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

1. <u>DEPARTMENT OF AGRICULTURE</u> Maryland Agricultural Cost-Share Program

Recommendation: That the Board of Public Works approves funding 28 individual grants under the Maryland Agricultural Cost-Share Program.

Amount: \$480,700

| Agreement # | Recipient | County | Amount \$ |
|--|---------------------------------|-----------------|-----------|
| AT-2016-3085 | Hartland Valley Simmentals, LLC | Harford | 42,200 |
| AT-2016-3086 | Hartland Valley Simmentals, LLC | Harford | 24,300 |
| AT-2016-3088 Hartland Valley Simmentals, LLC | | Harford | 1,900 |
| AT-2016-3090 | Hartland Valley Simmentals, LLC | Harford | 3,200 |
| AT-2016-3091 | Hartland Valley Simmentals, LLC | Harford | 1,400 |
| AT-2016-3114 | Jennifer Tabisz | Prince George's | 3,500 |
| AT-2016-3135 | Nancy D. Wolfe | St. Mary's | 4,000 |
| AT-2016-3136 | Nancy D. Wolfe | St. Mary's | 5,400 |
| AT-2016-3137 | Nancy D. Wolfe | St. Mary's | 8,400 |
| AT-2016-3138 | Nancy D. Wolfe | St. Mary's | 3,900 |
| АТ-2016-3190-В | Phillip Meck | Cecil | 50,000 |
| AT-2016-3191 | John L. Christensen | Queen Anne's | 2,700 |
| CH-2016-3158 | Charles E. Glanding | Queen Anne's | 12,700 |
| LS-2016-3182 | Mc Guirk Brothers, LLC | Harford | 26,700 |
| MP-2016-3154 | Calico Land, LLC | Frederick | 47,500 |
| MP-2016-3155-C | Calico Land, LLC | Frederick | 75,900 |
| MP-2016-3183 | Paul L. Doody, Jr | Carroll | 23,500 |
| MP-2016-3207 | Herman J. Steffen | Carroll | 21,500 |
| MP-2016-3211-R | Baugher Enterprises, Inc. | Carroll | 40,700 |
| MP-2016-3213 | O. Clayton Smith | Frederick | 14,600 |
| MP-2016-3214 | O. Clayton Smith | Frederick | 9,700 |
| MP-2016-3215 | Dennis E. Savage | Frederick | 2,800 |
| MP-2016-3216 | Dennis E. Savage | Frederick | 2,400 |
| MP-2016-3221 | Joseph E. Biser, Jr. | Frederick | 1,900 |
| MP-2016-3224 | Sweet View, LLC | Frederick | 21,800 |
| RS-2016-3208 | G. Wayne Horner | Carroll | 5,100 |
| RS-2016-3209 | G. Wayne Horner | Carroll | 13,200 |
| RS-2016-3210 | David L. Brauning, Sr | Carroll | 9,800 |

1. <u>DEPARTMENT OF AGRICULTURE</u> (cont'd) Maryland Agricultural Cost-Share Program

Fund Source: MCCBL of 2015/Item 15185: *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," §§ 8-701 to 8-705, Agriculture 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.



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

2. <u>DEPARTMENT OF AGRICULTURE</u> Maryland Agricultural Cost-Share Program

Recommendation: That the Board of Public Works approves additional funding of seven individual grants under the Maryland Agricultural Cost-Share Program.

| Agreement # | Recipient | County | Amount |
|--------------|--------------------|--------------|----------|
| LS-2015-2416 | Roy L. Testerman | Harford | 1,203.70 |
| MP-2015-2280 | Matthew Hoff | Carroll | 2,276.44 |
| MP-2015-2281 | Matthew Hoff | Carroll | 879.09 |
| MP-2015-2282 | Matthew Hoff | Carroll | 3,040.77 |
| MP-2016-2550 | Snader Farms, LLC | Carroll | 1,445.82 |
| PA-2014-2414 | H. Dorsey Emmerich | Anne Arundel | 9,262.61 |
| RS-2016-2856 | Thomas E. Cole | Baltimore | 927.75 |

Amount: \$19,036

Fund Source: MCCBL of 2013/Item 13106: *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," §§ 8-701 to 8-705, Agriculture 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 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.



Contact: James Point Du Jour - 410-260-7717 James.pointdujour@maryland.gov

3. **BOARD OF PUBLIC WORKS** The Maryland Zoo in Baltimore Grant – Fiscal Year 2016

Recommendation: That the Board of Public Works authorize disbursement of the remaining FY 2016 grant funds to the Maryland Zoo in Baltimore.

\$250,000 Amount:

Prior Approval: Reference is made to Secretary's Agenda Item 3 (7/6/15) in which the Board of Public Works approved the FY 2016 grant agreement with the Zoo and authorized the disbursement of the initial \$4,565,209.

Authority: "Any payments due by the State for the Baltimore Zoo under a lease or sublease agreement shall be included in the annual budget for the Board of Public Works." State Finance and Procurement Article, Section 10-206, Annotated Code of Maryland.

Fund Source: Budget Bill, Chapter 310 (2015 Laws of Maryland) D05E01



Contact: Gabriel Gnall 410.260.7335 gabriel.gnall@maryland.gov

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

Recommendation: That the Board of Public Works approve the Procurement Agency Activity Reports submitted by:

General Services

Jan & Feb 2016

COMAR 21.02.01.05. Authority:



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

5. <u>BOARD OF PUBLIC WORKS</u> Wetlands Licenses Concurrence Cases

Recommendation: Approval is requested of the following applications for wetlands licenses for projects involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works Wetlands Administrator recommends that the Board grant the licenses 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.

ANNE ARUNDEL COUNTY

15-0884 *RINGGOLD COVE CONSERVANCY, INC.* – To improve navigation by maintenance dredging a channel; provide for 6-year dredging period. *Severna Park/Arnold, Severn River Special conditions: Time-of-year restriction; dredging requirements.*

CHARLES COUNTY

15-0795 *SWAN POINT WASTEWATER TREATMENT PLANT* – To control shore erosion by emplacing stone revetment, and filling, grading, and planting marsh vegetation in combination with coir fiber logs and containment sills.

Swan Point, Cuckold Creek Special conditions: Time-of-year restriction; marsh establishment and maintenance requirements.

DORCHESTER COUNTY

15-0932 U.S. FISH AND WILDLIFE SERVICE – BLACKWATER NWF – To enhance the marsh along the Blackwater River by hydraulically dredging, depositing the dredged material throughout the marsh, and planting marsh vegetation.

Cambridge, Blackwater River

Special conditions: Time-of-year and suspended solids restrictions; dredging, dredged material placement, marsh enhancement, and monitoring requirements.

5. <u>BOARD OF PUBLIC WORKS</u> (cont'd) Wetlands Licenses Concurrence Cases

SOMERSET COUNTY

15-0539 *CHARLOTTE STERLING SHARF* – To stabilize an eroding shoreline and improve navigation by removing a pier and boatlift; constructing a walkway over vegetated wetlands, a platform boatlift, and containment sills; grading shoreline and filling with sand and planting vegetation; and emplacing coir log, grading and filling with sand, and planting vegetation to create kayak launch.

Marion Station, Pocomoke River Special conditions: Structure and debris removal and disposal, lighting, vent construction, as-built coordinates for structures, contractor communication system, "Local Notice to Mariners" request, and marsh establishment requirements.

WICOMICO COUNTY

15-1097 *PEPCO HOLDINGS, INC.* – To conduct six soil borings to identify soil characteristics for replacement foundations and pole caissons.

Mardela Springs, Nanticoke River Special conditions: Composite matting, wetlands restoration, and boring fill requirements.

WORCESTER COUNTY

15-0736 *JAMES R. KYGER* – To control shore erosion and improve navigable access by mechanically maintenance dredging entrance channel and boathouse basin, transporting dredged material to approved disposal facility, and providing for six-year dredging period; replacing in-kind a boat house, access piers, platform/walkway, and deteriorating bulkhead; constructing kayak launch and sand containment sill by grading, filling with sand and planting marsh vegetation along the shoreline; and installing two boat lifts.

Bishopville, Grey's Creek Special conditions: Time-of-year restriction; dredging and marsh establishment conditions.

5. <u>BOARD OF PUBLIC WORKS</u> (cont'd) Wetlands Licenses Concurrence Cases

WORCESTER COUNTY (cont'd)

15-0995 *LOUISE HAMMOND* – To control shore erosion and improve navigable access by mechanically maintenance dredging an area and providing for six-year dredging period; replacing a deteriorated boat house and associated walkway; installing two personal water craft lifts and one boatlift; constructing a walkway, platform, and a sand containment sill, and grading and filling the shoreline with sand and planting marsh vegetation.

> Ocean City, Isle of Wight Bay Special conditions: Time-of-year restriction; dredging and marsh establishment conditions.



Contacts: Jean Peterson (301) 429-7667 jean.peterson@maryland.gov Allen Cartwright (301) 429-7629 allen.cartwright@maryland.gov

6. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Recommendation: That the Board of Public Works approve releasing the deeds of trust on two properties that received loans from the Department of Housing and Community Development's Down Payment and Settlement Expense Loan Program. The deed of trust is a second mortgage; the borrowers are selling their property requesting release of the deed of trust to facilitate a short sale to pay off the first mortgage owed to DHCD. The borrowers have requested a release of the deed of trust securing the second mortgage on the basis of a hardship (e.g., loss of income due to unemployment or illness). The borrowers will sign a promissory note in the amount of the outstanding principal of the second mortgage.

| Loan Authority: | Down Payment and Settlement Expense Loan Program Housing and Community Development, Article §§ 4-301-4-309, Annotated Code of Maryland |
|----------------------|--|
| Authority to Release | State Finance and Procurement Article, § 10-305, |
| Security Interest: | Annotated Code of Maryland |

Borrowers:

Miniya A. Maskal 40 Mainview Court, Randallstown, Maryland 21133 **Baltimore County** Original Loan and Current Balance: \$5,000

Terrel Reeves 4168 Log Teal Drive, Waldorf, Maryland 20603 Charles County Original Loan and Current Balance: \$10,000



Contact: Daryl Anthony (410) 260-8106 Daryl.Anthony@maryland.gov

7. <u>DEPARTMENT OF NATURAL RESOURCES</u> Rocky Gap Golf Course and Hotel/Meeting Center

Recommendation: That the Board of Public Works approve Evitts Resort LLC granting a leasehold deed of trust to Capital One, NA on the Department of Natural Resources property at Rocky Gap State Park.

Prior Approval: Reference is made to Secretary's Item 18 (June 20, 2012) in which the Board of Public Works approved, among other things: (1) Maryland Economic Development Corporation (MEDCO) assigning to Evitts Resort, LLC a ground lease through which DNR leased 260 acres in Rocky Gap State Park to MEDCO; and (2) DNR amending that assigned ground lease. This lease between DNR, as landlord, and Evitts, as tenant, allowed Evitts to assume ownership and operation of the existing hotel and golf resort and to develop a casino.

Remarks: The lease permits Evitts to grant a leasehold deed of trust to finance improvements and perform obligations under the lease. A leasehold deed of trust is a customary requirement in commercial lending that allows the lender to step into the tenant's role if the tenant defaults (this includes the obligation to continue to make lease payments to the landlord).

During the lease term, Evitts has borrowed and already repaid \$17 million to make improvements to the property.

Currently, Evitts' parent company by merger, Golden Entertainment, Inc., has obtained financing from Capital One and seeks to use Evitts' leasehold interest as collateral to secure that financing. Approximately \$10.7 million from the Capital One loan to Golden was used to pay off the balance of Evitts' original \$17 million loan. The Department of Natural Resources recommends the action.

| BOARD OF PUBLI | C WORKS | THIS ITEM W | VAS: | |
|-----------------------|------------|-------------|---------------|-----------|
| APPROVED | DISAPPROVE | D I | DEFERRED | WITHDRAWN |
| WITH DISC | USSION | WITHO | OUT DISCUSSIO | DN |

Contact: Catherine A. Kelly 410-576-6163 catherine.a.kelly26.nfg@mail.mil

8. **MILITARY DEPARTMENT** VCAF grant to Hancock Rescue Squad, Incorporated

Recommendation: The Adjutant General of Maryland recommends that the Board of Public Works authorize a grant up to the amount of \$118,300.00 from the Volunteer Company Assistance Fund.

Authority: Sections 8-203 – 8-204, Public Safety Article, Maryland Code.

Background: The Maryland State Firemen's Association has approved the request of the volunteer fire company and certifies that its recommendation complies with the requirements of the Volunteer Company Assistance Fund as set forth in the Public Safety Article. The Association and the volunteer companies have entered into agreements that the grant will be used as represented and that give the State appropriate and adequate security in the equipment or facilities purchased. The Military Department supports this recommendation and verifies that the funds are available in the Volunteer Company Assistance Fund for this grant.

| Requestor | Purpose | Reason | Amount | Project Cost |
|---|-----------|-------------|-----------|--------------|
| Hancock Rescue Squad, Inc. Washington County | Ambulance | Replacement | \$118,300 | \$169,000 |

| Appropriation Code: | D50H0106 | | |
|---------------------|----------|----------------|-----|
| PCA: | MISV3 | Interest Rate: | n/a |
| OBJ: | 1433 | Term: | n/a |
| FUND: | 3001 | | |



Contact: Catherine A. Kelly 410-576-6163 catherine.a.kelly26.nfg@mail.mil

9. **MILITARY DEPARTMENT** VCAF grant to Vienna Volunteer Fire Company, Incorporated

Recommendation: The Adjutant General of Maryland recommends that the Board of Public Works authorize a grant up to the amount of \$83,480.80 from the Volunteer Company Assistance Fund.

Authority: Sections 8-203 – 8-204, Public Safety Article, Maryland Code.

