individuals who have serious mental illness and to individuals referred by legal authority. Provision of these services is mandated both by law and in order to maintain accreditation by the Joint Commission until such time that positions are filled. Recognizing that this is a short-term solution to the problem, ESHC continues to actively recruit through professional journals for psychiatrists and utilizing local contacts. The issue is not exclusive to ESHC as there are psychiatrist vacancies that exist in the Acute General Hospitals and Community Programs throughout the Eastern Shore. DHMH has been extremely supportive of the situation at ESHC, and DHMH Office of Human Resources has granted ESHC great latitude in making offers to psychiatrists if and when they would consider State employment.

The contractor will:

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

**Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015**

ITEM: 2-S (Cont.)

This sole source contract provides continuity of care by maintaining all psychiatrists currently providing services to the 76 patients at ESHC. The current psychiatrists have practical knowledge regarding behavioral issues; medication practices, etc. and not just access to the patients’ records that would be the only knowledge available to new psychiatrists provided by a new contractor. This would put the facility’s license and accreditation at serious risk for providing substandard care. In addition, services would be completely disrupted because new staff would not have the knowledge to work in the ESHC electronic medical record system creating deficiencies in documentation, medication ordering, and treatment plans. The current contract psychiatrists have an exclusivity agreement with LocumTenens.com.

This is a Firm Fixed Unit Price, Indefinite Quantity contract with compensation based upon actual services performed during the contract term for the unit prices established in the contract.

Both Thomas B. Finan Center (Cumberland) and Springfield Hospital Center (Sykesville) have used similar arrangements with locum tenens companies for obtaining psychiatrist services when needed.

FUND SOURCE: 100% General
APPROP. CODE: M00L0701
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 15-0498-0000

Board of Public Works Action – This Item was:

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

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Sandy Johnson
410-767-7408
sandy.johnson@maryland.gov

DEPARTMENT/PROGRAM: Human Resources (DHR)
Family Investment Administration (FIA)
Office of Home Energy Programs (OHEP)

CONTRACT ID: Administration of the Maryland Energy Assistance Program & the Electric Universal Service Program;
FIA/OHEP-15-005; ADPICS # N00B5400251

CONTRACT DESCRIPTION: Approval request of a voidable contract to provide local administrative services for the Maryland Energy Assistance Program (MEAP) and the Electric Universal Service Program (EUSP) in Harford County. These services provide monetary assistance and crisis assistance to low-income families for heating and electric expenses.

AWARD: Harford Community Action Agency, Inc.
Edgewood, MD

TERM: 4/1/2015 - 3/31/2018 (w/1 two-year renewal option)

AMOUNT: \$1,492,994 (3 Years; Base Term)
\$1,070,905 (2 Years; Renewal Option)
\$2,563,899 (5 Years; Total)

PROCUREMENT METHOD: Competitive Sealed Proposals (See Remarks)

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

ITEM: 3-S (Cont.)

PROPOSALS:

Offerors	Technical Ranking	Financial Offer 3-Yr. Base	Financial Offer 2-Yr. Option	Total Financial Offer / Ranking (5 Years)	Overall Ranking
Harford Community Action Agency, Inc. Edgewood, MD *	1	\$1,492,994	\$1,070,905	\$2,563,899 / 1	1
Community Assistance Network, Inc. Baltimore, MD	2	\$1,641,659	\$1,166,203	\$2,807,862 / 2	2

MBE PARTICIPATION: 0% (See Requesting Agency Remarks)

PERFORMANCE SECURITY: None

HIRING AGREEMENT ELIGIBLE: Yes

INCUMBENT: Same

REQUESTING AGENCY REMARKS: Request for approval to enter into a voidable contract to provide local administrative services for the MEAP and the EUSP in Harford County. A notice of the availability of Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and posted to DHR's website to provide these services in 14 jurisdictions throughout the State. Twelve offerors submitted 19 proposals in response to the RFP to provide services in 13 of the 14 jurisdictions named in the solicitation [see DBM Item 1-S (3/4/2015)].

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

ITEM: 3-S (Cont.)

Offerors available to provide services in Harford County failed to submit proposals within the time allowed for the RFP. In order to ensure the provision of services in this jurisdiction, and based on the DHR's determination that two or more sources were available to provide the services in Harford County, DHR issued a Request for Expression of Interest (REOI) in accordance with COMAR 21.14.01.04 (Non-Competitive Negotiated Procurement of Human, Social or Educational Services). A notice of the availability of the REOI was advertised on *eMaryland Marketplace* and posted to DHR's website for 20 days. In addition, 26 potential offerors were directly solicited, 25 of which are Maryland firms and none are MBEs or VSBes. Two proposals were received in response to the REOI to provide services in Harford County.

When DHR submitted the award recommendation to DBM for approval, it was determined that using the Non-Competitive Negotiated Procurement of Human, Social or Educational Services procurement method was inappropriate because the types of services intended to be obtained do not qualify as one of the types of services specifically delineated as allowable under this procurement method [COMAR 21.14.01.04.B(2)]. Upon questioning, DHR stated that it treated this new REOI solicitation for Harford County for all intents and purposes as an RFP, despite the procurement method initially chosen. DHR solicited vendors directly and via *eMaryland Marketplace* for the COMAR-specified minimum of 20 days, received proposals, conducted discussions and oral presentations with the offerors, and evaluated the proposals to make a determination of which proposal represented the best value to the State and should be recommended for award. As DBM had reviewed and approved the original RFP solicitation that resulted in the awards for 13 of the 14 jurisdictions, which was the model for this REOI, DBM has reviewed this award recommendation and accompanying contract documents as if an RFP was conducted and determined that all parties acted in good faith, ratification of the procurement contract would not undermine the purposes of the Procurement Law, and the procurement violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the Procurement Law.

Award is recommended to Harford Community Action Agency, Inc. as having the more advantageous offer for the State. Harford Community Action Agency, Inc. was ranked overall #1 with the higher ranked technical proposal and the lower price.

**Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015**

ITEM: 3-S (Cont.)

This contract award provides for the delivery of services in Harford County for MEAP, as authorized under the Federal Low-Income Home Energy Assistance Act (codified at 42 U.S.C. § 8624 (b)(6)) and EUSP (authorized by Md. Code Ann., Public Utilities Article, § 7-512.1). The contract will assist low-income households to pay their utility and fuel bills, minimize energy-related crises, and make heating/cooling costs more affordable through a comprehensive energy package that includes monetary benefits, the provision of linkages between community resources and customers, the promotion of energy conservation, helping customers understand financial responsibility for their household energy needs. Applications for energy assistance are accepted throughout the year.

No MBE or VSBE participation goals were established for these contracts based upon the determination that the majority of funding for this contract is for specialized staffing salaries and benefits. Additionally, OHEP provides the Energy Assistance applications and brochures directly to the contractors and prints and mails the benefits notices from DHR central; therefore, reducing printing and supply costs by the contractors. As such, there are no subcontracting opportunities available.

FUND SOURCE: 50% Federal; 50% Special (EUSP)
APPROP. CODE: N00I0006
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 14-0136-0110

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

REVISED

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Michael Conaway
410-514-7148
michael.conaway@maryland.gov

DEPARTMENT/PROGRAM: Housing and Community Development (DHCD)
Office of Communications and Marketing

CONTRACT ID: Media Buying, Creative Services and Marketing
Analysis Services; S00R5400002
ADPICS # S00B5400019 and S00B5400020

CONTRACT DESCRIPTION: Provide advice and counsel to further maximize DHCD's investment in homeownership development and the conservation of its neighborhoods through four Functional Areas (FA): I. Marketing Planning; II. Media Buying Services; III. Creative Services; and IV. Marketing Analysis Services.

AWARDS: The Media Network Inc. (TMN Corp.)
Silver Spring, MD

Media Works
Baltimore, MD

TERM: 4/1/2015 – 3/31/2018 (w/1 two-year renewal option)

AMOUNT: \$ 600,000 NTE (3 Years, Base)
\$ 400,000 NTE (2 Years, Renewal Option)
\$1,000,000 NTE Total Services (5 Years)

\$2,400,000 NTE (3 Years, Base)
\$1,600,000 NTE (2 Years, Renewal Option)
\$4,000,000 NTE Total Media Budget (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

REVISED

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

ITEM: 4-S (Cont.)

PROPOSALS:

Offerors	Technical Ranking	Total Financial Evaluated Price	Financial Ranking	Overall Ranking
The Media Network Inc. (TMN Corp.) Silver Spring, MD	1	\$706,563	2	1
Media Works Baltimore, MD	3	\$475,000	1	2
SRB Communications Washington, DC	2	\$1,086,000	3	3

MBE PARTICIPATION: 33% on Services
(The media budget is a pass-through)

PERFORMANCE SECURITY: None

INCUMBENT: Media Works
Baltimore, MD

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and DHCD's website. Copies of the solicitation notice were sent directly to 49 prospective vendors, 42 of which are Maryland firms, and included 21 MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Four proposals were received in response to the RFP. Three proposals were deemed to be reasonably susceptible of being selected for award. As per the RFP, up to two awards may be made as a result of the solicitation, but were not guaranteed. Award is recommended to The Media Network Inc. (TMN Corp.) with the #1 overall ranked proposal and Media Works with the overall #2 ranked proposal. Even though, the third offeror was ranked second technically, the price proposed was 56% higher (\$611K) than Media Works with the lowest price and the third ranked technical offer. TMN Corp. had the highest ranked technical offer and the second lowest price. It was deemed that the 33% difference in price did not offset the technical differences between TMN Corp. and Media Works.

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

REVISED

ITEM: 4-S (Cont.)

Technical factors had greater weight than financial factors in the overall award determination. Services will be performed by secondary competition at the task order level by campaign or other designated project.

DHCD promotes homeownership opportunities, energy assistance for homeowners and businesses, the expansion of sustainable communities, foreclosure prevention programs, small and minority business opportunities and neighborhood revitalization throughout Maryland and requires the services of up to two professional advertising firms with extensive media buying power to reach its target audience. With two contract awards, work will be allocated to each contractor by campaign or designated project. A campaign is defined as a body of work encompassing at least a three-month period up to a year or more with focus on a particular program (e.g. Foreclosure Prevention) or targeted service population (e.g. Military Veterans) and covers all four FAs.

The *Award Amount* is a not-to-exceed amount of \$1.5M for each contractor to provide the services within each FA **including the media buys** for the base contract term and \$1.0M each for the renewal option period. The *Total Financial Evaluated Price* is based upon an estimated 100 hours per FA times the rate proposed for the services over the full possible five years of the contract.