Background: The Maryland State Firemen's Association has approved the request of the volunteer fire company and certifies that its recommendation complies with the requirements of the Volunteer Company Assistance Fund as set forth in the Public Safety Article. The Association and the volunteer companies have entered into agreements that the grant will be used as represented and that give the State appropriate and adequate security in the equipment or facilities purchased. The Military Department supports this recommendation and verifies that the funds are available in the Volunteer Company Assistance Fund for this grant.

| Requestor | Purpose | Reason | Amount | Project Cost |
|---------------------------------------|-----------|-------------|-------------|--------------|
| Vienna VFC, Inc. Dorchester County | Ambulance | Replacement | \$83,480.80 | \$233,480 |

| Appropriation Code: | D50H0106 | | |
|---------------------|----------|----------------|-----|
| PCA: | MISV3 | Interest Rate: | n/a |
| OBJ: | 1433 | Term: | n/a |
| FUND: | 3001 | | |



Contact: Catherine A. Kelly 410-576-6163 catherine.a.kelly26.nfg@mail.mil

MILITARY DEPARTMENT 10. VCAF loan to Mt. Vernon Volunteer Fire Company, Incorporated

Recommendation: The Adjutant General of Maryland recommends that the Board of Public Works authorize a loan up to the amount of \$90,000.00 from the Volunteer Company Assistance Fund.

Authority: Sections 8-203 – 8-204, Public Safety Article, Maryland Code.

Background: The Maryland State Firemen's Association has approved the request of the volunteer fire company and certifies that its recommendation complies with the requirements of the Volunteer Company Assistance Fund as set forth in the Public Safety Article. The Association and the volunteer companies have entered into agreements that the loan will be used as represented and that give the State appropriate and adequate security in the equipment or facilities purchased. The Military Department supports this recommendation and verifies that the funds are available in the Volunteer Company Assistance Fund for this loan.

| Requestor | Purpose | Reason | Amount | Project Cost |
|--|--------------------|-------------|----------|--------------|
| Mt. Vernon VFC, Inc. Dorchester County | Light Rescue Truck | Replacement | \$90,000 | \$120,000 |

| Appropriation Code: | D50H0106 | | |
|---------------------|----------|----------------|-------------------------|
| PCA: | MISV3 | Interest Rate: | 1% |
| OBJ: | 1433 | Term: | 7 years/annual payments |
| FUND: | 3001 | | |



Contact: Catherine A. Kelly 410-576-6163 catherine.a.kelly26.nfg@mail.mil

11. **MILITARY DEPARTMENT** VCAF loan to Vienna Volunteer Fire Company, Incorporated

Recommendation: The Adjutant General of Maryland recommends that the Board of Public Works authorize a loan up to the amount of \$80,000.00 from the Volunteer Company Assistance Fund.

Authority: Sections 8-203 – 8-204, Public Safety Article, Maryland Code.

Background: The Maryland State Firemen's Association has approved the request of the volunteer fire company and certifies that its recommendation complies with the requirements of the Volunteer Company Assistance Fund as set forth in the Public Safety Article. The Association and the volunteer companies have entered into agreements that the loan will be used as represented and that give the State appropriate and adequate security in the equipment or facilities purchased. The Military Department supports this recommendation and verifies that the funds are available in the Volunteer Company Assistance Fund for this loan.

| Requestor | Purpose | Reason | Amount | Project Cost |
|---------------------------------------|-----------|-------------|----------|--------------|
| Vienna VFC, Inc. Dorchester County | Ambulance | Replacement | \$80,000 | \$233,480 |

| Appropriation Code: | D50H0106 | | |
|---------------------|----------|----------------|-------------------------|
| PCA: | MISV3 | Interest Rate: | 1% |
| OBJ: | 1433 | Term: | 7 years/Annual payments |
| FUND: | 3001 | | |



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

A1. <u>DEPARTMENT OF GENERAL SERVICES</u> Central Services Building Annapolis Public Buildings and Grounds

| Contract ID: | Emergency Cooling Tower Repairs ADPICS NO.: 001B6400400, Project No.: BA-681-161-003 | |
|----------------|---|--|
| Contract Type: | Maintenance | |

Description: Labor, materials, and equipment to repair three failed building cooling towers; includes one variable frequency drive, one 12" outlet valve, three sets of fan motors, shaft and bearing kits, installing new clean out valve, and pressure cleaning the towers and basins.

| Procurement Method: | | Emergency | |
|---------------------------------------|--|---|------------------|
| Date Emergency Declared: | | February 5, 2016 | |
| Bids: | Chesapeake System, LLC dba Mr. Good Tower Services LLC Hanover, MD | | \$42,877 |
| | Capital Boiler Baltimore, M | | \$65,908 |
| Award: | | Chesapeake System, LLC dba Mr. Good Tower Services Ll | |
| Award Date: | | February 12, 2016 | |
| Contract Amount: | | \$42,877 | |
| Term: | | 90 Calendar Days | |
| MBE Participation: | | 0% | |
| <i>Fund Source:</i> FY 16 Operating I | | FY 16 Operating Ma | intenance Budget |

A1. <u>DEPARTMENT OF GENERAL SERVICES</u> (cont'd) Central Services Building Annapolis Public Buildings and Grounds

Remarks:

Nature of Emergency: Three of four of the Central Services plant cooling towers failed and require significant repair and parts replacement. Three 50 hp motors, a variable frequency drive, three shaft and bearing sets, and the butterfly valve have all failed. The system provides air conditioning to the entire Annapolis Office Complex including the State House which requires specific humidity and temperature control.

Basis for Selection: Two firms were contacted and both submitted price proposals. The proposals were evaluated and the lowest price proposal was selected.

The estimate for performing all work associated with this emergency was \$43,000.

Tax Compliance No.: 16-0516-1110

Resident Business: Yes



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

A2. DEPARTMENT OF GENERAL SERVICES

Salisbury District Court/Multi-Service Center

| Contract ID: | Fire Pump Replacement |
|----------------|--|
| | ADPICS No.: 001B6400399, Project No.: BC-201-160-003 |
| Contract Type: | Maintenance |

Description: Replace fire pump and control system at W. Paul Martin District Court and Multi-Service Center

| Procurement Method: Date Emergency Declared: | Emergency January 19, 2016 | |
|---|--|----------|
| Bids: | Eastern Fire Protection Services Crofton, MD | \$41,600 |
| Award: Award Date: | Eastern Fire Protection Services February 9, 2016 | |
| Contract Amount: Term: | \$41,600 30 Calendar Days | |
| MBE Participation: Fund Source: | 0% H00 16 77051 1498 | |

Remarks:

Nature of Emergency: During routine maintenance, the fire pump and controls were determined to be non-operational. This meant the building was not protected from fire by the sprinkler system installed in the building.

Basis for Selection: DGS has a maintenance contract with Eastern Fire Protection Services, Inc. but the problem with the pump and controls was outside the scope of that contract. DGS asked the contractor – as well as another vendor – for a proposal to repair the fire pump and bring the system back to operations. The other vendor chose not to bid.

| Tax Compliance No.: | 16-0447-1111 | Resident Business: | Yes |
|--------------------------|--------------|---------------------------|-------------|
| BOARD OF PUBLIC W | ORKS ACTION: | THIS F | REPORT WAS: |
| C | ACCEPTED | REMANDED | |
| WITH D | ISCUSSION | WITHOUT DISCUS | SSION |

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

A3. <u>DEPARTMENT OF GENERAL SERVICES</u> Tawes Office Complex

Annapolis Public Buildings and Grounds

| Contract ID: | Emergency Repairs to the Hot Water Piping ADPICS No.: 001B6400401, Project No.: BA-689-163-003 |
|----------------|---|
| Contract Type: | Maintenance |

Description: Repairs to the leaking 14" transite hot water piping for five buildings in the Tawes Office Complex, Annapolis

| Procurement Method: | Emergency | |
|--------------------------|---|--|
| Date Emergency Declared: | February 9, 2016 | |
| Bids: | Ferguson Trenching Co. Inc. \$54.473 Odenton, MD | |
| Award: | Ferguson Trenching Co. Inc. | |
| Award Date: | February 9, 2016 | |
| Contact Amount: | \$54,473 | |
| Term: | 120 Calendar Days | |
| MBE Participation: | 0% | |
| Fund Source: | FY 16 Operating Maintenance Budget | |

Remarks:

Nature of Emergency: The 14" transite heat piping began leaking, causing a considerable drop in system pressure. To prevent complete closure of the five buildings in the Tawes Complex, Ferguson Trenching was called in to excavate the area of the leak and provide a temporary sealing system until a permanent repair could be accomplished. The Tawes Complex was closed for several days due to the leak.

A3. <u>DEPARTMENT OF GENERAL SERVICES</u> (cont'd) Tawes Office Complex

Remarks: (cont'd)

Basis for Selection: Since there was a communications and electrical duct bank above the leaking pipe it was critical to have an experienced and technically capable contractor perform this work. Ferguson Trenching was called and could provide the immediate manpower and specialized equipment to the site to excavate and seal the pipe leak. Keeping heat within the building was critical. There are very few firms that are technically capable of performing this type of work. No other firms contacted could respond immediately, and Ferguson Trenching was available to locate and repair the leaking pipe.

The rates were determined to be reasonable based on costs/rates within the means cost system and by the experience of the DGS project manager in reviewing labor, material and equipment costs over the past year for this type of work. The estimate for performing all work associated with this emergency was \$60,000.

Yes

| Tax Compliance No.: | 16-0514-1111 |
|---------------------|--------------|
| | |

Resident Business:



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

A4. <u>DEPARTMENT OF GENERAL SERVICES</u> 2100 Guilford Avenue Building

| Contract ID: | | Janitorial Services BPO Number: 001B6 | 5400481 | |
|--------------------------|---------------------------|--|-----------------------------|--|
| Contract Type: | | Maintenance | | |
| Description: | | Janitorial Services for DGS State Office Building #3 2100 Guilford Avenue, Baltimore City | | |
| Procurement Method: | | Emergency | Emergency | |
| Date Emergency Declared: | | March 30, 2016 | | |
| Bids: | CMS, Miller | LLC rsville, MD | \$31,254.00 | |
| | | way Services, Inc. nore, MD | \$33,624.00 | |
| | | Keepers, LLC gton, VA | \$44,300.75 | |
| | | corp, Inc. ninster, MD | \$49,806.00 | |
| Award: | | CMS, LLC | | |
| Award Date: | | March 31, 2016 | | |
| Contract Amount: | | \$31,254.00 | | |
| Term: | <i>n:</i> April 1, 2016 – | | ember 30, 2016 (six months) | |
| MBE Participation: | | 0% | | |
| Fund Source: | | DGS Operating Fund H00 16, 17, 33351 08 | | |

A4. <u>DEPARTMENT OF GENERAL SERVICES</u> (cont'd) 2100 Guilford Avenue Building

Remarks:

Nature of Emergency: DGS's five-year contract to provide janitorial services at 2100 Guilford Avenue expired March 31, 2016. [Contract No. 001B1400446]

Preparing for a new contract, DGS received a waiver from Maryland Works, updated specifications, and prepared to issue a competitive sealed bid. However, after reviewing the timeline for award, DGS concluded that a five-month extension of the existing contract was necessary to have time to solicit and award a new contract. Unfortunately, the contractor, after initially agreeing to a five-month extension, found itself unable to continue to provide services at the contract price. Additionally, the incumbent vendor was not in compliance with the MBE goal with Blind Industries and Services of Maryland. The Procurement Officer learned of these issues on March 28-30, 2016.

As a result, DGS is proceeding with an emergency procurement. The agency requires one parttime janitor to provide day porter services. In addition, the agency requires the presence of an onsite supervisor and additional janitorial staff to provide services after hours. The building is accessible by the public. This emergency contract is needed to avoid a lapse in service.

Basis for Selection: CMS, LLC, an MBE, provided the most favorable bid price of the four quotes. CMS confirmed its price and acceptance of the work. CMS has provided client references which are consistent with the scope of work. CMS has successfully held State contracts in the past.

Tax Compliance No.: 16-0179-1110

Resident Business: Yes



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

A5. <u>DEPARTMENT OF GENERAL SERVICES</u> 301 W. Preston Street Building Baltimore Public Buildings and Grounds

| Contract ID: | Flood Remediation ADPICS No.: 001B6400505; Project No.: BB-523-163-003 |
|--------------------------|---|
| Contract Type: | Maintenance |
| Description: | Flood mitigation services at 301 W. Preston Street, Baltimore |
| Procurement Method: | Emergency |
| Date Emergency Declared: | February 24, 2016 |
| Bids: | Popowski Brothers Inc. t/a PBI Restoration \$36,759 |
| Award: | Popowski Brothers Inc. t/a PBI Restoration |
| Award Date: | February 24, 2016 |
| Contract Amount: | \$36,759 |
| Term: | 10 calendar days |
| MBE Participation: | 0% |
| Fund Source: | H00.16.77051.01.1498 |

Remarks:

A storm with strong winds and substantial rainfall swept through downtown Baltimore in February. Storm drains along Eutaw Street were overcome and rain flowed over the curb and down the slope alongside the State Office Building. The rain filled the cafeteria patio area and found its way into an air intake vent situated there. The storm left approximately three inches of water, mud and contaminants in the basement of the building destroying carpet, drywall, popping up floor tile and damaging equipment in most every area. This condition presented an immediate danger to occupants due to the potential electrical hazards, as well as exposure to contaminants and asbestos containing materials.

A5. <u>DEPARTMENT OF GENERAL SERVICES</u> (cont'd) 301 W. Preston Street Building Baltimore Public Buildings and Grounds

Remarks: (cont'd)

Basis for Selection: Two contractors, PBI Restorations and SI Restoration, were solicited to respond and provide the services. PBI responded immediately with all the equipment and manpower necessary. SI showed up at a later time after PBI had begun removing the water and mud. SI then withdrew their people since they did not want to interfere with the ongoing work. PBI has the experience and expertise to complete mitigation of hazardous materials and flood issues and provided a reasonable cost to complete the work. Only the immediate flood remediation was completed. The repairs will be completed under a regular procurement.

Reason for Late Report: Delayed paperwork submittal and administrative errors kept the project from being reported in a timely manner.