FUND SOURCE: 100% Special (General Bond Reserve Fund)

APPROP. CODE: S00A2503

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 15-0283-0111 (Media Works)
15-0284-1111 (TMN Corp.)

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

SERVICES CONTRACT RENEWAL OPTION

ITEM: 5-S-OPTION **Agency Contact:** Sandy Johnson
410-767-7408
sandy.johnson@maryland.gov

DEPARTMENT/PROGRAM: Human Resources (DHR)
Family Investment Administration (FIA)
Disability Determinations Operations

CONTRACT ID: Disability Determination Operations (DDO)
FIA/DDO 12-001-A2;
ADPICS # N00B5400275

CONTRACT APPROVED: DBM Item 4-S (3/21/2012)

CONTRACTOR: MAXIMUS Federal Services, Inc.
Reston, VA
(Local Office in Columbia, MD)

CONTRACT DESCRIPTION: Contract to manage and monitor the services of a Medical Review Team to review evidence of medical disability for individuals who apply for Maryland Medical Assistance in accordance with the Social Security Administration's (SSA) regulations for determining whether an individual is disabled.

OPTION DESCRIPTION: Exercise the second (final) one-year renewal option.

ORIGINAL CONTRACT TERM: 4/1/2012 – 3/31/2014 (w/2 one-year renewal options)

OPTION TERM: 4/1/2015 – 3/31/2016

ORIGINAL CONTRACT AMOUNT: \$8,215,490 (2 Years)

OPTION AMOUNT: \$968,388 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$2,049,281 [Option #1: 4/1/2014 – 3/31/2015: DBM Item 4-S-OPTION (3/5/2014)]

REVISED TOTAL CONTRACT AMOUNT: \$11,233,159

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

ITEM: 5-S-OPTION (Cont.)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final one-year renewal option as contained in the original contract to continue to review evidence to establish the existence, severity and onset of the duration of impairments in accordance with SSA's regulations for rendering disability determinations. These services are federally mandated per 42 CFR 416.919 and 42 CFR 416.920.

MAXIMUS Federal Services, Inc. has continuously met contract deliverables throughout the contract term and has rendered disability determinations for the 14,082 referrals sent by the State since the inception of the contract. For each referral, the Medical Review Team through MAXIMUS:

- Reviews the medical evidence to establish existence, severity, onset and duration of impairments;
- Completes an assessment of the individual's impairment severity and a description of the functional limitations imposed by the impairment;
- Completes a determination as to whether the individual's impairment meets the level of severity of the SSA's List Impairments; and
- Provides a written opinion to include a statement of findings, an assessment of severity and a description of mental and/or physical residual functional capacity of Medical Assistance (MA) as a blind or disabled individual.

If determined disabled, the customer is eligible to receive Federal Medical Assistance through DHR. Although there is no direct cost savings to the State; disabled individuals will not encounter the financial risk associated with major medical expenses if they are receiving MA.

With the enactment of Health Care Reform, DHR expects there will be a significant decline in the number of individuals requiring a disability determination for MA eligibility; therefore no attempt was made to obtain better pricing. The Department is unable to anticipate the number of referrals as there is no historical data to anticipate the expected decline in the number of referrals. The cost and the amount of time required to procure services for a federally mandated services would not represent a cost savings for the State.

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

ITEM: 5-S-OPTION (Cont.)

It is in the best interest of the State to exercise this final one-year renewal option to continue to utilize MAXIMUS' expert knowledge of the SSA's Five-Step Sequential Evaluation process. And due to the expected decline in referrals during the renewal option period, the Department will be able to determine how much of the services will be needed in the future for a new procurement. Since this is the last renewal option for this contract the Department will re-solicit for these services during the renewal period. A new contract is expected to be in place prior to the expiration of this contract.

FUND SOURCE: 50% Federal (Title XIX); 50% General

APPROP. CODE: N00I0004

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

REVISED

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

SERVICES CONTRACT MODIFICATION

ITEM: 6-S-MOD **Agency Contact:** Debbie Thornton
410-230-3322
Debbie.Thornton@maryland.gov

DEPARTMENT PROGRAM: Department of Juvenile Services (DJS)
Contractual Residential Operations

CONTRACT IDS: Residential Care & Services to Youth
Contract # 12-PD-028
ADPICS # V00B1400032; COG12550

CONTRACT APPROVED: DBM Item 4-S (6/1/2011)

CONTRACTOR: PSI Services III, Inc.
Bethesda, MD

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

MODIFICATION DESCRIPTION: Request for retroactive approval to increase the available funding for one per diem contract based upon increased youth placements in these programs in order to continue services for the contract duration and to cover the payment for services already provided.

ORIGINAL CONTRACT TERM: 7/1/2011 - 6/30/2015

MODIFICATION TERM: 9/1/2014 - 6/30/2015

ORIGINAL CONTRACT AMOUNT: \$367,408

MODIFICATION AMOUNT: \$260,000

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNT: \$627,408

REVISED

Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015

ITEM: 6-S-MOD (Cont.)

OVERALL PERCENT +/- (THIS MOD): +71%

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

MBE PARTICIPATION: 5%

MBE COMPLIANCE: 3.32%

REQUESTING AGENCY REMARKS: Request for retroactive approval to increase the available funding amounts for the per diem contract to provide residential care and services for additional youth to be served by these programs for the remainder of the contract term. Over the course of the contract, the youth placed at PSI Services III, Inc. (PSI) has increased from none during FY2012 up to an average daily population (ADP) of seven during FY2014. The ADP is reviewed on a monthly basis and has steadily trended upward for the programs provided by PSI. The current ADP is five, and as of September 2014 (FY2015), the approved contract amount was exhausted. In July 2014, the DJS Budget Office notified the DJS Procurement Director that it would need additional funding to continue the services for youth residing at PSI. The Procurement Director left in August 2014. During the transition in the procurement office, DJS was focused on new and expiring contracts and did not realize that the request for additional funding was not processed completely, including submission to the BPW for approval. As DJS procurement has completed its review of all agency contracts, this modification was discovered.

DJS believes this modification to increase the contract amount is in the best interest of the State based upon the following:

- The contract includes programs that have the type of supervision and services which best match the identified risk level, supervision requirements and treatment needs of youth who are committed to DJS;
- DJS continuously reviews and adjusts available programming based on needs of the population, data about youth responses to programming and current best practices; and,
- The contract amount has been adjusted according to utilization trends.

The programs provided though this contract with PSI include: Residential treatment for youth with emotional and behavioral disorders living in and out of home care as wards of the State; and, Community-based settings for youth who are in need of residential care and linkage to community resources.

REVISED

**Supplement B
Department Of Budget And Management
ACTION AGENDA
March 18, 2015**

ITEM: 6-S-MOD (Cont.)

FUND SOURCE: 85% General, 15% Federal

APPROP. CODES: Various

RESIDENT BUSINESS: Yes

DBM REMARKS: Retroactive approval requested pursuant to 11-204(c) State Finance and Procurement Article.

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement C
University System Of Maryland
ACTION AGENDA
March 18, 2015

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

1-S. UNIVERSITY OF MARYLAND, BALTIMORE
Architecture/Engineering Services

Contract ID: On-Call Mechanical and Electrical Engineering Design Services for Medical Research/High Tech Projects, RFP #87918 AA

Contract Description: Indefinite delivery contracts for on-call mechanical and electrical engineering design services. Contractors will provide full mechanical and electrical engineering services for University System of Maryland institutions in the Baltimore region for medical research and high tech projects that include medical research and scientific laboratories, teaching labs, computer labs and associated administrative areas. UMB will award projects on a task-order basis with no guarantee of work to any specific on-call contractor.

Award:

- Burdette, Koehler, Murphy & Associates, Inc., Baltimore, MD 21209
- Mueller Associates, Inc., Baltimore, MD 21227
- RMF Engineering, Inc., P.C. Baltimore, MD 21228
- Min Engineering, Inc., Pikesville, MD 21208

Contract Term: 03/25/2015 – 3/24/2018
 (3 years with one 2-year renewal option)

Amount: \$3,600,000
 (total maximum for all task orders awarded during base term)

Procurement Method: Competitive Sealed Proposals

MBE Participation: 10% on task orders over \$50,000

Performance Security: None

Fund Source: Various Institutional Funds
 (Source of funds will vary but include facilities renewal funds, departmental operating funds, and auxiliary funds)

**Supplement C
University System Of Maryland
ACTION AGENDA
March 18, 2015**

**1-S. UNIVERSITY OF MARYLAND, BALTIMORE (con't)
*Architecture/Engineering Services***

Proposals:

	<i>Ranking</i>	<i>Technical Score</i>
Burdette, Koehler, Murphy & Associates, Inc.	1	77.77
Mueller Associates, Inc.	2	77.45
RMF Engineering, Inc., P.C.	3	73.31
Min Engineering, Inc.	4	72.19

Requesting Institution Remarks: The solicitation was advertised in *eMarylandMarketPlace* and the University's eBid Board. Sixteen firms responded. The solicitation provided for multiple awards. After review by the Qualification Committee, the top four firms were requested to submit fee proposals. Each of the firms submitting fee proposals was selected. The selection process, inclusive of the fee negotiations, was reviewed and approved by the University's Executive Review Group that includes a public member from outside the University.

As projects arise, the University will rotate among the four awarded firms beginning with the firm that achieved the highest total score. These firms will be required to use the fixed hourly rates established from the fee negotiations.

	<i>Resident Business</i>	<i>MD Tax Clearance</i>
Burdette, Koehler, Murphy & Associates, Inc.	Yes	15-0392-1111
Mueller Associates, Inc.	Yes	15-0394-1111
RMF Engineering, Inc., P.C.	Yes	15-0395-1111
Min Engineering, Inc.	Yes	15-0393-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
March 18, 2015

Agency Contact: George Beneman (410) 581-4282
gbeneman@mpt.org

1-GM. MARYLAND PUBLIC TELEVISION

Resource Sharing Agreement
Revenue Generating

Contract ID: Resource Sharing/Co-location
MPT Owings Mills Tower, 11767 Owings Mills Blvd., Baltimore County

Recommendation: That the Board of Public Works approve the State entering into a resource sharing agreement with Cellco Partnership, a Delaware General Partnership d/b/a Verizon Wireless, under which the State will provide Verizon Wireless a non-exclusive right to install and maintain telecommunications equipment and services on the MPT Owings Mills tower at 11767 Owings Mills Blvd., in Baltimore County.