Tax Compliance No.:16-0910-1111Resident Business:Yes



Contact: Donna DiCerbo 410.537.7814 X77814 ddicerbo@mdta.state.md.us

A6. <u>DEPARTMENT OF TRANSPORTATION</u>

Maryland Transportation Authority

Contract ID: MT 3058

Contract Type: Maintenance

Description: Emergency closure of I-95 Express Toll Lanes and snow removal assistance associated with winter storm Jonas.

| Procurement Method: | Emergency |
|--------------------------|---|
| Date Emergency Declared: | January 22, 2016 |
| Bids Amount: | \$208,514.97 |
| Award: | Allan Myers MD, Inc., Fallston, MD |
| Award Date: | January 22, 2016 |
| Term: | 1/22/16-1/27/16 |
| MBE Participation: | 16.8% |
| Fund Source: | 100% Special Funds Budgeted to MDTA Appropriation Code: J00.J00.41 |

Remarks:

Nature of Emergency: When Governor Hogan declared an emergency due to winter storm Jonas, MdTA closed the I-95 Electronic Toll Lanes, which required close monitoring and traffic maintenance. The closure required outside resources to be used and MdTA expanded the task to include snow removal.

A6. <u>DEPARTMENT OF TRANSPORTATION</u> (cont'd) Maryland Transportation Authority

Remarks: (cont'd)

Basis for Selection: Because Allan Myers was on-site with manpower and immediate access to equipment that was located at the mid-point of the express toll lane, MdTA requested pricing and awarded the contract to Allan Myers, as its rates were determined to be fair and reasonable based on current and prior contracting experience. Based on MdTA's past experience and knowledge of the difficulties of obtaining already limited resources during such a significant event, and getting manpower and equipment to the site, MdTA decided to contract with Allan Myers. Allan Myers was fully mobilized and in proximity as they were already working on another MDTA project nearby at the time. Without the immediate closure of these lanes, the resources would have been hard-pressed to maintain passable conditions in the general purpose lanes, which would have posed a health or safety threat to the traveling public.

Reason for Late Report: MdTA's Procurement Division did not receive notice of this emergency action until March 29, 2016. Only after clean-up operations were completed and receipt of an invoice was it discovered that no contract was in place to pay for these emergency maintenance services. The Procurement Division posted notice of the award on *eMarylandMarketplace* on 4/12/16.

Tax Compliance No.: 16-1167-1000

Resident Business: Yes



Contact: Katherine Z. Dixon, 410-585-3035 Katherine.Dixon@Maryland.gov

A7. <u>DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES</u> Baltimore City Detention Center Jail Industries Building

Contract ID: Jail Industries Building Emergency Building Security Mesh Upgrade Project No.: KT-000-160-C28, ADPICS No. Q00P6405802

Contract Type: Maintenance

Description: Upgrade metal mesh panels in dormitories.

Procurement Method: Emergency

| Bidder | Bid |
|------------------------------|-----------|
| Reedbird Steel, LLC, Harmons | \$218,087 |
| Autofab Race Car, Elkridge | \$227,630 |

| Emergency Declared: | February 25, 2016 |
|---------------------|----------------------------------|
| Award: | Reedbird Steel, LLC |
| Award Date: | March 30, 2016 |
| Amount: | \$218,087 (not to exceed) |
| Fund Source: | DPSCS FY16, PCA V5410, AOBJ 1442 |
| Term: | 30 Days |
| MBE Participation: | 100% |

Remarks:

Nature of Emergency: Inmates in the Jail Industries Building dormitories damaged mesh panels. The inadequate metal security mesh led to an attempted escape. The metal security mesh had to be upgraded immediately to protect the health and safety of detainees, officers, and the public.

Basis for Selection: Low Bid: Reedbird Steel, LLC, a certified MBE, provided the low bid and was available to meet the needs of the emergency.

| Tax Compliance: 16-1105-0 | 0110 Reside | ent Business: | Yes |
|---------------------------|--------------------|---------------|-----|
| | | | |

| BOARD OF PUBLIC WORKS ACTION: | THIS REPORT WAS: |
|-------------------------------|--------------------|
| ACCEPTED | REMANDED |
| WITH DISCUSSION | WITHOUT DISCUSSION |

Contact: Katherine Z. Dixon, 410-585-3035 Katherine.Dixon@Maryland.gov

A8. <u>DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES</u> Baltimore City Detention Center Annex

| Contract ID: | BCDC Annex Building Shower Renovations Project No.: KT-000-160-C22, ADPICS No. Q00P6404966 |
|----------------|--|
| Contract Type: | Maintenance |
| Description: | Repair condition of dormitory shower floors to stop leaks and meet sanitation and health requirements. |

Procurement Method:

Emergency

| Bidder | Bid |
|---|----------|
| Innovative Concrete & Coating, LLC, Timonium | \$44,445 |
| Concrete Technology Artistic, LLC, Gaithersburg | \$51,750 |

| Emergency Declared: | February 11, 2016 |
|---------------------|--------------------------------------|
| Award: | Innovative Concrete and Coating, LLC |
| Award Date: | February 12, 2016 |
| Amount: | \$44,445 (not to exceed) |
| Fund Source: | DPSCS FY16, PCA V5410, AOBJ 8120 |
| Term: | 30 Days |
| MBE Participation: | 0% |

Remarks:

Nature of Emergency: The dorm shower floors are a source of constant gray water leaks to the space below due to a failed coating and cracks in the concrete. This does not meet sanitation and health requirements.

Basis for Selection: Low Bid: Innovative Concrete and Coating, LLC was selected due to their low bid of hourly rates and their availability to meet the needs of the emergency.

Reason for Late Report: DPSCS was unsure of the requirement to submit its completed emergency report to the Board of Public Works in the required 45 days from contract award date.



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

1A. **COMMUNITY PARKS AND PLAYGROUNDS PROGRAM** Carroll County

Recommendation: Approval to commit \$275,000 for the following development project.

Westminster City Park Playground - \$275,000 City of Westminster, Carroll County CPP #6526-6-353 MD20160329-0206

Background: Replace outdated playground equipment at Westminster City Park with equipment and safety surfacing consistent with National Playground Safety Standards and the Americans with Disabilities Act.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012 **Community Parks and Playgrounds** Source Code: 12055 Item 055 \$274,998.75

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015 **Community Parks and Playgrounds** Source Code: 15160 Item 160 \$1.25



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

2A. <u>PROGRAM OPEN SPACE LOCAL SHARE</u> Montgomery County

Recommendation: Approval to commit \$520,000 for the following development project.

Josiah Henson Historic Park - \$520,000 Montgomery County POS #6523-15-684 MD20160329-0205

Background: Develop historic site into 2.1 acre park that depicts the story of slavery. The focus will be on Josiah Henson, a former slave who escaped to freedom and whose autobiographical life story inspired Harriet Beecher Stowe to write Uncle Tom's Cabin. The project includes converting the historic house into a public museum, constructing a visitor orientation center, creating paths throughout the grounds, and installing exhibits and interpretive signage both inside the museum and outside throughout the park.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015 Program Open Space – Local, FY 2016 Allocation Source Code: 15162 Item 162 \$520,000



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

3A. <u>RURAL LEGACY PROGRAM FUNDS</u> Baltimore County

Recommendation: Approval to grant \$232,392 to The Manor Conservancy, Inc. from Rural Legacy Funds to acquire a 52.17 acre conservation easement.

Manor Rural Legacy Area Billmire Property

| Prior Approvals: | Manor Rural Legacy Area grant for | easement acquisitions: |
|------------------|-----------------------------------|------------------------|
| | DNR-RP Item 9A (09/03/2014) | \$698,500.00 FY2015 |

Project Description: Acquisition of this easement will protect valuable agricultural lands, and provides 2,475 linear feet of stream buffers along Parker Branch and unnamed tributaries. The easement will be held by the Department of Natural Resources and The Manor Conservancy, Inc.

| Easement Value: | \$220,000 (\$4,217 per acre) | | |
|-----------------|------------------------------|---------|--|
| Other Costs: | \$ 12,392 | | |
| | Administrative: | \$6,600 | |
| | Incidental: | \$2,492 | |
| | Compliance: | \$3,300 | |
| | | | |

Amount Requested: \$232,392

Fund Source:

Outdoor Recreation Land Loan – 2015, Chapter 462, Acts of 2014 Rural Legacy Program Source Code: A0510 Item: 010 Amount: \$12,392.00

Maryland Consolidated Capital Bond Loan – 2014, Chapter 463, Acts of 2014 Rural Legacy Program – Prior Year Replacement Funds Source Code: 14091 Item: 091 Amount: \$220,000.00

| BOARD OF PUBLIC WORKS THIS | ITEM WAS: | |
|----------------------------|-----------|--------------|
| APPROVED DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISCUSSION | WITHOU | T DISCUSSION |

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

4A. <u>PROGRAM OPEN SPACE STATE SHARE</u> Rebecca Bossalina, \$94,000 Frederick County, POS #4631

Recommendation: That the Board of Public Works approve the acquisition in fee simple of 12.5 +/- acres in Frederick County.

Description: This entirely forested property is contiguous to South Mountain State Park and will be managed by the Maryland Park Service. Acquisition of the property will provide a buffer for the Appalachian Trail and improved boundary management. The property, located in a Targeted Ecological Area, scored 86 under the Program Open Space Targeting System.

| Grantor: | Rebecca Bossalina |
|-------------|--|
| Grantee: | The State of Maryland to the use of the Department of Natural Resources |
| Property: | 12.5 +/- acres, unimproved |
| Price: | \$94,000 |
| Appraisals: | \$94,000 (1/5/16) – Donald N. Briggs \$81,000 (1/7/16) – Joyce A. Sheets All appraisals reviewed by Dave Wallenberg, Chief Review Appraiser |

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: \$94,000.00

| BOARD OF PUBLIC V | WOI | RKS THIS | ITEM WAS: | |
|--------------------------|------|--------------|-----------|---------------------|
| APPROVED | > | DISAPPROVED | DEFERRED | WITHDRAWN |
| W | /ITH | I DISCUSSION | WITHOU | T DISCUSSION |

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

5A. <u>PROGRAM OPEN SPACE STATE SHARE</u>

Estate of Joseph C. Kenney, \$24,500 Allegany County, POS #4936

Recommendation: That the Board of Public Works approve the acquisition in fee simple of 17 +/- acres located in Allegany County.

Description: This entirely forested property is contiguous to Green Ridge State Forest and will be managed by the Maryland Forest Service. Acquisition of the property will provide a buffer for Forest Interior Dwelling Species and protect the view-shed from the nearby visitor center overlook. The property, located in a Targeted Ecological Area, scored 132 under the Program Open Space Targeting System.

| Grantor: | Evalee G. Stangle, Personal Representative of the Estate of Joseph C. Kenney |
|-------------|--|
| Grantee: | The State of Maryland to the use of the Department of Natural Resources |
| Property: | 17 +/- acres, unimproved |
| Price: | \$24,500 |
| Appraisals: | \$29,000 (12/21/15) – Donald N. Briggs \$20,000 (1/8/16) – Michael P. Goodfellow All appraisals reviewed by Dave Wallenberg, Chief Review Appraiser |

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: \$24,500.00



Contact: Robert Feldt (410)-260-8529 rob.feldt@maryland.gov

6A. <u>TIMBER SALE</u> Garrett County

Project: Savage River State Forest, 35 acres Compartment #5, SR-05-16

Recommendation: That the Board of Public Works approve this timber sale from a 35-acre regeneration harvest. Many legacy trees will be left for a seed source for the future forest stand, and as a wildlife food source. Sale includes 227,196 board feet of sawtimber and 264 cords.

No bond money was used in the purchase of this property.

Authority: Natural Resources Article § 5-102 and § 5-214, Annotated Code of Maryland.

Sales Method: Competitive Sealed Bid (One-step method). See BPW Advisory 2005-2

Bids:

| Red Rock Enterprises | MD | \$ 74,368 |
|---------------------------|----|------------|
| Glotfelty Lumber Co. | MD | \$ 72,700 |
| Allegheny Wood Products | WV | \$ 66,400 |
| Northwest Hardwoods, Inc. | MD | \$ 55,215 |
| Wood Products, Inc. | MD | \$ 44,8120 |

Award: Red Rock Enterprises

Amount: \$74,368

Estimated Value: \$56,932



Contact: Robert Feldt (410)-260-8529 rob.feldt@maryland.gov

7A. <u>TIMBER SALE</u> Charles County

Project: Doncaster State Forest, 78 acres Compartment #3, DO-01-16

Recommendation: That the Board of Public Works approve this timber sale. Stand #3 of Doncaster Demonstration Forest is composed of mixed hardwoods and pine, and will receive a single-tree/group selection harvest. This will create a forest stand demonstrating these silvicultural systems, and resultant forest conditions, for years to come.

This sale received one bid. DNR had directly notified five potential buyers in the area and publicly posted the announcement at the Charles County Courthouse. DNR found the single bid to be reasonable. This sale includes 304,380 board feet of sawtimber.

No bond money was used in the purchase of this property.

| <i>Authority</i> : Natural Resources Article § 5-102 and § 5-214, Annotated Code of Maryland | | | |
|--|---|-------------------------|--|
| Sales Method: | Competitive Sealed Bid (One-step method). S | See BPW Advisory 2005-2 | |
| Bids: | Beethoven Hardwoods, LLC, Maryland | \$59,500 | |
| Award: | Beethoven Hardwoods, LLC | | |
| Amount: | \$59,500 | | |
| Estimated Value: | \$55,008 | | |


Contact: Gabrielle M. Allen 410-767-1069 gabrielle.allen@maryland.gov

1-S. <u>MARYLAND DEPARTMENT OF AGING (MDOA)</u> Congregate Housing Services Program (CHSP) Services Contract

Contract ID: 17-030, 17-040, 17-050; ADPICS (See page 3B)

Contract Description: Three contracts to subsidize congregate housing services for low-income and very low-income seniors, consisting of daily meals, housekeeping/laundry, personal assistance, and service management to 120 eligible residents living in nine various senior housing facilities in Maryland that are certified by the Department to provide such services. These services are for seniors, who as a result of chronic health conditions or age-related disabilities depend on others for help with their daily activities of living.

| Awards: | See page 3B |
|-----------------------|--|
| Term: | 7/1/2016 - 6/30/2017 |
| Amount: | \$563,790 Grand Total (1 Year) (See page 3B) |
| Procurement Method: | Sole Source (Continuity of Care) |
| MBE Participation: | See page 3B |
| Performance Security: | None |
| Incumbents: | Same |

Requesting Agency Remarks: MDOA's Congregate Housing Services Program (CHSP) promotes independent living in senior housing by certifying providers who offer a package of services consisting of meals, housekeeping, personal assistance, and service management to residents who are 62 years of age and older and who require temporary or periodic assistance with daily living activities.

CHSP also provides a State subsidy for low-income seniors who lack sufficient resources to pay for the full cost of the package of services. The subsidy amount depends upon the actual income of each client in the congregate housing program. Under a sliding scale arrangement, clients pay a specified portion of their monthly income directly to the congregate housing service provider. The Department then pays the provider the agreed upon subsidy amount. These contracts establish and control that relationship. The providers are generally housing authorities, management companies, and non-profit organizations.

1-S. MARYLAND DEPARTMENT OF AGING (MDOA) (cont'd)

There are two CHSP service models: Standard CHSP (SCHSP) and Individualized CHSP (ICHSP). SCHSP is a fixed package of services that are provided to all eligible residents. ICHSP services are offered on a more ala carte basis.

Sole Source procurement was deemed appropriate for these services under COMAR 21.14.01.06C(1)(a) in order to provide continuity of care. The continued availability of services must be ensured for recipients who, without these services, are at risk of having to relocate to a nursing home or other health-related institution in order to receive needed services. MDOA does not control access to the apartment buildings and their congregate dining facilities and cannot force a building owner to accept just any contractor selected by the MDOA.

Because these contracts are for State subsidies, there are very limited subcontracting opportunities. The Catholic Charities SCHSP and ICHSP contracts are 0.4% and 1.0% respectively, while the B'nai B'rith contract is 4.0%.

| Fund Source: | 100% General |
|----------------------|--------------|
| Appropriation Code: | D26A07.03 |
| Resident Businesses: | Yes for all |
| MD Tax Clearances: | See page 3B |



1-S. <u>MARYLAND DEPARTMENT OF AGING (MDOA)</u> (cont'd)

Awards: (cont'd)

| Vendor Name | | |
|--|----------------------|-----------------------|
| ADPICS No. | | |
| Contract ID No. | | |
| MBE Participation | Number of Subsidized | |
| MD Tax Clearance | Residents | Award/Contract Amount |
| Associated Catholic Charities, Inc. | | |
| Baltimore, MD | | |
| Standard - CHSP | | |
| (DePaul House, St. Joachim, & | | |
| St. Luke's Place) | 31 | \$120,250 |
| | 51 | \$120,350 |
| Contract ID: MDOA 17-030 | | |
| ADPICS # D26B7400001 | | |
| MBE Participation: 0.4% | | |
| MD TAX Clearance: 16-1197-1110 | | |
| Associated Catholic Charities, Inc. | | |
| Baltimore, MD | | |
| Individualized - CHSP | | |
| (Arundel Woods, Basilica Place, | | |
| Friendship Station, Friendship | | |
| Village, Trinity House & Village | 56 | \$242,940 |
| Crossroads) | | |
| Contract ID: MDOA 17.040 | | |
| Contract ID: MDOA 17-040 | | |
| ADPICS # D26B7400002 MBE Participation: 1 00% | | |
| MBE Participation: 1.00% MD TAX Clearance: 16-1197-1110 | | |
| National Capital B'nai | | |
| B'rith Assisted Housing | | |
| Silver Spring, MD | | |
| (Homecrest House III – The Edwards | | |
| Building) | _ | |
| 2 41141115/ | 33 | \$200,500 |
| Contract ID: MDOA 17-050 | | |
| ADPICS # D26B7400003 | | |
| MBE Participation: 4.00% | | |
| MD TAX Clearance: 16-1198-0000 | | |
| TOTAL | 120 | \$563,790 |

Contact: Nita Settina 410-260-8157 nita.settina@maryland.gov

2-S. <u>DEPARTMENT OF NATURAL RESOURCES</u> Maryland Park Service/Maryland Conservation Jobs Corps Program Services Contract

Contract ID: Maryland Conservation Jobs Corps (CJC) 2016 Vehicle Contract; ADPICS # K00B6400129

Contract Description: Contract for the rental of 66 passenger vans and 34 mini vans to provide reliable, safe transportation of youth participants to various Maryland State Parks.

| Award: | All Car Leasing, Inc. dba Next Car Laurel, MD |
|-----------------------|--|
| Term: | 6/21/2016 - 8/9/2016 |
| Amount: | \$282,158 (48 Days) |
| Procurement Method: | Competitive Sealed Bidding |
| Bids: | Only One Responsive Bid Received |
| MBE Participation: | None (Single Element of Work) |
| Performance Security: | None |
| Incumbent: | Same |

Requesting Agency Remarks: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to 12 prospective vendors, 9 of which are Maryland firms.

Two bids were received in response to this IFB; however, one bid was deemed to be not responsive. The recommended contractor, All Car Leasing, Inc. dba Next Car, is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation.

Eight vendors who received the original RFP packet were contacted via email requesting they complete documentation asking why they chose not to submit a Bid. Responses included: (1) "the scope of work is beyond our present capacity", (2) "will not be bidding on this business, and (3) "did not have the types of vehicles required for the contract."

2-S. <u>DEPARTMENT OF NATURAL RESOURCES</u> (cont'd)

The CJC program is an initiative to use conservation service to create meaningful experiences as part of a youth development and job skills program for at-risk youth. The CJC members are provided with skills training, empowerment, and employment opportunities while they help to support the restoration of natural and recreational resources in Maryland State Parks and around the Chesapeake Bay. The CJC program gives approximately 360 youth from Baltimore City, Harford, Prince George's, Montgomery and Worcester Counties the opportunity to work in Maryland State Parks and Worcester County the opportunity to work in Maryland State Parks on various conservation related projects. Approximately 1,900 youth have participated in the Maryland Conservation Jobs Corps program since its inception in 2008.

The purpose of this contract is to have the 60 full-size passenger vans and 30 mini vans available to transport the youth within various State parks to the specific project site where each crew will work. The vans are driven by the project leaders and will also be used to transport supplies before and after the six week program for the youth. All vehicles will be operated by Department employees, classified, and/or contractual employees (camp counselors or group leaders) with a valid driving license (per guidelines set-forth by the State of Maryland), who are responsible adults 21 or older.

The *Award Amount* is based upon the total 48 days of the contract; however, actual usage may only be Monday through Friday. Therefore, the contractor will only be paid for the actual number of days the vans are used, which is approximately 35 days.

| Fund Source: | 100% General |
|---------------------|--------------|
| Appropriation Code: | K00A0401 |
| Resident Business: | Yes |
| MD Tax Clearance: | 16-0155-1111 |



Contact: Nita Settina 410-260-8157 nita.settina@maryland.gov

3-S. <u>DEPARTMENT OF NATURAL RESOURCES</u> Maryland Park Service/Maryland Conservation Jobs Corps Program Services Contract

Contract ID: Maryland Conservation Jobs Corps 2016 Bus Contract; ADPICS # K00B6400130

Contract Description: Vehicle Leasing Contract for eight standard size rental school buses and drivers to provide safe, reliable transportation for the youth participants of the Maryland Conservation Jobs Corps (CJC), a program of the Department of Natural Resources, Maryland Park Service, to and from Baltimore City to either Patapsco Valley State Park or Gunpowder Falls State Park where they will complete conservation projects.

| Award: | MBG Enterprises, Inc. Pasadena, MD |
|---------------------|---------------------------------------|
| Term: | 6/27/2016 - 8/5/2016 |
| Amount: | \$73,080 (39 Days) |
| Procurement Method: | Competitive Sealed Bidding |

Bids:

| Bidders | Buses & Drivers | Extended Bid Price* |
|----------------------------|-----------------|---------------------|
| MBG Enterprises, Inc. | \$315 | \$73,080 |
| Pasadena, MD | \$515 | \$75,080 |
| Woodlawn Motor Coach | \$215 | \$72.080 |
| Catonsville, MD | \$315 | \$73,080 |
| Lonergan's Charter Service | \$210 | \$72.764 |
| Millersville, MD | \$318 | \$73,764 |
| Chesapeake Charter, Inc. | \$202 | \$01.060 |
| Annapolis, MD | \$393 | \$91,060 |

Note: * *The Extended Bid Price is calculated by multiplying the per day, per bus prices times 8 buses, times the 29 days for which transportation is required.*

| MBE Participation: | None (Single Element of Work) |
|---------------------------|-------------------------------|
| Performance Security: | None |

```
Incumbent: Same
```

3-S. DEPARTMENT OF NATURAL RESOURCES (cont'd)

Requesting Agency Remarks: A notice of the availability of the Invitation for Bids (IFB) was advertised on eMaryland Marketplace. Copies of the solicitation notice were sent directly to 26 prospective vendors, all of which are Maryland firms.

Four bids were received in response to the IFB. The two lowest bids were a tie. Therefore, in accordance with COMAR 21.05.02.14(4) Tie Bids, the contract award is recommended to MBG Enterprises, Inc. as having the lowest responsive bid from a responsible bidder.

The Maryland Conservation Jobs Corps (CJC) program is an initiative to use conservation service to create meaningful experiences as part of a youth development and job skills program for disadvantaged youth. CJC members are provided with skills training, empowerment, and employment opportunities while they help to support the restoration of natural and recreational resources in Maryland State Parks and around the Chesapeake Bay.

The purpose of this contract is to have the eight school buses and drivers available to transport the youth from Baltimore City to either Gunpowder Falls State Park or Patapsco Valley State Park and return to Baltimore City at completion of their work day. It is projected that up to 28 youth, plus one adult supervisor must be transported on each bus, each day of the program.

The Award Amount is based upon the total 39 days of the contract; however, actual usage may only be Monday through Friday. Therefore, the contractor will only be paid for the actual number of days the buses are used, which is approximately 29 days.

| Fund Source: | 100% General |
|---------------------|--------------|
| Appropriation Code: | K00A0401 |
| Resident Business: | Yes |
| MD Tax Clearance: | 16-0156-0111 |



Contact: Greg Gabell 410-970-7058 greg.gabell@maryland.gov

4-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE Springfield Hospital Center Services Contract

Contract ID: Psychiatrist Services for the Springfield Hospital Center; OPASS 16-15921; ADPICS # M00B7400008

Contract Description: Provide psychiatry services for the patients and residents at Springfield Hospital Center to help fill in a gap due to vacancies.

| Awards: | Jackson & Coker Locum Tenens, LLC Alpharetta, GA |
|---------------------|---|
| | Hope Health Systems, Inc. Windsor Mill, MD |
| Term: | 9/1/2016 - 8/31/2019 |
| Amount: | \$1,404,000 NTE (3 Years) |
| Procurement Method: | Competitive Sealed Bidding |

Bids:

| Bidders | Bids |
|---|-------------|
| Jackson & Coker Locum Tenens, LLC Alpharetta, GA | \$1,310,139 |
| Hope Health Systems, Inc. Windsor Mill, MD | \$1,456,536 |

| MBE Participation: | None (Single Element of Work) |
|---------------------------|---|
| Performance Security: | N/A |
| Incumbent: | Jackson & Coker Locum Tenens, LLC Alpharetta, GA |
| | Dartmouth Global Services, Inc. Locust Grove, VA |

4-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)

Requesting Agency Remarks: A notice of the availability of the Invitation for Bids (IFB) was advertised on eMaryland Marketplace (eMM). Copies of the solicitation notice were sent directly to four prospective vendors, none of which are Maryland firms, and included no MBEs.

Two bids were received in response to the IFB. Both were deemed to be responsive, and the bidders were determined to be responsible. Moreover, the prices have been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. As per the terms in the IFB, up to six awards could be made for these services; therefore, both bidders are being recommended for contract awards.

Psychiatric services are often required for the patients at Springfield Hospital Center (SHC). In the past this service was provided by salaried staff at SHC. However, SHC has difficulty in filling the State position at the salary allowed. It has been necessary to utilize outside contractors to obtain safe and effective psychiatric services to individuals who have serious mental illness and to individuals referred by legal authority at SHC.

The contractors are required to provide one Psychiatrist to work at SHC. The lowest priced contractor has 30 days to fill the position; if not, the second contractor will fill the position. The contractors may have to provide multiple Psychiatrists for the one position during the contract term.

The contracted Psychiatrist will function as the treatment team leader in coordinating clinical services to assigned patients and advise appropriate treatment techniques needed for individual cases other health care support staff. Other functions to be performed by the Psychiatrist include:

- Providing full psychiatric services to assigned patients as directed by the Clinical Director;
- Providing medication management;
- Providing individual, family and group therapy;
- Ordering necessary lab tests and reviewing the results, assessing and modify • patient treatment accordingly;
- Screening for medical complaints and medical emergencies and making necessary referrals to the hospital's primary care physicians, contracted specialty or outside hospital services;
- Reviewing patient records and completing medical record documentation on • patients in a timely manner to ensure documentation adequacy and compliance with hospital procedures;
- Attending medical staff meetings and other meetings and participating in diagnostic and treatment discussions, lectures, seminars, and case presentations;
- Attending Clinical Forensic Review Board meetings in reviewing patient treatments.

4-S. <u>DEPARTMENT OF HEALTH AND MENTAL HYGIENE</u> (cont'd)

| Fund Source: | 100% General |
|----------------------|--|
| Appropriation Code: | M00L0801 |
| Resident Businesses: | No for Jackson & Coker Locum Tenens, LLC Yes for Hope Health System, Inc. |
| MD Tax Clearances: | 16-0826-0000 (Jackson & Coker Locum Tenens, LLC) 16-0828-0011 (Hope Health Systems, Inc.) |



Contact: Sharon Mattia 240-577-7002 smattia@charhall.org

5-S-MOD. <u>DEPARTMENT OF VETERANS AFFAIRS (MDVA)</u> Charlotte Hall Veterans Home Services Contract Modification

Contract ID: Veterans Home Management Contract; ADPICS # D55B0400002/COG70227

Contract Approved:

DBM Item 10-S (9/22/2010)

Contractor: HMR of Maryland, LLC Charlotte Hall, MD

Contract Description: Contract for the operation and management of the Charlotte Hall Veterans Home. Services will be provided in 12 functional areas: (1) administration; (2) nursing; (3) social services; (4) dietary; (5) facilities maintenance and plant operations; (6) housekeeping; (7) laundry; (8) physical therapy/rehabilitation; (9) activities/recreation; (10) admissions and marketing; (11) medical records; and (12) security.