Authority: §3A-307, State Finance & Procurement Article, Annotated Code of Maryland

Award: Cellco Partnership, a Delaware General Partnership d/b/a Verizon Wireless

Term: 3/19/2015 – 3/18/2020

Amount: \$ 248,468 (5 years base)
\$ 288,042 (5 years/option 1)
\$ 333,920 (5 years/option 2)
\$ 387,104 (5 years/option 3)
\$1,257,534

Remarks: This revenue generating transaction was submitted to the Legislative Policy Committee for review and comment. The Committee concurrence was obtained April 3, 2014. Public notice was posted on *eMarylandMarketplace*.

Resident Business: No

MD Tax Clearance: 15-0140-1111

~~BOARD OF PUBLIC WORKS~~

THIS ITEM WAS:

APPROVED

DISAPPROVED

~~**DEFERRED**~~

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**Supplement D
Department of Information Technology
ACTION AGENDA
March 18, 2015**

*Agency Contact: Daniel A. Coleman (410) 209-6030
DaColeman@bccc.edu*

2-IT. BALTIMORE CITY COMMUNITY COLLEGE

Contract ID: Instructure, Inc. (Canvas)
ADPICS No.: R95B5400009

Description: Instructure, Inc. (Learning Management Systems –Software Program)

Award: Instructure, Inc., Salt Lake City, UT

Term: 3/19/2015 – 3/18/2017

Amount: \$318,550

Procurement Method: Intergovernmental Cooperative Purchase
*Univ. of Balt.: Maryland Educational Enterprise Consortium
Contract No. UB-12-B-19-D2*

MBE Participation: None

Remarks: BCCC is a member institution of the Maryland Enterprise Educational Consortium (MEEC) as such desires to contract for services with Instructure (Canvas). The contract for the utilization of Canvas was previously approved by the BPW via USM Item 7-S (12/21/11) and made available to all MEEC membership institutions. Instructure is a teaching and learning platform that allows students, faculty and staff to access and share instructional information in a common format. BCCC is presently a Blackboard subscriber, however, due to the greater functionality provided by Canvas and the significant reduction in cost to BCCC, it is in the best interest of the State and BCCC to move its interactive instructional platform to Canvas.

Fund Source: Current Unrestricted Funds

Approp. Code: R95360300

Resident Business: No

MD Tax Clearance: 15-0318-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplement D
Department of Information Technology
ACTION AGENDA
March 18, 2015

*Agency Contact: Robert Howells (410)230-8789
 Robert.Howells@maryland.gov*

3-IT-MOD. STATE LOTTERY & GAMING CONTROL COMMISSION
Gaming Division

Contract ID: Video Lottery Terminals and Related Services #2009-12
 ADPICS No.: E75B0400016, CO#: COG12792

Contract Approved: DoIT Item 2-IT (4/7/2010)

Contractors:

Company Name	Location
AGS Partners, LLC	Canoga Park, CA
Aristocrat Technologies, Inc.	Las Vegas, NV
Bally Gaming, Inc.	Las Vegas, NV
Diamond Game Enterprises, Inc.	Chatsworth, CA
IGT	Egg Harbor Township, NJ
KGM Gaming, LLC/Ainsworth	Philadelphia, PA
Scientific Games International, Inc.	Alpharetta, GA
Shuffle Master, Inc.	Las Vegas, NV
Spielo Manufacturing ULC/GTECH	New Brunswick, Canada

Contract Description: Multiple award Master Contract with manufacturers of Video Lottery Terminals (VLTs) for the lease or purchase, installation, implementation, support and maintenance of VLTs for the facilities specified in the VLT Law.

Modification Description: Request to modify the contract for two Master Contractors to revise/increase the VLT trade-in amounts as contained in the original contract.

Original Contract Term: 4/9/2010 – 3/31/2015 (with one 5-year renewal option)

Modification Term: 3/19/2015 – 3/31/2020

Original Amount: \$200,000,000 NTE (Base 5 years)

Modification Amount: -\$86,800

Supplement D
Department of Information Technology
ACTION AGENDA
March 18, 2015

3-IT-MOD. STATE LOTTERY & GAMING CONTROL COMMISSION (cont'd)

Prior Modifications/Options:

Mods/Option #	Amount	DoIT BPW Agenda	Term
Mod #1	\$200,000,000	Item 6-IT-MOD (12/21/11)	12/22/2011 – 3/31/2015
<i>Modified contract to increase the NTE amount.</i>			
Option #1	\$200,000,000	Item 5-IT-OPT (10/15/14)	4/1/2015 – 3/31/2020
<i>Exercised the only 5-year renewal option.</i>			
Total (NTE)	\$400,000,000		

Revised Total Contract Amount: \$599,913,200

Percent +/- (This Modification): -0.04%

Overall Percent +/-: 199.96%

Original Procurement Method: Competitive Sealed Proposals

MBE Participation/Compliance:

Aristocrat Technologies, Inc.	MBE Goal	MBE Compliance
Hollywood Casino	16.5%	14.3%
Rocky Gap	25.6%	22%
Diamond Game Enterprises, Inc.	MBE Goal	MBE Compliance
Maryland Live	25%	17.4%
Ocean Downs	26%	20.6%

Remarks: Reference is made to DoIT Item 2-IT (April 7, 2010) in which the BPW approved contracts with nine VLT manufacturers for the lease or purchase of VLTs to be used at the various VLT facilities in Maryland. The contract established not-to-exceed (NTE) firm-fixed unit prices for the purchase, lease, trade-in and maintenance of VLTs, as well as other optional equipment and services.

The original Gaming Law required that for all facilities, each VLT shall be owned or leased by the Commission. The Gaming Law was subsequently revised effective March 31, 2015 to remove the responsibility to own or lease the VLTs from the Commission and to require that each VLT facility, except for Ocean Downs and Rocky Gap, acquire its own VLTs. Therefore, the Commission now owns VLTs which will no longer be needed and desires to sell those VLTs back to the contractors as allowed by the contract.

**Supplement D
Department of Information Technology
ACTION AGENDA
March 18, 2015**

3-IT-MOD. STATE LOTTERY & GAMING CONTROL COMMISSION (cont'd)

Remarks: (cont'd)

The Commission and the contractors have for this specific sale only agreed to a more favorable trade-in price than specified in the contract.

- For master contractor Aristocrat Technologies, Inc. the trade-in amount stated in the contract for the subject VLTs is \$1,000 per VLT; that amount is amended for this sales transaction to be increased to \$3,000 per VLT; and the resulting decrease in the NTE amount for this contract for the total of 29 VLTs included in this transaction is \$58,000. These VLTs are presently located at Hollywood Casino and Rocky Gap.
- For master contractor Diamond Game Enterprises, Inc. the trade-in amount stated in the contract for the subject VLTs is based on a sliding scale that decreased over the contract term and at this point in the term has decreased to zero; that amount is amended for this sales transaction to be increased to \$1,200 per VLT; and the resulting decrease in the NTE amount for this contract for the total of 24 VLTs included in this transaction is \$28,800. These VLTs are presently located at Maryland Live and Ocean Downs.

As stated in the master contract, master contractors were invited as needed to participate in a secondary level of competition to provide specific orders of VLTs for specific facilities through a Request for Quotation (“RFQ”) process. No MBE goal was established in the master contract, but contractors were required to submit an affidavit acknowledging that MBE goals would be established during the RFQ process and affirming that they would make a good faith effort to meet those goals. MBE subcontracting goals are applied on an individual RFQ basis as is deemed appropriate for the specific items being procured and the specific VLT facility.

Fund Source: 100% Special Funds (VLT Proceeds)
Approp. Code: E75D0002
Resident Business: No

BOARD OF PUBLIC WORKS APPROVED DISAPPROVED WITH DISCUSSION	THIS ITEM WAS: DEFERRED WITHDRAWN WITHOUT DISCUSSION
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Supplement D
Department of Information Technology
ACTION AGENDA
March 18, 2015

*Agency Contact: La Juan M Lee (410) 767-3090
Lajuan.Lee@maryland.gov*

4-IT-MOD. MARYLAND HIGHER EDUCATION COMMISSION

Contract ID: Gold Bridge Partners, Inc.
ADPICS No.: R62B4400004; CO# COG12878

Contract Approved: DoIT Item 10-IT (11/06/2013)

Contractor: Gold Bridge Partners, Inc., Augusta, ME

Contract Description: Gold Bridge Partners, Inc. (GBPI) operates the Maryland College Aid Processing System (MDCAPS) for the MHEC Office of Student Financial Assistance (OSFA). MDCAPS is a comprehensive financial aid management system that provides OSFA with a customized web-based system to be used for the administration requirements that vary for more than 20 state-funded student financial aid programs.

Modification Description: Adding funds for time and materials to retain services for enhancements and maintenance to GBPI's unique and proprietary system for an additional two years to support MDCAPS.

Original Contract Term: 11/6/2013 – 8/31/2016

Modification Term: 3/19/2014 – 8/31/2016

Original Amount: \$498,184

Modification Amount: \$180,000

Prior Modification Amount: None

Revised Total Contract Amount: \$678,184

Percent +/- (This Modification): 36.13%

Original Procurement Method: Sole Source

MBE Participation: None

Remarks: MHEC currently does not have adequate enhancement time and materials included in the existing contract to: implement two new scholarship programs (2+2 Transfer Scholarship and Charles W. Riley Firefighter and Ambulance and Rescue Squad Member Scholarship) as passed by the general assembly in 2013 and 2014; modify the existing financial aid program; and perform required enhancements as identified in the agency's legislative audit review.

Maintenance, support and enhancement services are unique and proprietary to GBPI and are not available from an alternate source.

Fund Source:	General Funds	Approp. Code:	R62I00.34
Resident Business:	No	MD Tax Clearance:	15-0267-0001

BOARD OF PUBLIC WORKS	THIS ITEM WAS:		
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Supplement D
Department of Information Technology
ACTION AGENDA
March 18, 2015

Agency Contact: Sharon Mattia (240) 577-7002
SMattia@charhall.org

5-IT. MARYLAND DEPARTMENT OF VETERANS AFFAIRS

Contract ID: Information Technology Services at Charlotte Hall Veterans Home
ADPICS No.: D55B5400001

Description: **RETROACTIVE** - Time and materials contracts for Information Technology services performed at Charlotte Hall Veterans Home.

Award: ArzyNet, Inc., Prince Frederick, MD

Terms: 7/22/2009 – 12/31/2009
1/1/2010 – 12/31/2010
1/1/2011 – 12/31/2011
1/1/2012 – 12/31/2012
7/1/2013 – 9/30/2013
11/16/2008 – 7/21/2009 and 1/1/2013 – 6/30/2013

Amount: \$908,304

Procurement Method: Sole Source

MBE Participation: None

Remarks: RETROACTIVE. Charlotte Hall Veterans' Home requests the Board to declare five existing and written agreements voidable, retroactively approve those five contracts ("the Five Contracts") for the periods July 22, 2009 through December 31, 2012 and for the period July 1, 2013 through September 30, 2013, and approve a modification to each of those contracts that revises billing rates to reflect actual costs incurred. The Department also requests that the Board approve, as a retroactive contract, a contract drafted to cover two other time periods (November 16, 2008 through July 21, 2009 and January 1, 2013 through June 30, 2013) during which there previously was no written contract, and the cost of the work done during those two periods ("the Sixth Contract").

The six contracts were not procured in accordance with Division II of the State Finance and Procurement Article, Md. Code Ann. The Agency is seeking to have the contracts declared voidable in accordance with § 11-204(c) of the State Finance and Procurement Article and COMAR 21.03.01.03.B. The agency further seeks **RETROACTIVE** approval of payment under a modification to the Five Contracts, and payment under the sixth contract, for the following reasons:

Although the services performed by ArzyNet were paid for exclusively with federal funds, the five contracts were not competitively bid, but were instead awarded as sole source contracts despite the fact that there was no written sole source justification to support the determination to use that procurement method. Also, the contracts were not submitted for approval to the Board of Public Works.

Supplement D
Department of Information Technology
ACTION AGENDA
March 18, 2015

5-IT. MARYLAND DEPARTMENT OF VETERANS AFFAIRS (cont'd)

Remarks (cont'd): This failure to comply with the State’s procurement laws was due to lack of procurement expertise among the staff at Charlotte Hall, as well as the staff’s mistaken belief that the federal funding and United States Department of Veterans Affairs (US-DVA) requirement that US-DVA approve personnel that worked with the US-DVA’s Computerized Patient Record System (CPRS) relieved the MD-DVA of the obligation to competitively solicit the services.

When this issue was brought to light by the Legislative Auditors, the MD-DVA engaged in a thorough and comprehensive review of all supporting documentation to substantiate and verify all billing amounts submitted by ArzyNet. The agency found that the services provided by ArzyNet were performed to the full satisfaction of the agency and were billed at an appropriate rate.

The review of the invoicing revealed, however, that the written contracts that the agency entered into with ArzyNet did not accurately memorialize the scope of the services that were provided by ArzyNet and did not provide hourly billing rates that were sufficient to cover the cost of certain services required for CPRS implementation under the MOU with the US-DVA. Furthermore, for two significant periods of time (November 16, 2008 through July 3, 2009 and January 1, 2013 through June 30, 2013) there was no written contract at all for the services provided by ArzyNet. Accordingly, the agency requests that the Board also approve a retroactive contract which covers those two time periods and the cost of the work done during those two periods.

The review of invoices revealed that ArzyNet billed for certain Labor Charges at a rate that exceeded contracted Labor Rates (Total: \$42,984.50). These services were verified, however, to be system programming work performed by sub-contractors who were all current or former US-DVA employees familiar with the CPRS system as required by the MOU. The contractor ArzyNet did not profit from the increased Labor Rate charged for these programming services, but instead paid the federal employee sub-contractors at the same rate billed. The agency has determined that the rates charged for these services were reasonable, and the services provided were fully satisfactory. The Agency requests that the Five Contracts be retroactively modified to incorporate the increased labor charges because the services were requested, performed to the satisfaction of the agency, and billed at a reasonable rate as compared to industry standards.

Accordingly, the MD-DVA requests that the Board declare the prior agreements with ArzyNet “voidable” under §11-204(c) of the State Finance and Procurement Article and COMAR 21.03.01.03.B. In addition, the agency is seeking retroactive modification and approval of the Five Contracts, as well as of the Sixth Contract, for the reasonable amount expended for services performed and received.

Fund Source:	100% Federal Funds	Approp. Code:	D55P0005
Resident Business:	Yes	MD Tax Clearance:	14-3056-1111

BOARD OF PUBLIC WORKS	THIS ITEM WAS:
APPROVED	DEFERRED
DISAPPROVED	WITHOUT DISCUSSION
WITH DISCUSSION	WITHDRAWN



BOARD OF PUBLIC WORKS (BPW)

ACTION AGENDA

March 18, 2015

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Lease/Landlord	33
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**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 515003
Mestek Facility Demolition at Dundalk Marine
Terminal
ADPICS NO. P515003

CONTRACT DESCRIPTION: Furnish all labor, equipment and materials necessary for the demolition, removal and disposal of an existing metal and masonry building and an elevated water tower at the Dundalk Marine Terminal.

AWARD: Delaware Cornerstone Builders, Inc.
Landover, MD

AMOUNT: \$736,750

TERM OF CONTRACT: 120 Work Days from Notice to Proceed

PROCUREMENT METHOD: Competitive Sealed Bidding
(Small Business Reserve)

BIDS:

Delaware Cornerstone Builders, Inc. \$736,750
Landover, MD

General Paving & Contracting, Inc. \$792,445
Baltimore, MD

Retro Environmental, Inc. \$808,300
Sykesville, MD

JLN Construction Services, LLC \$922,400
Baltimore, MD

Island Contracting, Inc. \$1,317,500
Beltsville, MD

MBE PARTICIPATION: 24.82%

ITEM: 1-C (Continued)

BPW – 03/18/15

PERFORMANCE SECURITY:

Performance and Payment Bond at 100% of the Contract Amount

REMARKS: The Engineer’s estimate for this contract was \$995,000. Although the bid amount is 25.95% lower than the engineer’s estimate, the MPA recommends award to Delaware Cornerstone Builders, Inc. Review of all bids received showed similarities in lower prices for the building demolition and the water tower demolition line items. The MPA confirmed the bid price from Delaware Cornerstone Builders, Inc. and deemed them a responsible bidder.

This Solicitation was advertised on eMaryland Marketplace as a Small Business Reserve contract. Direct solicitation was made to the Governor’s Office of Minority Affairs (GOMA), Maryland Minority Contractors Association (MMCA) and Maryland/Washington Minority Contractors Association (MWMCA). Seven (7) bids were received, five (5) of which were deemed responsive and responsible.

The apparent low bidder and the second (2nd) lowest bidder were rejected as not responsive for failure to fully comply with the MBE participation goals, as required in the Invitation for Bid. Both firms submitted waiver requests to the subcontracting goal; however, both companies failed to provide adequate documentation to support their good faith efforts to meet the goal that would warrant approval of their waiver requests. Consequently, the MPA denied the waiver requests. Both firms filed protests, and both protests were denied by the Procurement Officer. Neither company filed an appeal to the Maryland State Board of Contract Appeals.

Associated work for this contract includes the disconnection of utility services, removal of non-friable asbestos containing materials, test pitting and foundation mapping, and all related work.

The established MBE goal was 22%, the contractor is exceeding this goal by 2.82%. 100% of the work will be performed by a certified Small Business Enterprise.

FUND SOURCE:	100% Special Funds Budgeted to MPA
APPROPRIATION CODE:	J03D002
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	15-0389-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 2-C

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: CH3775149
Remove Existing Underground Storage Tanks and
Install New above-ground Storage Tanks at the
Administration’s La Plata Maintenance Facility in
Charles County (District 5)
ADPICS NO.: CH3775149

CONTRACT DESCRIPTION: This Contract consists of the removal of existing underground storage tanks and the installation of new aboveground storage tanks at the Administration’s La Plata Maintenance Facility in Charles County (District 5).

AWARD: Subsurface Technologies, Inc.
New Windsor, MD

AMOUNT: \$759,700 NTE

TERM OF CONTRACT: 03/30/2015 – 09/30/2017

PROCUREMENT METHOD: Competitive Sealed Bidding
(Single Bid Received)

LIVING WAGE ELIGIBLE No – (prevailing wage contract)

MBE PARTICIPATION: 100%

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One hundred seventy nine (179) contractors were notified for this project on eMaryland Marketplace; forty five (45) of which were MDOT Certified MBE’s

Thirteen (13) firms purchased bid documents for this contract. Only two bids were received. The apparent low bidder, Total Environmental Concepts, Inc, (TEC), requested to withdraw its bid because of an error made in the formulation of their bid. Based on documentation submitted by TEC, a cost of \$100,000 was left out of a sub-contractors bid cost sheet, resulting in the total contract bid being \$118,000 less than what the contractor had intended. SHA allowed TEC to withdraw their bid via letter, dated November 12, 2014, leaving only a single responsive bid from Subsurface Technologies, Inc..

ITEM: 2-C (Continued)

BPW – 03/18/15

The eleven contractors that did not submit bids were contacted to determine why they did not submit bids for this contract. Most stated that they were too busy, had prior scheduling conflicts, or did not have time to prepare their bids. Two contracts were recently bid with similar scopes of work (CE2845149 and WA2405149) with 4 and 5 bids received respectively. Subsurface Technologies submitted bids on both of these contracts as well and was the low bidder on WA2405149.

In evaluating these bid prices, SHA had only the engineers estimate and the other bid submitted by TEC to compare to. Both bids were more than 25% below the Engineer’s Estimate of \$1,014,019, and TEC’s bid was \$117,952 below the bid submitted by Subsurface Technologies. But for the error in TEC’s bid, the bids would have been within \$48 of each other with Subsurface Technologies as the low bidder. The closeness of the two bids to each other, and the fact that both bids were well below the Engineer’s Estimate, demonstrate that the Subsurface Technologies bid is fair and reasonable and therefore, SHA is recommending award of the contract.

The MBE goal for the contract was 6%; however, the prime contractor is a Certified Minority Business Enterprise, therefore the participation is 100%. The firm is also a Certified Small Business Enterprise.

FUND SOURCE:	100% Special Funds Budgeted to SHA
APPROPRIATION CODE:	J02B0101
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	14-2873-0111

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

APPROVED*	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

* Approved 2-to-1; Comptroller voted no.

Anna Lansaw – (410) 767-3763
alansaw3@mta.maryland.gov

BPW—03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 3-AE

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: MTA-1310A
 Mechanical & Electrical Engineering Consultant
 Services
 ADPICS NO. TMTA1310A

CONTRACT DESCRIPTION: This is one (1) of three (3) task order contracts to provide mechanical & electrical engineering consultant services on an “as-needed” basis.

PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act; Recommendation approved by the Transportation Professional Services Selection Board on March 12, 2015

AWARDS: Whitman, Requardt & Associates, LLP
 Baltimore, MD

TERM OF CONTRACT: 03/19/2015 – 03/18/2020

AMOUNT: \$3,000,000

PROPOSALS:

	<u>Technical Proposal Rating (Max=1000)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Whitman, Requardt & Associates, LLP Baltimore, MD	807	1	\$3,000,000 Contract A
AECOM Technical Services, Inc. Baltimore, MD	800	2	\$3,000,000 Contract B BPW Approval on 02/18/15
Johnson, Mirmiran & Thompson, Inc. Sparks, MD	788	3	\$3,000,000 (Contract C)
URS Corporation Hunt Valley, MD	678	4	N/A
Gipe Associates, Inc. Baltimore, MD	643	5	N/A
Glyndon Engineering & Technology, Inc.	603	6	N/A

Timonium, MD

ITEM: 3-AE (Continued)

BPW—03/18/15

DBE PARTICIPATION: 20%

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and on the MTA Web Sites. A total of six (6) engineering consultant firms were sent Request for Proposals for these services. Six (6) Technical Proposals were received. All were Maryland firms.

The Consultant will provide mechanical and electrical engineering for the MTA’s Facilities Engineering, ADA & Sustainability Division on an as-needed task order basis. These services will provide support for the design of mechanical-electrical projects, including alterations, improvements, rehabilitation and replacement of building systems and other miscellaneous work at the MTA’s bus, rail and other facilities.

These services may also include, but are not limited to the following tasks: defining MTA needs/ requirements for new facility systems and modifications; assessing facility systems to determine the type of modification/rehabilitation or replacement; designing facility systems for new construction and modifications or enhancements; providing market validated engineering estimates of improvement costs; incorporating sustainability and green design principles; evaluating energy efficiency and life cycle costs; providing construction related support services limited to review of submittals and clarification; developing maintenance management programs for specific equipment and systems; providing commissioning support, evaluating environmental impact with the objective of minimizing MTA’s risk of health hazards; and regulatory non-compliance and other related services as required.

These contracts will support the following projects:

- Mechanical & Electrical Facility Renovations and Replacements for METRO, Light Rail and Bus;
- Support Staff – Various Projects; and
- Engineering design to reduce energy consumption and improve energy efficiency.

Each contract includes a provision authorizing an extension for a total period no longer than one-third of the original term to spend funds remaining on the contract as provided in Board of Public Works Advisory 1995-1.

FUND SOURCE: Federal and Special Funds budgeted to MTA

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 15-0015-1111

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

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

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 4-AE

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: MTA-1334 A & C
Open-End Trackwork Engineering Services
ADPICS NOS. TMTA1334A and TMTA1334C

CONTRACT DESCRIPTION: These are the last two (2) of three (3) task order contracts to provide trackwork engineering services on an “as-needed” basis.

PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act; Recommendation approved by the Transportation Professional Services Selection Board on March 12, 2015

AWARDS:

Gannett Fleming, Inc./ Contract A
Parsons Brinckerhoff, Inc./
Whitman, Requardt & Associates, LLP (JV)
Baltimore, MD

STV Incorporated Contract C
Baltimore, MD

TERM OF CONTRACT: 03/19/2015 – 03/18/2020

AMOUNTS: \$ 8,000,000 (Contract A)
\$ 4,000,000 (Contract C)
\$12,000,000 (Grand Total)

PROPOSALS:

	<u>Technical Proposal Rating (Max=1000)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Gannett Fleming, Inc./Parsons Brinckerhoff, Parsons Brinckerhoff, Inc./ Whitman, Requardt & Associates, LLP (JV) Baltimore, MD	794	1	\$8,000,000 Contract A

ITEM: 4-AE (Continued)

BPW - 03/18/15

PROPOSALS: (Cont.)

	<u>Technical Proposal Rating (Max=1000)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
AECOM Technical Services, Inc. Baltimore, MD	764	2	\$8,000,000 Contract B BPW Approval on 02/18/15
STV Incorporated Baltimore, MD	734	3	\$4,000,000 Contract C
Parsons Transportation Group, Inc./ Jacobs Engineering Group, Inc. (JV) Baltimore, MD	691	4	N/A
Rummel, Klepper & Kahl, LLP Baltimore, MD	655	5	N/A
DBE PARTICIPATION:	20%		

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and on the MTA Web Site. A total of six (6) engineering consultant firms were sent Request for Proposals for these services. Five (5) Technical Proposals were received. All were Maryland firms.

The Consultant will provide trackwork engineering services for the MTA's Facilities Track and Structural Preservation Engineering Division on an "as-needed" task order basis. These services will provide engineering and technical services for the design of track projects and other miscellaneous work at the MTA's bus, rail and other facilities.

These services may also include, but are not limited to the following tasks: assessments of track performance and maintenance forecasting; design of expansion or modifications, including additions, alterations, improvements and rehabilitation of the track; evaluation of maintenance practices and recommendations for improvements; review of design, inspection and maintenance criteria for possible modification; preparation of reports and recommendations for repairs; preparation of contract bid documents; preparation of construction cost estimates; value engineering and general engineering support; research, analysis and recommendation on new track components; project management services; field inspection services that may include survey work, testing and instrumentation; drafting assistance; laboratory testing of various track components; construction related services and other related services as required.

These contracts will support the following projects:

- Rehabilitation of Portal Interlocking;
- Rehabilitation of Rogers Avenue Interlocking;
- Rehabilitation of Old Court Interlocking.

Each contract includes a provision authorizing an extension for up to one-third of the original term to spend funds remaining on the contract as provided in Revised Board Advisory 1995-1.

ITEM: 4-AE (Continued)

BPW - 03/18/15

FUND SOURCE: Federal and Special Funds budgeted to MTA

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESSES: Yes

MD TAX CLEARANCE:

Gannett Fleming, Inc. / Parsons Brinckerhoff, Inc.	15-0027-111
Whitman, Requardt & Associates, LLP (JV)	
STV Incorporated	15-0029-1110

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Anna Lansaw – 410-767-3763
alansaw3@mta.maryland.gov

BPW—03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 5-AE

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: MTA-1379A
On-Call Civil Engineering Services
ADPICS NO. TMTA1379A

CONTRACT DESCRIPTION: This is one (1) of seven (7) task order contracts to provide civil engineering services on an “as-needed” basis.

PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act; Recommendation approved by the Transportation Professional Services Selection Board on March 12, 2015

AWARDS:

Parsons Brinckerhoff, Inc./
Rummel, Klepper & Kahl, LLP (JV)
Baltimore, MD \$15,000,000

TERM OF CONTRACT: 03/19/2015 – 03/18/2020

AMOUNT: \$15,000,000

PROPOSALS:

	<u>Technical Proposal Rating (Max=1000)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Parsons Brinckerhoff, Inc./ Rummel, Klepper & Kahl, LLP (JV) Baltimore, MD	895	1	\$15,000,000 Contract A
Gannett Fleming, Inc./ Johnson, Mirmiran & Thompson, Inc. (JV) Baltimore, MD	885	2	\$15,000,000 Contract B
Whitman, Requardt & Associates, LLP/ STV Incorporated (JV) Baltimore, MD	862	3	\$15,000,000 Contract C

ITEM: 5-AE (Continued)

BPW—03/18/15

PROPOSALS (Continued):

	<u>Technical Proposal Rating (Max=1000)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Century Engineering, Inc. / Whitney, Bailey, Cos & Magnani, LLC / McCormick Taylor, Inc. (JV) Hunt Valley, MD	822	4	\$10,000,000 Contract D
The Wilson T. Ballard Company/ Urban Engineers, Inc. (JV) Owings Mills, MD	813	5	\$10,000,000 Contract E
Wallace, Montgomery & Associates, LLP/ AECOM Technical Services, Inc.(JV) Baltimore, MD	796	6	\$5,000,000 Contract F
Stantec Consulting Services, Inc. Lauel, MD	777	7	\$5,000,000 Contract G
Brudis & Associates, Inc. Baltimore, MD	700	8	N/A
Prime AE Group, Inc./ A. Thomas Morton and Associates, Inc./ Greenman-Pedersen, Inc. (JV) Owings, MD	641	9	N/A

DBE PARTICIPATION: 25%

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and on the MTA Web Sites. A total of nine (9) engineering consultant firms were sent Request for Proposals for these services. Nine (9) Technical Proposals were received. All were Maryland firms.

The Consultant will provide civil engineering services for the MTA's Facilities ADA and Sustainability Division on an "as-needed" task order basis. These services will provide engineering and technical services for the design of and maintenance of supporting facilities and other miscellaneous work at the MTA's bus, rail and other facilities.

These services may also include; but are not limited to the following tasks: attend design review/ progress meetings; coordinate with local utility companies; perform soils investigations; coordinate and assist the MTA in obtaining the necessary permits; coordinate with railroad agencies; perform all necessary surveys; perform all necessary traffic studies; designs are to be submitted for review; prepare interim; final and engineer's estimate; prepare preliminary construction schedule; contract document assembly and printing services; perform any environmental analysis; assess the performance of certain MTA facilities; design facility modifications; assess project impacts on operations; perform engineering cost/benefit studies; provide value engineering services; provide construction-related services; provide expertise in regulatory process and legal issues; provide customer relations and other related services as required.

ITEM: 5-AE (Continued)

BPW—03/18/15

These contracts will support the following projects:

- MARC Growth and Investment Plans;
- West Baltimore MRAC Station;
- Bayview MARC Station;
- BWI 4th Track;
- Bethesda Metro Entrance - Construction Related Services;
- Kirk Bus Facility – Construction Related;
- Facility Renovations and Replacements for Metro, Light Rail, Bus and Mobility;
- Southern Maryland Commuter – Design and Construction Related Services;
- Roof Replacements;
- LOTS - Various Projects;
- Support Staff – Various Projects;
- Langley Park Construction Related Services;
- Parking Lots; and
- Additional engineering design and review time due to new MDE regulations.

Each contract includes a provision authorizing an extension for a total period no longer than one-third of the original term to spend funds remaining on the contract as provided in Board of Public Works Advisory 1995-1.

FUND SOURCE: Federal and Special Funds budgeted to MTA

APPROPRIATE ION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 15-0401-1111

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

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

WITH DISCUSSION **WITHOUT DISCUSSION**

Norie A. Calvert (410) 545-0433
ncalvert@sha.state.md.us

BPW – 03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 6-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2009-10 C
Construction Management and Inspection Services,
Statewide
ADPICS NO.: SBCS0910C

CONTRACT DESCRIPTION: This is one (1) of three (3) open-end task order contracts to provide Construction Management and Inspection Services, Statewide.

PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on February 12, 2015.