Modification Description: Extend the contract term by six months with one three-month renewal option in order to complete the procurement for a new contract award.

| Original Contract Term: | 10/1/2010 - 6/30/2014 (w/1 two-year renewal option) |
|---------------------------|--|
| Modification Term: | 6/30/2016 – 12/31/2016 (w/1 three-month renewal option) |
| Original Contract Amount: | \$120,000,000 Est. (3 Years, 9 Months) |
| Modification Amount: | \$17,500,000 (6 Months, Extension) <u>\$ 8,750,000</u> (3 Months, Renewal Option) \$26,250,000 Est. Total (9 Months) |

Prior Modifications/Options: \$72,000,000 [(2,000,000: Mod #1: Modification to add an Electronic Medical Records system, Information Technology services, and In-House Pharmacy services); and \$70,000,000: Exercise the single two-year renewal option: 9/1/2013 – 6/30/2016: DBM Item 13-S-MOD (8/21/2013)]

| Revised Total Contract Amount: | \$218,250,000 |
|---------------------------------------|---------------|
| Percent +/- (This Modification): | +14.6% |
| Overall Percent +/-: | +16.3% |

5-S-MOD. DEPARTMENT OF VETERANS AFFAIRS (MDVA) (cont'd)

Original Procurement Method: Competitive Sealed Proposals

MBE Participation: 21.1%

MBE Compliance: 45%

Requesting Agency Remarks: Request for approval of a modification to extend the contract term by six months with one three-month renewal option in order to complete the new procurement and to facilitate a successful transition between contractors, if needed.

The Maryland Department of Veterans Affairs' (MDVA) Charlotte Hall Veterans Home (CHVH) was established in 1984 for the purpose of providing Maryland's Veterans with longterm assisted living and skilled nursing services. CHVH is located in Charlotte Hall, St. Mary's County, Maryland, and is now licensed for 168 assisted living beds (domiciliary) and 286 comprehensive care (nursing home) beds for a total of 454 beds.

For the potential nine month extension period, the requested amount of \$26,250,000 is based upon an approximate 414 census and CPI index of 0.9% (March 2016 data for previous 12 months). If the census is more or less than 414 the actual amount of funding for the contract will vary. The current census level as of 4/15/2016 is 414 residents. The highest census level achieved at CHVH is 422, achieved in October 2012.

It is in the best interest of the State to approve this modification. Extending the current contract with HMR of Maryland, LLC (HMR) will ensure a seamless transition to the new contract for management services and that the Veterans who reside at CHVH will not experience any interruption in services and support during the completion of the procurement. HMR has agreed to assist the State by providing continuity of services for our veterans. A new contract award is expected to be in place prior to the end of the extension term. HMR has been an exceptional partner with MDVA, and provider of health care to Maryland's veterans. HMR supports the goals of MDVA, and continues to demonstrate cooperation and flexibility as needed to adjust or respond to unexpected issues. MDVA is satisfied with services provided by HMR.

Fund Source: 38% Non-Budgeted (Medicaid/Medicare); 33% Federal; 22% General; 7% Non-**Budgeted** (Resident Payments)

| Appropriation Code: | D55P0005 | Resident Business: | Yes |
|-----------------------|--------------------|--------------------|---------------|
| BOARD OF PUBLI | C WORKS ACTION - ' | THIS ITEM WAS: | |
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISC | USSION | WITHOUT | DISCUSSION 46 |

Contact: Sandy Johnson 410-767-7408 sandy.johnson@maryland.gov

6-S-MOD. <u>DEPARTMENT OF HUMAN RESOURCES</u> Social Services Administration/Foster Care Maintenance Program Services Contract Modification

Contract ID: Child Placement Agency (CPA); SSA/CPA-030-A2; ADPICS # COG696987

Contract Approved: DBM Item 9-S (7/16/2015)

Contractor:

Pressley Ridge-Maryland Inc. Baltimore, MD

Contract Description: Provide Child Placement Agency services for a total capacity of 2,369 clients at various locations throughout Maryland through 37 separate CPA contracts that provide independent living residential programs and treat foster care services.

Modification Description: Increase the spending authorization for one CPA contract based upon the estimated utilization rate being lower than actual usage that is projected to exceed the contract not-to-exceed (NTE) amount prior to the end of the contract term.

| Original Contract Term: | 7/17/2015 - 6/30/2016 |
|---------------------------|-----------------------|
| Modification Term: | 6/9/2016 - 6/30/2016 |
| Original Contract Amount: | \$5,334,089 (1 Year) |
| Modification Amount: | \$271,333 (21 Days) |

Prior Modifications/Options: \$0 (Mod# 1: Administration change to contract to remove references to Minority Business Enterprise language and the State Child Youth Family Information System: 12/23/2015-6/30/2016: Approved by DHR.)

| Revised Total Contract Amount: | \$5,605,422 |
|---------------------------------------|---|
| Overall Percent +/- (This Mod): | +5.1% |
| Original Procurement Method: | Non-Competitive Negotiated Procurement of Human, Social or Educational Services |
| MBE Participation: | None |

6-S-MOD. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Requesting Agency Remarks: This modification will provide additional spending authorization for one CPA contract to cover current and anticipated utilization through the end of the contract term.

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

This is a reimbursement contract. Under this CPA contract, the provider is paid only for the actual services provided to the State, i.e. solely for the actual days of service provided to a child placed in its care. DHR does not pay for any day that a program slot is unoccupied by a DHR child. The spending authorization for each program, the NTE amount, was set based on 65% utilization, i.e. the program bed would be occupied 65% of the days during the one-year contract term, which in turn was based on the estimated statewide utilization rate of the programs as reflected in the FY2016 DHR budget.

As the needs of the children that DHR serves varies from year to year, so does the utilization of these programs, as children are placed according to their needs. As such, while the statewide average estimated utilization rate is 65%, actual utilization varies by program, which in turn requires DHR to seek an adjustment to the spending authorization for those programs where projected utilization will exceed 65%.

With this modification, additional funding is being requested for Pressley Ridge – Maryland, Inc., where actual utilization is projected to exceed 65% and an additional spending authorization is necessary to allow continuation of services. The contract has been modified based on the program's actual utilization during the first half of the contract term. The new NTE spending authorization was established using the IRC rate multiplied by the number of beds and then multiplied by the new estimated utilization rate.

This modification is in the best interest of the State to ensure that the Department has sufficient spending authority to cover existing and anticipated placements with these programs and continue CPA services without disruption until the contract term ends.

| APPROVED WITH DISC | DISAPPROVED CUSSION | DEFERRED | WITHDRAWN |
|-----------------------|------------------------|--------------------------|-----------|
| BOARD OF PUBL | IC WORKS ACTION – ' | | |
| Appropriation Code | N00G0001 | Resident Business: | Yes |
| Fund Source: | 66% General; 34 | 66% General; 34% Federal | |

May 25, 2016

Contact: John T. Papavasiliou 410-230-6225 John.papavasiliou@maryland.gov

7-S-MOD. <u>DEPARTMENT OF LABOR, LICENSING AND REGULATION</u> Division of Occupational & Professional Licensing Services Contract Modification

Contract ID: Occupational Testing Examination Services; DLLR-FY2010-65; ADPICS # P00B1400241/COG66091

| Contract Approved: | DBM Item 8-S (6/15/2011) |
|--------------------|----------------------------------|
| Contractor: | PSI Services, LLC Burbank, CA |

Contract Description: Contract to develop examinations and provide professional electronic testing and related services for the State Boards of Heating, Ventilation, Air Conditioning and Refrigeration (HVACR) Contractors, Master Electricians, Stationary Engineers, Plumbing and the Commission of Real Estate Appraisers.

Modification Description: Extend the contract term by six months to allow time to complete the procurement for a new contract award.

| Original Contract Term: | 7/1/2011 - 6/30/2016 |
|---------------------------|-----------------------|
| Modification Term: | 7/1/2016 - 12/31/2016 |
| Original Contract Amount: | \$515,000 |
| Modification Amount: | \$120,000 (6 Months) |

Prior Modifications/Options: \$32,000 (Mod #1: Added the development of licensing examinations and standardized electronic testing services for an elevator safety inspection for the Elevator Safety Review Board: 2/1/2013 - 6/30/2016: Approved by DBM and reported on the January 2013 PAAR.)

| Revised Total Contract Amount: | \$667,000 |
|---------------------------------------|------------------------------|
| Percent +/- (This Modification): | +23.3% |
| Overall Percent +/-: | +29.5% |
| Original Procurement Method: | Competitive Sealed Proposals |
| MBE Participation: | 10% |

7-S-MOD. <u>**DEPT OF LABOR, LICENSING AND REGULATION** (cont'd)</u>

MBE Compliance: 22%

Requesting Agency Remarks: Request for approval to extend the contract term by six months to allow time to complete the procurement for a new contract to develop valid and defensible licensing examinations and a standardized electronic examination process which increases the efficiency and frequency of administering qualifying examinations testing the minimum competency of those candidates seeking licensure within the authority of DLLR and the Boards of HVACR Contractors, Master Electricians, Stationary Engineers, Plumbing, and Commission of Real Estate Appraisers.

It is in the State's best interest to approve this modification. Additional time was needed to solve new, unforeseen software privacy-related issues and to perform an in-depth review of other potential issues, such as modifications to the bid bond and performance bond requirements that were found during the solicitation review in order to provide additional opportunities for potential offerors.

The new contract is expected to be recommended for award prior to the expiration of this contract. The RFP is anticipated to be released in June 2016.

| Fund Source: | 100% Special (Non-Budgeted) |
|---------------------|-----------------------------|
| Appropriation Code: | P00F101 |
| Resident Business: | No |

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:APPROVEDDISAPPROVEDDEFERREDWITHDRAWNWITH DISCUSSIONWITHOUT DISCUSSION

Contact: Debbie Thornton 410-230-3322 Debbie.thornton@Maryland.gov

8-S-MOD. <u>DEPARTMENT OF JUVENILE SERVICES</u> Contractual Residential Operations Services Contract Modification

Contract ID: Sheppard Pratt Health Systems, Inc.; 16-PD-023; ADPICS # COG68804 (V00B6400069)

| Contracts Approved: | DBM Item 10-S (7/16/2015) |
|---------------------|--|
| Contractor: | Sheppard Pratt Health Systems, Inc. Baltimore, MD |

Contract Description: Multiple (31) contracts for currently licensed contractors to provide residential services for up to 477 youth and non-residential services for up to 366 youth referred by DJS who are before the Juvenile Courts of the State of Maryland. The types of programs include: treatment foster care, therapeutic and regular group homes, residential schools, home based therapy or supervision, non-residential programs, and independent living programs.

Modification Description: Add funding for one provider in order to continue providing residential services to youth, as ordered by the Juvenile Courts of the State of Maryland.

| Original Contract Term: | 7/17/2015 - 6/30/2016 | | | | |
|--|--|--|--|--|--|
| Modification Term: | 6/9/2016 - 6/30/2016 | | | | |
| Original Contract Amount: | \$770,404 | | | | |
| Modification Amount: | \$160,000 (21 Days) | | | | |
| <i>Prior Modifications/Options</i> : \$221,613 [(Mod #1: Added funding: 1/7/2016 - 6/30/2016: DBM Item 7-S-MOD (1/6/2016)] | | | | | |
| Revised Total Contract Amount: | \$1,152,017 | | | | |
| Percent +/- (This Modification): | +20.1% | | | | |
| Overall Percent +/-: | +49.5% | | | | |
| Original Procurement Method: | Non-Competitive Negotiated Procurement of Human, Social, Cultural or Educational Services | | | | |
| MBE Participation: | None | | | | |

8-S-MOD. <u>DEPARTMENT OF JUVENILE SERVICES</u> (cont'd)

Requesting Agency Remarks: DJS is required to provide both residential and non-residential services and programming for youth who are ordered by the Juvenile court to be placed in specific types of programs. Since DJS does not have a sufficient number of State operated programs, private providers have been relied upon to provide the majority of these services and programs. The types of residential programs include: treatment foster care, group homes, therapeutic group homes, shelter homes, residential treatment centers, residential educational programs or schools and independent living programs. Home based supervision treatment and therapy are also provided.

Based upon the current needs, it is in the best interest of the State to approve this modification so that DJS can continue to provide these programs for DJS youth as ordered by the Juvenile Courts of the State of Maryland.

| Fund Source: | 88% General; 8% Federal;4% Special (Local Education Agencies) |
|----------------------|--|
| Appropriation Codes: | Various |
| Resident Business: | Yes |

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Contact: Rodney Spence 410-468-2379 Rodney.spence1@maryland.gov

9-S-OPT. <u>MARYLAND INSURANCE ADMINISTRATION</u> Services Contract Renewal Option

Contract ID: Examination and Pre-Licensing Services; ADPICS # D80B6400030

| Contract Approved: | DBM Item 1-S (5/1/2013) | | |
|--------------------|--|--|--|
| Contractor: | PSI Services, LLC (PSI) Burbank, CA | | |

Contract Description: Provide assistance with the development, preparation, validation, administration, revision, and scoring of examinations to be administered to candidates for certain license classes and lines of authority, and with the review evaluation, banking, and auditing of pre-licensing courses, as well as the evaluation of providers and instructors.

| Option Description: | Exercise the first one-year renewal option. |
|---------------------------------------|---|
| Original Contract Term: | 6/1/2013 –5/31/2016 (w/ 2 one year renewal options) |
| Option Term: | 6/1/2016 - 5/31/2017 |
| Original Contract Amount: | \$2,520,000 NTE (3 Years) |
| Option Amount: | \$840,000 NTE (1 Year) |
| Prior Modifications/Options: | None |
| Revised Total Contract Amount: | \$3,360,000 NTE Total |
| Original Procurement Method: | Competitive Sealed Proposals |
| MBE Participation: | 10% |
| MBE Compliance: | 10% |

Requesting Agency Remarks: Request for approval to exercise the first of two one-year renewal options as contained in the original contract to provide examination and pre-licensing services.