AWARD:

O’Connell & Lawrence, Inc. / Contract C
Whitney, Bailey, Cox & Magnani, LLC
Baltimore, MD

AMOUNT: \$8,000,000

TERM OF CONTRACT: 03/19/2015 – 03/18/2020

DBE PARTICIPATION: 28%

PROPOSALS:

	<u>Technical Proposal Rating (Max 685)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Rummel, Klepper & Kahl, LLP Baltimore, MD	580.94	1	Contract A BPW Approval on 12/17/14
Johnson, Mirmiran & Thompson, Inc. Baltimore, MD	571.09	2	Contract B BPW Approval on 02/18/15

ITEM: 6-AE (Continued)

BPW – 03/18/15

PROPOSALS (Continued):

	<u>Technical Proposal Rating (Max 685)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
O’Connell & Lawrence, Inc./ Whitney, Bailey, Cox & Magnani, LLC (JV) Annapolis Junction, MD	526.55	3	\$8,000,000 (Contract C)
EA Engineering, Science & Technology, Inc./ Parsons Brinckerhoff, Inc. (JV) Hunt Valley, MD	440.83	4	N/A
Dewberry Consultants, LLC/ Urban Engineers, Inc. (JV) Baltimore, MD	364.94	5	N/A
Heery International, Inc. Washington, DC	282.31	6	N/A

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and on SHA’s web page. A total of six (6) engineering consultant firms submitted technical proposals for this project.

The Consultant shall provide Construction Management and Inspection Services for various new Building Construction and Renovation, HVAC Replacement or Upgrade, Roof Replacements, Fuel Systems Installation, Renovation or Upgrade projects within the State of Maryland. The services will consist of individual project assignments on an as-needed basis.

The **DBE** goal established for this contract was 25%. However, Contract C proposes to exceed the established goal by 3% proposing 28% MBE participation.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESSES: Yes

MD TAX CLEARANCE: 15-0173-1111

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

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

Norie A. Calvert (410) 545-0433
ncalvert@sha.state.md.us

BPW – 03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 7-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2010-10 B & C
Construction Claims Review & Analysis Services,
in District 7 (Frederick, Carroll and Howard
Counties)
ADPICS NO.: SBCS1010B, SBCS1010C

CONTRACT DESCRIPTION: These are two (2) of five (5) open-end task order contracts to provide Construction Claims Review & Analysis Services. This contract will be for services to be performed in District 7 (Frederick, Carroll and Howard Counties).

PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on February 12, 2015.

AWARD:

O’Connell & Lawrence, Inc. / Contract B
Whitman, Requardt & Associates, LLP (JV)
Baltimore, MD

Rummel, Klepper & Kahl, LLP Contract C
Baltimore, MD

AMOUNT: \$1,300,000 each (\$2,600,000 Grand Total)

TERM OF CONTRACT: 03/19/2015 – 03/18/2021

DBE PARTICIPATION: 23%

PROPOSALS:

	<u>Technical Proposal Rating (Max 528)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Alpha Corporation Baltimore, MD	430.8	1	Contract A BPW Approval on 02/18/15

ITEM: 7-AE(Continued)

BPW – 03/18/15

PROPOSALS (Continued)

	<u>Technical Proposal Rating (Max 528)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
O’Connell & Lawrence, Inc. / Whitman, Requardt & Associates, LLP (JV) Baltimore, MD	427.4	2	\$1,300,000 (Contract B)
Rummel, Klepper & Kahl, LLP Baltimore, MD	418.2	3	\$1,300,000 (Contract C)
Johnson, Mirmiran & Thompson, Inc. Baltimore, MD	414.7	4	Contract D
Urban Engineers, Inc. Baltimore, MD	412.0	5	Contract E
KCI Technologies, Inc./ ATC, P.L.C (JV) Sparks, MD	375.0	6	N/A
Wallace Montgomery & Associates, LLP Baltimore, MD	360.6	7	N/A
Trauner Consulting Services, Inc. Philadelphia, PA	292.3	8	N/A

REMARKS: The solicitation was advertised in The Daily Record, eMaryland Market Place and SHA web page. A total of eight (8) engineering consultant firms submitted technical proposals for this project. Contracts will be awarded in both District 2 and 7 as follows: Contracts A, B and C will be awarded to District 7 and Contracts D and E will be awarded in District 2.

The Consultant shall perform Construction Contract Claims Review and Analysis Services to supplement District 7’s Construction Office staff which may include, but not be limited to: performing reviews and approval of construction critical path method schedules (CPM), provide construction claims review and analysis and prepare detailed reports of the findings.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESSES: Yes

ITEM: 7-AE (Continued)

BPW – 03/18/15

MD TAX CLEARANCE:

O’Connell & Lawrence, Inc. / 14-3022-1111
Whitman, Requardt & Associates, LLP (JV)
Rummel, Klepper & Kahl, LLP 14-3023-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie A. Calvert - (410) 545-0433
ncalvert@sha.state.md.us

BPW – 03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 8-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2010-17 D
Traffic Engineering Studies and Analysis Services,
Statewide
ADPICS NO.: SBCS1017D

CONTRACT DESCRIPTION: This is one (1) of four (4) open-end task order contracts to provide Traffic Engineering Studies and Analysis Services, Statewide.

PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on February 12, 2015.

AWARD:

Kittelson & Associates, Inc./
Sabra, Wang & Associates, Inc.
Baltimore, MD Contract D

AMOUNT: \$1,500,000

TERM OF CONTRACT: 03/19/2015 – 03/18/2020

DBE PARTICIPATION: 53.33%

PROPOSALS:

	<u>Technical Proposal Rating (Max 636)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Rummel, Klepper & Kahl, LLP/ Wallace, Montgomery & Associates, LLP (JV) Baltimore, MD	487.2	1	Contract A BPW Approval on 12/17/14
Johnson, Mirmiran & Thompson, Inc. / Parsons Brinckerhoff, Inc. (JV) Sparks, MD	487.1	2	Contract B BPW Approval on 12/17/14

ITEM: 8-AE (Continued)**BPW – 03/18/15****PROPOSALS (Continued):**

	<u>Technical Proposal Rating (Max 636)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Whitney, Bailey, Cox & Magnani, LLC/ Jacobs Engineering Group Inc. (JV) Baltimore, MD	476.3	3	Contract C BPW Approval on 02/18/15
Kittelson & Associates, Inc./ Sabra, Wang & Associates, Inc. (JV) Baltimore, MD	461.9	4	\$1,500,000 (Contract D)
Whitman, Requardt & Associates, LLP Baltimore, MD	456.5	5	N/A
Stantec Consulting Services, Inc. STV, Inc. Baltimore, MD	455.7	6	N/A
Brudis & Associates, Inc. Baltimore, MD	455.5	7	N/A
Century Engineering, Inc Hunt Valley, MD	433.0	8	N/A
A. Morton Thomas & Associates, Inc. / Vanasse Hangen Brustlin, Inc. (JV) Baltimore, MD	423.1	9	N/A
McCormick Taylor, Inc. / URS Corporation (JV) Baltimore, MD	409.9	10	N/A
Daniel Consultants, Inc. / AECOM Technical Services, Inc. (JV) Columbia, MD	338.2	11	N/A

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and on SHA's web page. A total of eleven (11) engineering consultant firms submitted technical proposals for this project.

The Consultant shall provide Traffic Engineering Studies and Analysis required to recommend highway safety and traffic operation improvements typically applied as traffic engineering solutions for safety or capacity concerns. Studies may include developing geometric design concepts necessary for improvements to intersections and highway corridors within the State of Maryland. The services will consist of individual project assignments on an as-needed basis.

ITEM: 8-AE(Continued)

BPW – 03/18/15

The DBE goal established for this contract was 20%. However, Contract D proposes to exceed the established goal by 33.33% proposing 53.33% DBE participation (46.67% by Sabra Wang and 6.67% with other certified DBE subs).

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESSES: Yes

MD TAX CLEARANCE: 14-2898-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 9-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4281371417RSB
Hand Mowing, Trimming along Roadways, Park
and Ride Lots and Administration Facilities in
Howard County
ADPICS NO: 428137147R

CONTRACT DESCRIPTION: This contract consists of hand mowing, trimming along roadways,
park and ride lots and administration facilities in Howard County.

AWARD: Smallwood Ground Maintenance
Forestville, MD

AMOUNT: \$286,440 NTE

TERM OF CONTRACT: 03/30/2015 – 12/31/2017

PROCUREMENT METHOD: Competitive Sealed Bidding
(Small Business Reserve)

BIDS:

Smallwood Ground Maintenance Forestville, MD	\$286,440
Unified Solutions Services, LLC Columbia, MD	\$481,200
H & O Contractor, Inc. Annapolis, MD	\$557,514

LIVING WAGE ELIGIBLE Yes

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Four hundred fifty two (452) contractors were notified for this project on eMaryland Marketplace; one hundred thirteen (113) of which were MDOT Certified MBE's.

ITEM: 9-M (continued)

BPW - 03/18/15

A total of four bids were received; however the low bid of \$171,345 received from JRP Management Resources, Inc. (JRP) was rejected by SHA on 12/11/2014 based on the recent termination of a previously held contract. Based upon past performance of SHA contracts, JRP was unable to successfully complete the work as described in the contract provisions and therefore, SHA has determined that the firm is not a responsible bidder.

The engineer's estimate was \$173,400. After reviewing all bid prices submitted, SHA determined that the estimated costs of items for hand mowing around the traffic barrier were low and SHA underestimated the labor and time to complete. SHA has confirmed the contractor can perform all aspects of the work for the contract bid price.

FUND SOURCE:	100% Special Funds Budgeted to SHA
APPROPRIATION CODE:	J02B0102
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	15-0079-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

Norie Calvert – (410) 545-0433
ncalvert@sha.state.md.us

BPW – 03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 10-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 429D11417
Brush & Tree Cutting and Stump Removal at Various Locations in Dorchester, Somerset, Wicomico and Worcester Counties (District 1)
ADPICS NO: 429D11417

CONTRACT DESCRIPTION: This contract consists of brush & tree cutting and stump removal at various locations in Dorchester, Somerset, Wicomico and Worcester Counties (District 1).

AWARD: Asplundh Tree Expert Co.
Odenton, MD

AMOUNT: \$497,651 NTE

TERM OF CONTRACT: 03/30/2015 – 12/31/2017

PROCUREMENT METHOD: Competitive Sealed Bidding
(Single Bid Received)

LIVING WAGE ELIGIBLE Yes

MBE PARTICIPATION: 0% (single element of work)

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

REMARKS: The Solicitation was advertised in eMaryland Marketplace and SHA’s Internet Web Page. Fifty nine (59) contractors were notified for this project on eMaryland Marketplace; fifteen (15) of which were MDOT Certified MBE’s

There were a total of five (5) plan purchasers for this project. SHA contacted the other four (4) firms and were advised that one firm would have had to purchase additional equipment, one firm did not have the manpower, one firm could not afford the bonding and the other company failed to return our calls. SHA compared the bid costs on this contract to the previous contract for these services in District 1 (Contract #429D11415,). The previous contract had two bidders with Asplundh submitting the low bid, and Asplundh’s bids were 42% lower than the second bidder. The pay items were identical on both contracts and comparing the unit costs, the prices for this contract are less than 1% above the prices

ITEM: 10-M (Continued)

BPW – 03/18/15

submitted in 2013 on the previous contract. Based on this analysis, SHA has determined the prices are fair and reasonable, and rebidding the contract is not likely to result in lower costs.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 14-2688-1111

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

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

* Approved 2-to-1; Comptroller voted no.

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 11-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4770161417
Install, Repair or Replace Traffic Barrier at Various Locations in Allegany County (District 6)
ADPICS NO: 4770161417

CONTRACT DESCRIPTION: This contract consists of installing, repairing or replacing traffic barrier at various locations in Allegany County.

AWARD: Green Acres Contracting Co.
Scottsdale, PA

AMOUNT: \$296,509 NTE

TERM OF CONTRACT: 03/30/2015 – 12/31/2017

PROCUREMENT METHOD: Competitive Sealed Bidding
(Single Bid Received)

LIVING WAGE ELIGIBLE Yes

MBE PARTICIPATION: 0% (single element of work)

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

REMARKS: The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Fifty nine (59) contractors were notified for this project on eMaryland Marketplace; fifteen (15) of which were MDOT Certified MBE's.

Green Acres is the incumbent contractor for these services in Allegany County. The bid prices for this contract came in more than 5% below the engineer's estimate of \$314,025, which is based on previous bid history for the work items in the contract. SHA followed up with the firms that did not submit a bid. Two firms responded that their current workload precluded their participation and the third that the geographic location of the work was too far to travel. There were no provisions in the contract that favored the incumbent bidder or otherwise restricted competition for this work. Traffic Barrier replacement is a specialized area of work for which there are a limited number of firms with the proper equipment to perform the required services.

ITEM: 11-M (continued)

BPW - 03/18/15

The three firms in addition to Green Acres Contracting that typically submit bids for this work in the District 6 region are Penn Line Services, Inc. (Scottsdale, PA); L.S. Lee, Inc. (York, PA); and Long Fence Company, Inc. (Ijamsville, MD).

SHA has determined the bid price to be fair and reasonable by comparing the bid price to the prior procurement, in which Green Acres was the lowest of 4 bids submitted, and compared the price to recent bid prices for similar work in adjacent counties (Washington and Garrett) that all had competitive bids. In each case, the unit costs compared favorably and were in many cases, the same or less expensive than these other contracts that had been bid in mid to late 2013. Based on this analysis, SHA believes that there would be no financial benefit to rebid these contracts, and rebidding would not likely result in additional competition at this time.

FUND SOURCE:	100% Special Funds Budgeted to SHA
APPROPRIATION CODE:	J02B0102
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	14-2829-1111

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

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

* Approved 2-to-1; Comptroller voted no.

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 12-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AX0096114SBR
Vegetation Management and Landscape
Maintenance at Various Locations in Caroline,
Cecil, Kent, Queen Anne’s and Talbot Counties.
(District 2)
ADPICS NO: AX0096114

CONTRACT DESCRIPTION: This contract consists of vegetation management and landscape maintenance at various locations in Caroline, Cecil, Kent, Queen Anne’s and Talbot Counties (District 2).

AWARD: K. D. Faulkner Landscape, LLC.
Pasadena, MD

AMOUNT: \$238,940 NTE

TERM OF CONTRACT: 03/30/2015 – 12/15/2017

PROCUREMENT METHOD: Competitive Sealed Bidding
(Small Business Reserve)

BIDS:

K. D. Faulkner Landscape, LLC Pasadena, MD	\$238,940
Native Terrain Restoration Services, Inc. Fallston, MD	\$294,494

LIVING WAGE ELIGIBLE Yes

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised in eMaryland Marketplace and SHA’s Internet Web Page. Four hundred twenty three (425) contractors were notified for this project on eMaryland Marketplace; one hundred five (105) of which were MDOT Certified MBE’s

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

ITEM: 12-M (continued)

BPW – 03/18/15

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 14-2956-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Anna Lansaw - (410) 767-3763
ALansaw@mta.maryland.gov

BPW – 03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE SERVICE

ITEM: 13-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0438
Bus Shelter Repair and Maintenance
ADPICS BPO #: T80000438

CONTRACT DESCRIPTION: This contract provides services to evaluate, repair, and/or replace bus shelters including any items related to the shelters, throughout the Baltimore Metropolitan area for the Maryland Transit Administration.

AWARD: J. Ziemski Construction Inc.
Baltimore, MD

TERM OF CONTRACT: 04/01/2015 – 03/31/2020

AMOUNT: \$1,323,500

PROCUREMENT METHOD: Competitive Sealed Bids
(Small Business Reserve)

BIDS:

J. Ziemski Construction, Inc. Baltimore, MD	\$1,323,500
Consolidated Const. & Eng. Co. Germantown, MD	\$1,733,100
P & L Inc. Reisterstown, MD	\$1,739,500
Hawkeye Construction, LLC., Baltimore, MD	\$2,127,500
Simon Construction Corp. Washington, DC	\$3,958,700

MBE PARTICIPATION: 2%

ITEM: 13-M (Continued)

BPW – 03/18/15

MBE WAIVER: None

VSBE PARTICIPATION: .05%

PERFORMANCE SECURITY: 10% of Contract Amount

INCUMBENT: J. Ziemski Construction Inc.
Baltimore, MD

REQUESTING AGENCY REMARKS: The solicitation was designated as a Small Business Reserve and a notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace* as well as the MTA’s website. The MTA also identified and directly solicited thirty three (33) potential sources for the services, twenty (20) of which are Maryland firms. A total of seven (7) bids were received in response to this solicitation.

Colossal Contractors, Inc. was initially deemed the apparent low bidder but the firm was unable to meet a key requirement of the IFB; which is the submission of a Performance Bond that equals ten percent (10%) of the total five year estimated contract amount. Colossal’s bid was therefore rejected as non-responsive.

The next low bidder, Earn Contractors, Inc., could not provide any documentation to prove that they met the minimum qualification required of a successful bidder. The contract requires bidders to have a minimum of three (3) years verifiable experience in the maintenance and repair of bus shelters. In accordance with COMAR 21.06.02.03B(1), Rejection of Individual Bid and Proposals, Earn Contractor’s bid was deemed not responsible and subsequently rejected because the bidder failed to supply information in connection with a determination of responsibility.

The Contractor has committed to meeting the MBE goal of 2% with a Veteran Owned Business Enterprise (VSBE) goal of 0.5%.

FUND SOURCE: 100% Special Funds (Transportation Trust Fund)

APPROPRIATION CODE: J05

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 15-0176-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Anna Lansaw – (410) 767-3763
Alansaw3@mta.maryland.gov

BPW – 03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 14-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0453
Landscaping & Pressure Washing Maintenance
Services for MTA’s Bus Division and Shelters
ADPICS NO. T80000453

CONTRACT DESCRIPTION: This contract provides grounds maintenance, plant and shrub replacement, trash removal, hand washing of shelters, snow removal, pressure washing and cleaning services at the various Maryland Transit Administration (MTA) Bus Stops, Loops, Division and Facilities. The contractor shall provide all labor, tools, materials, equipment, fuel, and supervision as needed to perform these services.

AWARD: The ARC of Baltimore
Baltimore, MD

AMOUNT: \$9,993,954

TERM OF CONTRACT: 03/19/2015 – 03/18/2020
Five (5) years from Notice to Proceed

PROCUREMENT METHOD: Preferred Provider
(Community Service Provider)

BIDS: N/A

LIVING WAGE ELIGIBLE: N/A

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: N/A

REM REMARKS: This contract is for a five (5) year term between the months of March through February for landscaping and pressure washing maintenance services throughout the Baltimore Metropolitan area. The Contractor shall provide all labor, tools, materials, equipment, transportation, supervision, and all other associated services deemed necessary to perform the work for the following locations:

- 16 Bus Stops/ Loops
 - Gardenville Park & Ride
 - Whitemarch Park & Ride

Norie Calvert, 410-545-0402
Ncalvert@sha.state.md.us

BPW – 03/18/15

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

LEASE/LANDLORD

ITEM: 15-LL MMC# 14-2436

STATE HIGHWAY ADMINISTRATION

RECOMMENDATION: That the Board of Public Works approve The Commissioners of Charles County, Maryland, leasing the following property.

AUTHORITY: State Finance and Procurement Article, Section 10-305, Annotated Code of Maryland.

PROPERTY: JWE Inc., (± 56.0 ac), located on the north east corner of US Rte 301 (Crain Hwy) and Turkey Hill Rd. in La Plata, Charles County.

LANDLORD: State of Maryland, State Highway Administration

TENANT: The Commissioners of Charles County, Maryland

SPACE TYPE: Land Lease

LEASE TYPE: Lease Renewal

TERM: 30 Years

EFFECTIVE DATE: 04/01/15

ANNUAL RENT: \$1

SPECIAL CONDITIONS: None

STATE CLEARINGHOUSE: The Clearinghouse conducted an intergovernmental review of the project under MD20141112-0878. It is recommended to renew the lease of 56.0 +/- acres, located on the northeast corner of US Route 301 (Crain Highway) and Turkey Hill Road in LaPlata, with Charles County. The property is currently leased to Charles County, and Charles County wishes to continue the use as a recreational area.

REMARKS: In 1992, SHA acquired 70 acres of land from JWE Inc. for MD 301. The Commissioners of Charles County have previously leased this area and has expressed interest in renewing a long-term lease for the use of playing fields, one metal storage facility, and vehicle parking.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

ITEM: 16-RP (Continued)

BPW – 03/18/15

reduction in the number of access points and the relocation of the median break will provide enhanced safety and better traffic flow, especially for the adjacent communities.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES

Items to be presented to the Board of Public Works

March 18, 2015

	Pages
Maintenance	1 and 1 2
Maintenance Modification	3 thru 5
General Miscellaneous	6 thru 8
Leases	9 thru 14

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 1-M**DEPARTMENT OF GENERAL SERVICES**State Office Complex- Baltimore
201/301 W. Preston St.
Baltimore, MD**CONTRACT NO. AND TITLE**Project No. H00R5400047;
Janitorial Services
ADPICS NO. 001B5400394**DESCRIPTION**

Approval is requested for a contract to provide janitorial services at the Baltimore Public Buildings and Grounds, State Office Complex at 201 and 301 W. Preston St. in Baltimore City.