The MIA is mandated by Sections 10-104 - 10-109 of the Insurance Article of the Maryland Annotated Code, to conduct examinations for obtaining an insurance license. The MIA is also responsible for the review, approval and monitoring of pre-licensing education courses.

9-S-OPT. <u>MARYLAND INSURANCE ADMINISTRATION</u> (cont'd)

Two distinctive services are provided under this contract: (1) examination services; and (2) prelicensing education services. The provision of examination services is one of the statutory requirements for licensure of a resident insurance producer. The examination services consist of: the development of examination questions, the administration of the examinations, including scheduling of the exams and collection of exam fees, scoring of the examination questions, the prompt notification of the candidate as to the exam results, and the electronic notification of the exam results to the Maryland Insurance Administration. The other distinct service covered by the contract is the reviewing of pre-licensing education courses which are a prerequisite for the candidate taking the licensing examination.

Maryland has approximately 34,564 resident insurance producers. Currently, there are 39 approved Life and Health courses, 31 approved Property and Casualty courses, and eight approved Title courses. During CY2011, 11,410 examinations were administered.

PSI Services, LLC has provided the services under this contract in a satisfactory manner with no complaints as to its performance. MIA values their expertise and experience. Therefore, it is in the best interest of the State to approve this renewal option.

| Fund Source: | 100% Special (Fees Paid by the Applicants) |
|---------------------|--|
| Appropriation Code: | D80Z01 |
| Resident Business: | No |

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:



Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

Contact: Sandy Johnson 410-767-7408 Sandy.johnson@maryland.gov

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u>

Office of the Secretary, Maryland Legal Services Program (MLSP) Services Contract

Contract ID: Legal Representation of Children Involved in Child in Need of Assistance (CINA) and Termination of Parental Rights (TPR) proceedings in the State of Maryland; ADPICS # N00B6400345

Contract Description: Multiple awards to provide legal services for CINA and TPR proceedings Statewide.

| Awards: | See pages 25B to 27B |
|---------|--|
| Term: | 6/1/2016 – 5/31/2019 (w/ 2 one-year renewal options) |

Amount:

| \$36,816,291 (3 Years; Base Contrac | t) \$26,830,155 (3 Years; Base Contract) |
|---|--|
| \$12,272,097 (1 Year; Renewal Optic | on #1) \$ 4,471,433 (1 Year; Renewal Option #1) |
| <u> \$12,272,097 (1 Year; Renewal Optic</u> | on #2) <u>\$ 4,471,433</u> (1 Year; Renewal Option #2) |
| \$61,360,485 Total (5 Years) | \$35,773,021 Total (5 Years) |
| | |
| Procurement Method: | Competitive Sealed Proposals |
| | |
| Proposals: | See pages 28B to 33B |
| - | |

MBE Participation:None (See Requesting Agency Remarks)Performance Security:NoneHiring Agreement Eligible:YesIncumbents:See pages 25B to 33B

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. A copy was also sent to the Governor's Office of Minority Affairs.

A total of twelve offers were received in response to the RFP, 11 of which were determined to be reasonably susceptible of being selected for award. One offer was deemed not to be reasonably susceptible of being selected for award, and the Offeror was so notified.

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

In total, eight seven contract awards are being recommended. Of these, seven (including recommendations for award to the Protesters) will be eligible to receive new cases, and one will be limited to continuing representation of existing cases only. Recommended awards were made to the Offerors whose Offers were deemed to be the most advantageous to the State, considering both technical and financial factors, until each jurisdiction's maximum projected caseload was met. Technical factors had greater weight than financial factors in the overall award determinations.

For purposes of continuity of representation, the RFP allows the Contractors currently providing CINA/TPR services the opportunity to keep their existing caseloads. In order to be considered, each of the current Contractors were required to submit a proposal to demonstrate that its entity intended to comply with all the requirements of this RFP and indicate its desire to retain its current cases in the Executive Summary section of their Technical Proposal. All incumbents that requested to keep their currently assigned CINA cases will be permitted to do so even if they were not recommended for a new contract award.

The State of Maryland is statutorily mandated to provide legal representation for children involved in Child In Need of Assistance and Termination of Parental Rights (CINA/TPR) hearings (Courts and Judicial Proceedings Article, §3-813). The Maryland Legal Services Program (MLSP) was created for the purpose of ensuring quality and effective legal representation in the Courts to children who have been victims of abuse and/or neglect and where the local Department of Social Services is a party to the case. Contracted legal service providers for the MLSP are required to provide representation to this vulnerable population, and must serve as a voice for child clients in various settings.

The Department received protests regarding the RFP and recommendations of contract awards.

One Offeror filed two pre-proposal protests on May 18, and June 8, 2015 regarding the RFP and both were denied by the Department on June 4 and June 15, 2015. The Protestor appealed the decisions to the Maryland State Board of Contract Appeals (MSBCA) on June 15 and June 25, 2015. The MSBCA held hearings on September 1st and October 21st, 2015 regarding the issues surrounding the protest. As a result, the parties entered into negotiations and were able to resolve some issues, which resulted in an Amendment to the RFP. The remaining issues were dismissed by the MSBCA.

Upon recommendations of the contract awards, two protests were received on March 11, 2016 (Legal Aid Bureau, Inc. – Legal Aid) and on March 15, 2016 (Child Advocacy Project Eastern Shore, Inc. – CAPES) regarding the Department's award decision. The Protest from CAPES was denied on March 18, 2016 because the protest was late. The other protest from Legal Aid was denied on April 8, 2016. On April 18th, Legal Aid submitted an appeal to the MSBCA in regards to the Department's denial of its protest. This protest is currently unresolved.

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10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Legal Aid is protesting the following jurisdictions because it was not awarded a Contract: Anne Arundel, Frederick, Carroll, Cecil and Washington counties. Despite not receiving a contract for new cases, Legal Aid will be able to keep its existing cases in Anne Arundel and Frederick counties. Legal Aid is also protesting the award of its contracts in Baltimore and Harford counties because Legal Aid argues that it should have been number one overall rather than number two overall.

DHR is working with Legal Aid to resolve the protest. In the meantime, DHR is requesting to exercise the available three-month renewal option for the seven jurisdictions that are being protested. See Item 11-S-OPT for the request for approval of the renewal options. Therefore, DHR is not seeking to award any new contracts in the face of protest.

By approving this item, per COMAR 21.10.02.11.A, the BPW will be deemed to specifically find that execution of the contracts without delay is necessary to protect substantial State interests and it will specifically be doing so notwithstanding the fact that Legal Aid protested and appealed not receiving contract awards in certain jurisdictions. The substantial interests involved are to ensure the continued representation of CINA cases as they have unique dynamics due to the complexity of the issues and strong emotional components. These children have experienced abuse or have been neglected or have a developmental disability or mental disorder.

Over the past several years, there have been several recommendations for change that, when implemented, will improve the quality of representation provided. The overwhelming State interest served by approving the Contracts will be to address the needs and concerns identified by the children serviced under the Contracts. In preparation for this current RFP, MLSP formed a workgroup to examine representation issues. The workgroup included local Department of Social Services personnel, child welfare advocates and MLSP staff. The workgroup developed a survey for children about their lawyers and the representation that they receive. The survey was administered on February 19, 2014 and June 21, 2014. MLSP staff interviewed the children that had filled out the survey on February 19, 2014, in order to elicit additional feedback. Concerns regarding confusion about the identity of their assigned attorney and the assigned attorney not visiting them were voiced by the children. The changes in the scope of work are an attempt to address the identified issues. The attorneys will have a greater opportunity to spend time with their clients because the caseloads were reduced from 150 cases per attorney to 100 cases per attorney. The assigned attorney is required to perform a minimum of one in person contact with the client, in their placement, every six months. Further, there will be increased continuity of representation as the incumbent providers have been approved to keep their current cases. The Contract also clarifies certain documentation, reporting, and invoicing requirements to address issues that have been identified by the Office of Legislative Auditors as problems with the current operation of this program.

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Also, the current contracts are emergency contracts that have been in place for over two years and are based on legal representation requirements, and prices, dating back to 2007. Since that time, numerous recommendations and changes have been instituted to improve the quality of representation and afford better pricing for the Contractors. The pending appeal alleges that the Department acted arbitrarily by not ranking the Offeror number one overall and not recommending award in five of the 15 jurisdictions sought. The appeal is without merit and is without factual support. The Offeror filed pre-proposal and post-award protests in each of the Department's prior three solicitations and has not been successful at the appeallate (MSBCA) level. The Department is confident that it will be successful in the appeal.

| Fund Source: | 86% General; 14% Federal (TANF, Foster Care) |
|----------------------|--|
| Appropriation Code: | N00A0104 |
| Resident Businesses: | Yes for All |
| MD Tax Clearances: | See pages 25B to 27B |

The Board of Public Works deferred this Item as Item 4-S from the 5/11/2016 Agenda.



Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Awards (cont'd):

| Provider Tax Clearance No. | | CINA/TPR Base Period | CINA/TPR Option Period | |
|---|--|--|--|--|
| OS/MLSP-16-001 Child Advocacy Project of the Eastern Shore, Inc. (CAPES) David Wright, Esq. Chestertown, MD MD Tax Clearance # 16-0422-0111 | Baltimore City ** Baltimore County ** Cecil County ** Somerset County** Worcester County ** | \$1300 \$1200 \$1400 | \$1400 \$1300 \$1500 | |
| **Incumbent keeping existing cases Child Advocacy Project of the Eastern Shore, Inc. (CAPES) David Wright, Esq. Chestertown, MD MD Tax Clearance # 16-0422-0111 Δ New Award | Caroline County Δ Dorchester County Δ Kent County Δ Queen Anne's County Δ Talbot County Δ Wicomico County Δ | \$1400 | \$1500 | |
| OS/MLSP-16-002 <i>Children's Legal Services of Baltimore,</i> <i>LLC</i> Chris Robinson, Esq. Brooklyn, MD MD Tax Clearance # 16-0423-0110 Δ New Award | Baltimore City Δ | \$1450 | \$1500 | |
| OS/MLSP-16-003 <i>Law Offices of Darlene A. Wakefield, PA</i> Darlene A. Wakefield, Esq. Baltimore, MD MD Tax Clearance # 16-0424-0111 | Anne Arundel CountyACarroll County ACecil County AFrederick CountyA HowardCountyA WashingtonCountyA Howard CountyBaltimore CityABaltimore CountyAHarford CountyAPrince George'sCountyA | <mark>\$1270</mark> \$1418 <mark>\$1324</mark> \$1396 | <mark>\$1300</mark> \$1418 <mark>\$1324</mark> \$1396 | |
| Δ New Award | | | | |

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Awards (cont'd):

| Provider Tax Clearance No. | Jurisdictions Served | CINA/TPR Base Period | CINA/TPR Option Period |
|--|---|-------------------------|------------------------------|
| OS/MLSP-16-004 <i>Lazarus Legal Group, P.C.</i> Ronna Lazarus, Esq. Baltimore, MD MD Tax Clearance # 16-0425-0001 | Baltimore City** | \$1339 | \$1339 |
| ** Incumbent keeping existing cases | Montgomory County A | ¢1/15 | ¢1450 |
| <i>Lazarus Legal Group, P.C.</i> Ronna Lazarus, Esq. Baltimore, MD MD Tax Clearance # 16-0425-0001 | Montgomery County ∆ | \$1415 | \$1450 |
| Δ New Award | | | |
| OS/MLSP-16-005 <i>Legal Aid Bureau, Inc.</i> Wilhelm Joseph, Jr., Esq. Baltimore, MD MD Tax Clearance # 16-0426-0110 | Anne Arundel County** Frederick County** | <mark>\$1450</mark> | <mark>\$1300</mark> |
| ** Incumbent keeping existing cases | ~ | | |
| <i>Legal Aid Bureau, Inc.</i> Wilhelm Joseph, Jr., Esq. Baltimore, MD MD Tax Clearance # 16-0426-0110 | Allegany County Δ Baltimore City Δ Baltimore County Δ Charles County Δ Harford County Δ Montgomery County Δ Prince George's County Δ Calvert County Δ | \$1450 \$1450 | \$1300 \$1500 |
| | Garrett County Δ St. Mary's County Δ | | |
| Δ New Award | | | |

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Awards (cont'd):

| Provider Tax Clearance No. | Jurisdictions Served | CINA/TPR Base Period | CINA/TPR Option Period |
|--|---|-------------------------|------------------------------|
| OS/MLSP-16-006 <i>The Franklin Law Group, P.C.</i> <mark>Stephanie S. Franklin, Esq.</mark> Baltimore, MD MD Tax Clearance # 16-0428-0111 | Baltimore County** | <mark>\$1385</mark> | <mark>\$1435</mark> |
| ** Incumbent keeping existing cases The Franklin Law Group, P.C. Stephanie S. Franklin, Esq. Baltimore, MD MD Tax Clearance # 16-0428-0111 | Baltimore City Δ | \$1385 | \$1435 |
| <u>Δ New Award</u> OS/MLSP-16-007 <i>The Law Office of Deborah Ullmann,</i> <i>LLC.</i> Deborah Ullmann, Esq. Worcester, MD MD Tax Clearance # 16-0429-1111 | Somerset County Δ Worcester County Δ | \$399 | \$399 |
| Δ New Award OS/MLSP-16-008 Patricia A. Patton, Legal and Mediation Services, P.A. Patricia A. Patton Hagerstown, MD MD Tax Clearance # 16-0427-0111 ** Incumbent keeping existing cases | Washington County** | <mark>\$1000</mark> | <mark>\$1050</mark> |

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdictions (cont'd):

| Offerors | Jurisdiction | Technical Rank | Financial Rank | 5-Yr. Average FLFUP per Client per Contract Year | Overall Rank |
|--|--------------|-------------------|-------------------|--|-----------------|
| Legal Aid Bureau, Inc. Baltimore, MD | Allegany • | 1 | 1 | \$1,470 | 1 – Award |
| | | | | | |
| Darlene A. Wakefield, P.A. Baltimore, MD | Anne Arundel | 2 | 2 | \$1,282 | 1 – Award |
| Legal Aid Bureau, Inc. ** Baltimore, MD | Anne Arundel | 1 | 4 | \$1,390 | 2 |
| CAPES* Chestertown, MD | Anne Arundel | 3 | 3 | \$1,340 | 3 |
| Law Office of Augusta Siribuo Mitchellville, MD | Anne Arundel | 4 | 1 | \$1,253 | 4 |

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. However, the technical differences between the #2 technical ranked Offeror and the #4 technical ranked Offeror (with the lowest price) did outweigh the difference in price. Therefore, the award recommendation is made to the overall #1ranked Offeror that was ranked #2 technically and had the second lowest price.

| Legal Aid Bureau, Inc Baltimore, MD | Baltimore City | 1 | 3 | \$1,390 | 1 – Award |
|---|----------------|---|---|---------|-----------|
| Darlene A. Wakefield, P.A. Baltimore, MD | Baltimore City | 2 | 5 | \$1,418 | 2 – Award |
| The Franklin Law Group Baltimore, MD | Baltimore City | 3 | 4 | \$1,405 | 3 – Award |
| Children's Legal Services of Baltimore, Inc. Brooklyn, MD | Baltimore City | 4 | 6 | \$1,470 | 4 – Award |
| Lazarus Legal Group ** Baltimore, MD | Baltimore City | 5 | 2 | \$1,375 | 5 |
| CAPES ** Chestertown, MD | Baltimore City | 6 | 1 | \$1,340 | 6 |

The technical differences between the #1 technical ranked Offeror and the #5 and #6 technical ranked Offerors with the second and lowest prices, respectively, did not offset the differences in price. Therefore, the award recommendation is made to the overall #1ranked Offeror that was ranked #1 technically and had the third lowest price.

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

| Darlene A. Wakefield, P.A. | Baltimore | 2 | 2 | \$1,324 | 1 - Award |
|----------------------------|-----------|---|---|---------|-----------|
| Baltimore, MD | | | | | |
| Legal Aid Bureau, Inc. | Baltimore | 1 | 3 | \$1,390 | 2 - Award |
| Baltimore, MD | | | | | |
| The Franklin Law Group** | Baltimore | 3 | 4 | \$1,405 | 3 |
| Baltimore, MD | | | | | |
| CAPES** | Baltimore | 4 | 1 | \$1,240 | 4 |
| Chestertown, MD | | | | | |

* The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. However, the technical differences between the #2 technical ranked Offeror and the #4 technical ranked Offeror (with the lowest price) did outweigh the difference in price. Therefore, the first award recommendation is made to the overall #1ranked Offeror that was ranked #2 technically and had the second lowest price, and the second award recommendation is made to the overall #2 ranked Offeror that was ranked #1 technically and had the third lowest price.

| Offerors | Jurisdiction | Technical Rank | Financial Rank | 5-Yr. Average FLFUP per Client per Contract Year | Overall Rank |
|--|--------------|-------------------|-------------------|--|-----------------|
| Legal Aid Bureau, Inc. Baltimore, MD | Calvert | 1 | 2 | \$1,470 | 1 – Award |
| Law Office of Augusta Siribuo Mitchellville, MD | Calvert | 2 | 1 | \$1,202 | 2 |

The technical differences between the #1 technical ranked Offeror and the #2 technical ranked Offeror outweighed the difference in price. Therefore, award is recommended to the higher priced Offeror that was ranked #1 technically.

| CAPES Chestertown, MD | Caroline • | 1 | 1 | \$1,440 | 1 – Award |
|---|------------|---|---|---------|-----------|
| Darlene A. Wakefield, P.A. Baltimore, MD | Carroll | 2 | 1 | \$1,282 | 1 - Award |
| Legal Aid Bureau, Inc. Baltimore, MD | Carroll | 1 | 2 | \$1,390 | 2 |

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. Therefore, award is recommended to the lower priced Offeror that was ranked #2 technically.

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

| Offerors | Jurisdiction | Technical Rank | Financial Rank | 5-Yr. Average FLFUP per Client per Contract Year | Overall Rank |
|---|--------------|-------------------|-------------------|--|-----------------|
| Darlene A. Wakefield, P.A. Baltimore, MD | Cecil | 2 | 1 | \$1,282 | 1 - Award |
| Legal Aid Bureau, Inc. Baltimore, MD | Cecil | 1 | 2 | \$1,390 | 2 |
| CAPES** Chestertown, MD | Cecil | 3 | 3 | \$1,440 | 3 |

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. Therefore, award is recommended to the lowest priced Offeror that was ranked #2 technically.

| Legal Aid Bureau, Inc. Baltimore, MD | Charles | 1 | 3 | \$1,470 | 1 - Award |
|--|---------|---|---|---------|-----------|
| Law Office of Augusta Siribuo Mitchellville, MD | Charles | 2 | 1 | \$1,202 | 2 |
| The Law Office of Michelle | Charles | 3 | 2 | \$1,359 | 3 |
| Harris La Plata MD | | | | | |

The technical differences between the #1 technical ranked Offeror and the #2and #3 technical ranked Offerors (with the lowest and second lowest prices) outweighed the difference in price. Therefore, award is recommended to the third lowest priced Offeror that was ranked #1 technically.

| CAPES | Dorchester | 1 | 2 | \$1,440 | 1 – Award |
|------------------------|------------|---|---|---------|-----------|
| Chestertown, MD | | | | | |
| The Law Firm of Sharon | Dorchester | 2 | 1 | \$950 | 2 |
| Donahue, P.A. | | | | | |
| Ocean City, MD | | | | | |

The technical differences between the #1 technical ranked Offeror and the #2 technical ranked Offeror outweighed the difference in price. Therefore, award is recommended to the higher priced Offeror that was ranked #1 technically.

| Darlene A. Wakefield, P.A. Baltimore, MD | Frederick | 2 | 1 | \$1,282 | 1 – Award |
|---|-----------|---|---|---------|-----------|
| Legal Aid Bureau, Inc.** | Frederick | 1 | 2 | \$1,390 | 2 |
| Baltimore, MD | | | | | |

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. Therefore, award is recommended to the lower priced Offeror that was ranked #2 technically.

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

| Offerors | Jurisdiction | Technical Rank | Financial Rank | 5-Yr. Average FLFUP per Clies per Contract Yes | nt |
|---|--------------|-------------------|-------------------|--|---------------|
| Legal Aid Bureau, Inc. Baltimore, MD | Garrett • | 1 | 1 | \$1,470 | 1 – Award |
| Darlene A. Wakefield, P.A. Baltimore, MD | Harford | 1 | 2 | 2 \$1, | 324 1 – Award |
| Legal Aid Bureau, Inc. Baltimore, MD | Harford | 1 | 1 | 3 \$1,3 | 390 2 – Award |
| CAPES** Chestertown, MD | Harford | 1 | 3 | 1 \$1, | 240 3 |

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. However, the technical differences between the #2 technical ranked Offeror and the #3 technical ranked Offeror did outweigh the difference in price. Therefore, the first award recommendation is made to the overall #1ranked Offeror that was ranked #2 technically and had the second lowest price, and the second award recommendation is made to the overall #2 ranked Offeror that was ranked #1 technically that had the highest price.

| Darlene A. Wakefield, P.A. Baltimore, MD | Howard • | 1 | 1 | \$1,282 | 1 – Award |
|--|------------|---|---|---------|-----------|
| CAPES | Kent • | 1 | 1 | \$1,440 | 1 – Award |
| Chestertown, MD | | | | | |
| Legal Aid Bureau, Inc. Baltimore, MD. | Montgomery | 1 | 1 | \$1,390 | 1 – Award |
| Lazarus Legal Group, P.C. Baltimore, MD | Montgomery | 2 | 3 | \$1,429 | 2 – Award |
| Law Office of Augusta Siribuo Mitchellville, MD | Montgomery | 3 | 2 | \$1,415 | 3 |

The first award recommendation is made to the overall #1 ranked Offeror that had the lowest price and was ranked #1 technically. The technical differences between the #2 technical ranked Offeror and the #3 technical ranked Offeror (with the second lowest price) outweighed the difference in price. Therefore, the second award is recommended to the highest priced Offeror that was ranked #2 technically.

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

| | | Technical | Financial | 5-Yr. Average FLFUP per Client | Overall |
|--|-----------------|-----------|-----------|-----------------------------------|-----------|
| Offerors | Jurisdiction | Rank | Rank | per Contract Year | Rank |
| Legal Aid Bureau, Inc. Baltimore, MD | Prince George's | 1 | 3 | \$1,390 | 1 – Award |
| Darlene A. Wakefield, P.A. Baltimore, MD | Prince George's | 2 | 4 | \$1,396 | 2 – Award |
| Lazarus Legal Group, P.C. Baltimore, MD | Prince George's | 3 | 2 | \$1,396 | 3 |
| Law Office of Augusta Siribuo Mitchellville, MD | Prince George's | 4 | 1 | \$1,305 | 4 |

The technical differences between the #1 technical ranked Offeror and the #4 technical ranked Offeror (with the lowest price) outweighed the difference in price. Therefore, the first award recommendation is made to the overall #1ranked Offeror that was ranked #4 technically and had the third lowest price. The technical differences between the #2 technical ranked Offeror and the #4 technical ranked Offeror outweighed the difference in price. Therefore, the second award recommendation is made to the overall #2 ranked Offeror that was ranked #4 technical ranked price.

| CAPES | Queen Anne's • | 1 | 1 | \$1,440 | 1 – Award |
|---------------------------|----------------|---|---|---------|-----------|
| Chestertown, MD | | | | | |
| | | | | | |
| The Law Office of Deborah | Somerset | 1 | 1 | \$399 | 1 - Award |
| Ullmann | | | | | |
| Worcester, MD | | | | | |
| CAPES** | Somerset | 2 | 3 | \$1,440 | 2 |
| Chestertown, MD | | | | | |
| The Law Firm of Sharon | Somerset | 3 | 2 | \$950 | 3 |
| Donahue, P.A. | | | | | |
| Ocean City, MD | | | | | |
| | | | | | |
| Legal Aid Bureau, Inc. | St. Mary's • | 1 | 1 | \$1,470 | 1 - Award |
| Baltimore, MD | | | | | |
| | | | | | |
| CAPES | Talbot • | 1 | 1 | \$1,440 | 1 – Award |
| Chestertown, MD | | | | | |

Supplement B Department of Budget And Management ACTION AGENDA May 25, 2016

10-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

| Offerors | Jurisdiction | Technical Rank | Financial Rank | 5-Yr. Average FLFUP per Client per Contract Year | Overall Rank |
|---|--------------|-------------------|-------------------|--|-----------------|
| Darlene A. Wakefield, P.A. Baltimore, MD | Washington | 2 | 2 | \$1,282 | 1 – Award |
| Legal Aid Bureau, Inc. Baltimore, MD | Washington | 1 | 3 | \$1,470 | 2 |
| Patricia A. Patton** Hagerstown, MD | Washington | 3 | 1 | \$1,020 | 3 |

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. However, the technical differences between the #2 technical ranked Offeror and the #3 technical ranked Offeror (with the lowest price) did outweigh the difference in price. Therefore, the award recommendation is made to the overall #1ranked Offeror that was ranked #2 technically and had the second lowest price.

| CAPES | Wicomico | 1 | 2 | \$1,440 | 1 - Award |
|------------------------|----------|---|---|---------|-----------|
| Chestertown, MD | | | | | |
| The Law Firm of Sharon | Wicomico | 2 | 1 | \$950 | 2 |
| Donahue | | | | | |
| Ocean City, MD | | | | | |

The technical differences between the #1 technical ranked Offeror and the #2 technical ranked Offeror outweighed the difference in price. Therefore, award is recommended to the higher priced Offeror that was ranked #1 technically.

| The Law Office of Deborah Ullmann | Worcester | 1 | 1 | \$399 | 1 – Award |
|--------------------------------------|-----------|---|---|---------|-----------|
| Worcester, MD | | | | | |
| CAPES** Chestertown, MD | Worcester | 2 | 3 | \$1,440 | 2 |
| The Law Firm of Sharon | Worcester | 3 | 2 | \$950 | 3 |
| Donahue, P.A. | | | | | |
| Ocean City, MD | | | | | |

*Note: ** Incumbents/current providers permitted to keep their existing cases although they were not awarded the jurisdiction proposed.*

• Only one proposal received in this region.



LARRY HOGAN Governor BOYD K. RUTHERFORD Lieutenant Governor

May 31, 2016

Ms. Sheila C. McDonald, Esq. Executive Secretary Board of Public Works 80 Calvert Street, Room 117 Annapolis, MD 21401

Dear Ms. McDonald,

The purpose of this letter is to request the correction of an error on Item 10-S in the DBM Secretary's Agenda for the 5/25/2016 Board of Public Works (BPW).

Whenever an agenda item is presented on the DBM Secretary's Agenda, DBM validates the information provided by the submitting agency for accuracy. This item was requesting approval not withstanding protest of new contract awards for legal representation of Children Involved in Child in Need of Assistance (CINA) for multiple jurisdictions for the Department of Human Resources (DHR). After the agenda was submitted, DHR negotiated with the vendor that was protesting the awards in seven jurisdictions. An agreement was made to not seek awards in the protested jurisdictions and only seek awards in the non-protested jurisdictions. Therefore, this item was revised to remove (strike through) the awards for the seven protested jurisdictions, and an additional agenda item (Item 11-S-OPT) was submitted for approval to exercise the remaining three-month renewal option for the seven jurisdictions that would not be awarded new contracts. In the haste to submit the revision to the BPW for the seven jurisdictions, one jurisdiction, Howard County, to be awarded to the Law Offices of Darlene Wakefield, PA was accidently removed (struck through). This jurisdiction is not one of the protested jurisdictions and the contract award was part of the contracts to be approved.

The information pertaining to the total contract award amount is accurate. Only the jurisdiction and its corresponding CINA/TPR prices for the base and option periods were incorrectly removed or struck through. The attached edited agenda item pages show the "For the Record" corrections to the agenda item in blue for easy identification.

If you would like any other documentation, I would be pleased to provide it.

I apologize for the additional work these errors have caused for you and your staff.

Sincerely,

Marc L. Nicole Deputy Secretary

45 Calvert Street • Annapolis, MD 21401-1907 Tel: (410) 260-7041 • Fax: (410) 974-2585 • Toll Free: 1 (800) 705-3493 • TTY Users: call via Maryland Relay http://www.dbm.maryland.gov

DAVID R. BRINKLEY Secretary MARC L. NICOLE Deputy Secretary



Contact: Sandy Johnson 410-767-7408 Sandy.johnson@maryland.gov

11-S-OPT. <u>DEPARTMENT OF HUMAN RESOURCES</u> Office of the Secretary, Maryland Legal Services Program (MLSP) Services Contract Renewal Option

Contract ID: Legal Representation for Children Involved in Child In Need of Assistance (CINA) Cases and Termination of Parental Rights (TPR) Proceedings in the State of Maryland; ADPICS # COG55978

| Contracts Approved: | BPW Secretary's Agenda – Appendix A1 (11/6/201 |
|---------------------|--|
| Contracts Approvea: | DF W Secretary's Agenda – Appendix AT (11/0/ |

Contractors: See page 5B

Contract Description: Legal representation for children involved in CINA, TPR and related cases.

| Option Description: | Exercise the second and final three-month renewal option. |
|----------------------------|---|
| Original Contract Term: | 9/1/2013 - 8/31/2015 |
| Option Term: | 6/1/2016 - 8/31/2016 |
| Original Contract Amount: | \$24,541,628 (2 Years) |
| Option Amount: | \$3,067,704 (3 Months) |

Prior Modifications/Options: \$9,203,111 [Mod#1: Six-month extension with two three-month renewal options to allow time to complete the procurement process and resolve issues surrounding protests received: 9/1/2015 - 2/29/2016: DBM Item 4-S MOD (8/5/2015); Opt.#1: Three-month renewal option: 3/1/2016 - 5/31/2016: DBM Item 2-S-OPT (2/10/2016)]

| Revised Total Contract Amount: | \$36,812,443 |
|---------------------------------------|-----------------------|
| Original Procurement Method: | Emergency Procurement |
| MBE Participation: | None |



11-S-OPT. DEPARTMENT OF HUMAN RESOURCES (cont'd)

Requesting Agency Remarks: Request for approval to exercise the second and final threemonth renewal options to allow time for DHR to resolve a protest over the award recommendations for the new CINA/TPR Legal Services contracts in seven jurisdictions: Anne Arundel, Baltimore, Carroll, Cecil, Frederick, Harford, and Washington counties. See Item 10-S for new contract awards in all other jurisdictions and the protest details.

The State is statutorily mandated to provide legal representation services for the children in CINA, TPR, and related cases (Courts and Judicial Proceedings Article, §3-813). The Maryland Legal Services Program (MLSP) at DHR was created to ensure quality and effective legal representation in State courts to children who have been victims of abuse or neglect and where the local department of social services is a party to the case. The MLSP contracts with Legal Services Providers (LSPs) to represent this extremely vulnerable population and serve as a voice for children.

It is in the State's best interest to exercise the available renewal options for the protested jurisdictions because the LSPs have maintained the same prices, terms and conditions negotiated for the emergency contracts during the renewal option period.

| Fund Source: | 86% General; 14% Federal (Title IV-E Foster Care) |
|----------------------|---|
| Appropriation Code: | N00A0104 |
| Resident Businesses: | Yes for All |

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 May 25, 2016

11-S-OPT. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Contractors: (cont'd)

| Contractors | Jurisdictions Served | CINA | TPR | Shelter Care Hearings | Appeals |
|--|---|------------------|----------|-----------------------------|----------|
| Child Advocacy Project of the Eastern Shore, Inc. David Wright, Esq. Chestertown, MD | Baltimore County | \$1000 | \$1000 | \$125 | \$1800 |
| Child Advocacy Project of the Eastern Shore, Inc. | Cecil County | \$1050 | \$1050 | \$125 | \$1800 |
| Darlene A. Wakefield, PA Darlene A. Wakefield, Esq. Baltimore, MD | Baltimore County Carroll County Harford County | \$1150 | NA | NA | NA |
| The Franklin Law Group Stephanie S. Franklin, Esq. Baltimore, MD | Baltimore County | \$1150 | NA | NA | NA |
| Patricia A. Patton Legal & Mediation Services, P.A. Patricia A. Patton, Esq. Hagerstown, MD | Washington County | \$700 | \$130 | \$225 | NA |
| Legal Aid Bureau, Inc. Wilhelm Joseph, Jr., Esq. Baltimore, MD | Anne Arundel County | \$1355 | NA | NA | NA |
| Legal Aid Bureau, Inc. | Baltimore County | \$1608 | NA | NA | NA |
| Legal Aid Bureau, Inc. Legal Aid Bureau, Inc. | Frederick Harford | \$1190 \$1620 | NA NA | NA NA | NA NA |

Note: This chart shows the price per case proceeding for the renewal option period.

Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: Joe Evans

1-C-BP. <u>UNIVERSITY OF MARYLAND, BALTIMORE COUNTY</u> Event Center & Arena Project Construction Management at Risk: Bid Package 2 of 2

| Contract ID: | Construction Management at Risk Services for |
|--------------|--|
| | UMBC Event Center & Arena Project |
| | Contract No. C-20907 |
| | |

- **Recommendation:** Award construction Bid Package 2
- Contractor: Barton Malow Company
- Prior Approval:USM Item 7-C (7/2/14) (pre-construction services)
USM Item 3-C-BP (1/27/16) (Bid Package 1)

Project: This project is to construct an event center and arena facility that will provide a venue for events including commencement, concerts, and featured speakers along with NCAA games and practices for men's and women's basketball and women's volleyball. The project construction estimate is \$69 million.

Bid Package Description: Bid package #2 is for the balance of all trades including masonry; metals; millwork; roofing; fireproofing; drywall and ceilings; curtainwall and glazing; flooring, carpet, painting, mechanical, electrical; and fire protection.

| Contract Term: | 21 months for construction |
|---------------------------------|---|
| Current Contract Amount: | \$29,442,840 |
| Bid Package 2 Amount: | \$40,550,928 |
| Revised Contract Amount: | \$69,993,768 |
| Funding: | Auxiliary Revenue Bonds and University Funding |
| MBE Participation Goal: | 29% (Sub goals: 7% African American and 4% Asian American) |
| MBE Compliance: | 35.7% (8.9% African American and 5.5% Asian American) |

1-C-BP. <u>UNIVERSITY OF MARYLAND, BALTIMORE COUNTY</u> (cont'd) Event Center & Arena Project Construction Management at Risk: Bid Package 2 of 2

Performance Security: 100% performance bond

Requesting Institution Remarks: This Construction Management at Risk contract was initially awarded for pre-construction services during the design phase. As design progresses and design information becomes available, the contractor sequentially and competitively bids construction packages. Bid package #1 was approved on January 27, 2016. This is the second and final bid package for this project.

Resident Business: Yes

MD Tax Clearance: 16-1148-1111



Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: Joe Evans

2-C-BP. <u>UNIVERSITY OF MARYLAND, BALTIMORE COUNTY</u> Sherman Hall Renovation Project Construction Management at Risk: Bid Package 1 of 2

| Contract ID: | Construction Management at Risk Services for UMBC Sherman Hall Renovation Project Task Order # 15-122 under Contract # RFP BC-20841-C |
|------------------------|---|
| Recommendation: | Award construction Bid Package 1 |

Contractor: J. Vinton Schafer and Sons, Inc.

Prior Approval: USM Item 4-C (1/27/16) (pre-construction services)

Project: This project is to construct interior renovations of the second floor, wing B of Sherman Hall. Work includes drywall, ceilings, carpentry, mechanical plumbing, electrical, sprinklers, firestopping, doors, storefront, carpet, flooring, millwork and painting improvements. The project construction estimate is \$2 million.

Bid Package Description: Bid package #1 consists of selective demolition work and the CM's construction costs as the demolition work will be done in the summer when the campus population is reduced given the disruptive nature of this work.

| Contract Term: | 10 months for construction |
|--------------------------|----------------------------|
| Bid Package 1 Amount: | \$696,402 |
| Current Contract Amount: | \$49,500 |
| Revised Amount: | \$745,902 |
| Funding: | Academic Revenue Bonds |

2-C-BP. <u>UNIVERSITY OF MARYLAND, BALTIMORE COUNTY</u> (cont'd) Sherman Hall Renovation Project Construction Management at Risk: Bid Package 1 of 2

MBE Participation:

25% (Sub goals: 7% African American, 4% Asian American)

MBE Compliance: 0% MBE participation will be met in Bid Package #2 for the balance of the construction trades

Performance Security: 100% performance bond

Requesting Institution Remarks: This Construction Management at Risk contract was initially awarded for pre-construction services. As design progresses and design information becomes available, the contractor sequentially and competitively bids construction packages. One additional bid package award is anticipated for the balance of the trade work of this project.

| Resident Business: | Yes |
|--------------------|--------------|
| MD Tax Clearance: | 16-1288-1110 |



Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: James Haley

3-C-BP. <u>UNIVERSITY OF MARYLAND, COLLEGE PARK</u> McKeldin Mall Infrastructure/Storm Drainage On-Call Construction Management at Risk: Bid Package 1 of 2

| Contract ID: | Construction Management at Risk Services for McKeldin Mall Infrastructure /Storm Drainage Contract No. 26988 |
|-----------------|---|
| Recommendation: | Award construction Bid Package 1 |
| Contractor: | J. Vinton Schafer & Sons, Inc., Abingdon, MD |
| Prior Approval: | USM Item 9-C (1/5/11) On-Call CMR Contract USM Item 7-C-OPT (12/17/14) Option Year 3 USM Item 3-C (12/2/15) This project: pre-construction services |

Project: The renovation will provide surface drainage and storm sewer improvements including storm water storage facilities, repairs to the Omicron Delta Kappa fountain, and the McKeldin Library terrace.

The University anticipates the final value of this contract will be approximately \$2.8 million.

The overall project estimate is \$3 million.

Bid Package Description: Phase one of the project provides improvements to the McKeldin Mall west lawn area. This Bid Package 1 includes site perimeter fencing, soil erosion and sedimentation controls, tree protection, storm sewer including manhole and catch basin structures site grading/drainage improvements, water main installation; earth moving, and site restoration including site irrigation, topsoil spreading and sodding.

| Contract Term: | 90 days from construction notice to proceed |
|--------------------------|---|
| This Bid Package Amount: | \$1,890,320 |
| Current Contract Amount: | \$72,553 |

3-C-BP. <u>UNIVERSITY OF MARYLAND, COLLEGE PARK</u> (cont'd) McKeldin Mall Infrastructure/Storm Drainage On-Call Construction Management at Risk: Bid Package 1 of 2

| Revised Amount: | \$1,962,873 |
|-----------------------|--------------------------|
| Fund Source: | Institutional Funds |
| MBE Participation: | 10% |
| MBE Compliance | N/A |
| Performance Security: | Equal to contract amount |

Requesting Institution Remarks: This Construction Management at Risk contract was initially awarded for pre-construction early in the design phase. As design progresses and design information becomes available, the contractor sequentially and competitively bids construction packages. This is the first bid package. One additional bid package award is anticipated for the balance of the trade work for this project. The University had originally anticipated only one bid package for this project; however, due to the need to schedule work during the summer when there is less student activity, a second bid package was necessary.

Resident Business: Yes

MD Tax Clearance: 16-1282-1110



Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: James Haley

4-GM. GENERAL MISCELLANEOUS

Infrastructure Improvements

Recommendation: That the Board of Public Works approve the use of general obligation bond funding proceeds for the following contracts totaling: \$269,124.

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

University of Maryland, College Park

Window Replacement at the Engineering Laboratory Building

| Description: | Replace windows on East and West Sides of |
|---------------------|---|
| | Engineering Laboratory Building |
| Procurement Method: | Vendor Contract No. 33022 |
| Award: | Homerite of Baltimore |
| | Baltimore, MD |
| Amount: | \$82,000 |
| Fund Source: | MCCBL of 2012: Provide funds to design, construct and equip campuswide infrastructure improvements at the |
| | College Park Campus. Item 049 |
| Resident Business: | Yes |
| MD Tax Clearance: | 16-0954-0111 |

Salisbury University Delmarva Public Radio

| Description: Procurement Method: Award: | Deliver and install FM transmitter equipment Competitive Sealed Bid Public Media Engineering, LLC |
|---|--|
| Amount: | Chicago, IL \$187,124 |
| Fund Source: | MCCBL of 2013: <i>Provide funds for the support and relocation of SU Delmarva Public Radio.</i> Item 073 |
| Resident Business: | No |
| Tax Compliance No.: | 16-1391-0000 |

BOARD OF PUBLIC WORKS APPROVED DISAPPROVED WITH DISCUSSION

THIS ITEM WAS: DEFERRED WITHDRAWN WITHOUT DISCUSSION

Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: James Haley

5-S-OPT. <u>BOWIE STATE UNIVERSITY</u> Service Contract Option Food Services Management

| Contract ID: | Food Services Management Contract RFP No. 2009-06 |
|--------------------|---|
| Contract Approved: | USM Item 4-S (12/17/08) USM Item 7-S OPT (7/02/2014) USM Item 4-S-OPT (6/03/2015) |
| Contractor: | Thompson Hospitality Services, LLC Reston, VA 20190 |

Contract Description: Provide complete dining services for the campus community, including student board meals, retail sales, catering and concessions.

| Option Description: | Exercise third of five renewal options |
|------------------------------|--|
| Original Contract Term: | 12/24/08 - 06/30/2014 (with five 1-year renewal options) |
| Option Term: | 07/01/16 - 06/30/17 |
| Original Contract Amount: | \$16,000,000 |
| Option Amount: | \$4,650,000 |
| Original Procurement Method: | Competitive Sealed Proposals |
| MBE Participation: | 35% |
| MBE Compliance: | 33.4% |
| Performance Security: | Performance bond is required in the amount of \$750,000 |

Requesting Institution Remarks: The University recommends Thompson Hospitality for contract renewal based on excellent performance.

5-S-OPT. <u>BOWIE STATE UNIVERSITY</u> (cont'd) Service Contract Option-Food Services Management

Fund Source: Current Unrestricted Funds: Bowie State University Auxiliary Services