BIDS OR PROPOSALS

Alliance, Inc., Baltimore, MD

AMOUNT~~\$2,744,746.68~~ **2,741,220.66****PROCUREMENT METHOD**Preference Provider
(Community Service Provider)**AWARD**Alliance, Inc.
Baltimore, MD**TERM**3/25/2015-3/24/2018 (W/2 one- year
renewal options)**AMOUNT**

~~\$2,744,746.68~~ (3 years) **2,741,220.66**
~~\$ 914,915.56~~ (1st renewal option) **913,740.22**
~~\$ 914,915.56~~ (2nd renewal option) **913,740.22**
~~\$4,574,577.80~~ (Total 5 years) **4,568,701.10**

MBE PARTICIPATION

100%

PERFORMANCE BOND

N/A

HIRING AGREEMENT ELIGIBLE

No

Larry Hogan
Governor

Boyd K. Rutherford
Lt. Governor



MARYLAND DEPARTMENT OF GENERAL SERVICES
OFFICE OF THE SECRETARY

RECEIVED

2015 APR 24 AM 9:3

BOARD OF PUBLIC WORKS

OKed
C. Gail Bassette
Secretary
revised
424.15

April 23, 2015

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

SUBJECT: Changes to the March 18, 2015 Board of Public Works Action Agenda

Dear Ms. McDonald:

This is to advise you of the following change to the Board of Public Works Action Agenda Item previously approved by the Board of Public Works.

<u>BPW March 18, 2015</u>	FROM: \$2,744,746.68 (3 years)
Item 1-M	\$ 914,915.56 (1 st renewal option)
Pages 1-2	\$ 914,915.56 (2 nd renewal option)
Department of General Services	TO: \$2,741,220.66 (3 years)
State Office Complex – Baltimore	\$ 913,740.22 (1 st renewal option)
	\$ 913,740.22 (2 nd renewal option)

Reason: Contract amounts incorrect

Thank you for your attention to this matter. If you need further information, please call me at (410) 767-4960 or have a member of your staff contact Rio Woodard, Administrator, Capital Projects Accounting, at (410) 767-4236.

Sincerely yours,

C. Gail Bassette
Secretary

cc: The Honorable Lawrence J. Hogan, Jr.
The Honorable Peter Franchot
The Honorable Nancy K. Kopp



DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT MODIFICATION

ITEM 2-M-MOD

DEPARTMENT OF HUMAN RESOURCES Baltimore County Department of Social
Services (BCDSS)
Towson and Essex locations

CONTRACT NO. AND TITLE Project No. 001B3400460;
Unarmed Guard Service, Baltimore Co DSS
ADPICS NO. COG12743

ORIGINAL CONTRACT APPROVED 5/1//2013 DBM/BPW Item 3-M

CONTRACTOR BTI Security
Silver Spring, MD
(SBR# SB11-3610) / (MBE #03-545)

CONTRACT DESCRIPTION Board of Public Works approval is requested
for a contract to provide unarmed uniformed guard services at the Baltimore County Department
of Social Services for a period of three (3) years at Essex District Office, 439 Eastern Ave., and
the main DSS office in Towson, 6401 York Rd.

MODIFICATION DESCRIPTION Board of Public Works approval is requested
to add additional unarmed guard coverage at DHR Department of Social Services' Dundalk,
Reisterstown Road, and Catonsville offices beginning March 19, 2015 through the expiration of
the current contract, May 5, 2016 in accordance with the terms and conditions of the Contract.

TERM OF ORIGINAL CONTRACT 5/6/2013-5/5/2016

TERM OF OPTION/MODIFICATION 3/18/2015-5/5/2016

AMOUNT OF ORIGINAL CONTRACT \$256,130.93

AMOUNT OF MODIFICATION \$101,873.00

PRIOR MODIFICATIONS/OPTIONS None

REVISED TOTAL CONTRACT AMOUNT \$358,003.93

PERCENT +/- (THIS MODIFICATION) 39.77%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 3-GM

REFERENCE

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below in the total amount of \$82,046.80 (3 items).

A. Department of Public Safety and Poplar Hill Pre-Release Unit (PHPRU)
 Correctional Services Quantico, MD

CONTRACT NO. & TITLE

Project No. KP-591-150-001;
Shower/Bathroom Renovations
Poplar Hill Pre-Release Unit (PHPRU)

DESCRIPTION

This project provides for engineering services for the removal & replacement of walls, ceilings and floor tiles, all lighting, plumbing fixtures and new floor piping. In addition, to include the installation of new ventilation system.

REMARKS

The Indefinite Quantity Contract (IQC) DGS-12-004-IQC was developed for DGS to provide Mechanical, Electrical, and Plumbing Engineering Services for multiple projects greater than \$25,000.00 and not greater than \$200,000.00. Under this agreement individual contract awards may not exceed \$200,000.00. Selected firms may be awarded more than one contract; however, the total amount for contracts awarded to any one firm may not exceed \$500,000.00. The expiration date of this contract (DGS-12-004-IQC) is July 2, 2015.

PROCUREMENT METHOD

Maryland Architectural and Engineering Services Act

AWARD

M S Engineers, Inc.
Columbia, MD

AMOUNT

\$40,975.80

FUND SOURCE

MCCBL 2013/Item 010 (Provide funds for the State Capital Facilities renewal program-Statewide)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 3-GM (Cont.)

C. Department of Public Safety and
 Correctional Services

Maryland Reception, Diagnostics and
Classification Center (MRDCC)

DESCRIPTION

This project consists of the Metal Roof
repair and or replacement of various roof projections from the 4th floor interior courtyard at
MRDCC.

REMARKS

An approved list of consultants was
developed for DGS to provide architectural services for construction projects through the States
Small Business Reserve program. Under this process individual contract awards may not exceed
\$25,000.00. Selected firms may be awarded more than one contract in rotation basis.

CONTRACT NO. & TITLE

Project No. K-743-150-001;
Replace Metal Roof

PROCUREMENT METHOD

Maryland Architectural and Engineering
Services Act

AWARD

Bushey Feight Morin Architects, Inc.
Hagerstown, MD

AMOUNT

\$23,525.00

FUND SOURCE

MCCBL 2013/Item 010 (Provide funds for
the State Capital Facilities renewal program-
Statewide)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 5-LT (Cont.)

Special Conditions

1. The sub-lease provides that the Sub-Landlord shall stage the VLTs in the Demised Premises according to manufacturer and type.
2. The sub-lease provides that the Sub-Landlord shall provide security and surveillance for the VLTs.
3. The sub-lease provides that the Sub-Landlord shall provide content insurance for the VLTs.
4. The sub-lease provides for use in common parking spaces free of charge.
5. The sub-lease contains one (1) option renewal term for six (6) months.

Remarks

1. This space will be used by the Maryland Lottery & Gaming Control Agency (MLGCA) to store and stage four hundred thirty six (436) VLT machines pending the imminent sale of same.
2. The sub-lease contains a termination for convenience clause; this clause will be exercised should the VLTs be sold before the end of the sub-lease term.
3. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.05.05.02. 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 6-LT-OPT

DEPARTMENT OF HUMAN RESOURCES Child Support Enforcement Administration
Annapolis, MD
(Anne Arundel County)

Landlord Anne Arundel County, MD.
2660 Riva Rd.
Annapolis, MD 21401

Property Location 44 Calvert St.
Annapolis, MD 21401

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	18,889
<u>Duration</u>	3 Years	<u>Effective</u>	4/1/2015		
<u>Annual Rent</u>	\$543,496.64	<u>Square Foot Rate</u>	\$28.77		
		<u>Prev. Square Foot Rate</u>	\$28.77		

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	9/16/2009-11-LT; 6/18/2003-9-L; 7/26/2006-6-LT
<u>Fund Source</u>	OCSE-N00G0006 7F31 1351 GF020

Special Condition The rental rate remains the same as the last year of the prior lease rental rate of \$28.77/net usable square foot.

REMARKS

1. The space has been used under the State’s control since July 1, 2003 as an Anne Arundel County Child Support Enforcement office. This Agency is charged with establishing, monitoring and enforcing court orders in Anne Arundel County relative to child support issues. This office handles approximately 14,000 cases annually.
2. The lease contains a modified termination for convenience clause wherein either party may terminate lease by providing six (6) month prior notice.

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 (Cont.)

Remarks

1. The Department of Juvenile Services, the Department of Health and Mental Hygiene, the Department of Public Safety and Correctional Services and the Department of Labor, Licensing and Regulation have leased parking spaces at this location for the past 6 years.
2. This is a fenced in surface lot. The lot is well lighted and ingress and egress is controlled by an electronic gate. DHMH decreased its number of parking spaces from 45 to 27 parking spaces.
3. The lease contains a termination for convenience clause.
4. The number of spaces complies with the 1:3 ratio established for this area.
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

Supplemental

CAPITAL GRANTS AND LOANS

ITEM 8-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE Agency Contact Cathy; Ensor 410.767.4107
cathy.ensor@maryland.gov

RECOMMENDATION That the Board of Public Works approve a grant of \$143,063.00 to *Family Service Foundation, Inc. (Prince George’s County)* for the acquisition of 3707 Eightpenny Lane #168, Bowie, MD 20716.

PROJECT The acquisition of a three-bedroom condominium to provide housing services for three individuals with mental illness.

Contract of Sale	\$190,000.00
Jonathan Nichols, Arnold, MD	\$190,000.00
Charles L. Ford, Severna Park MD	\$190,250.00
DGS accepted appraisal	\$190,000.00
Eligible amount	\$190,750.00*
State’s share @ 75%	\$143,063.00

*Includes the lesser of the DGS accepted value or the contract price at \$190,000.00, and the cost of appraisals at \$750.00.

REMARKS

- (1) Grantee is a nonprofit organization.
- (2) 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 Prince George’s County.
- (3) No State funds will be disbursed until the grantee has presented suitable evidence to the Office of the Comptroller that it has expended the required matching funds.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

Supplemental

CAPITAL GRANTS AND LOANS

ITEM 8-CGL (Cont.)

FUND SOURCE DHMH has determined the grantee is required to provide a 25% local share of the eligible project cost as follows:

\$190,750.00	Total Project Cost
\$190,750.00	Eligible Project Cost
\$143,063.00 (75%)	MCCBL 2013 (Community Health Facilities Fund) DHMH #25203-03
\$ 47,687.00 (25%)	Family Service Foundation, Inc. BB&T Bank Mortgage

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION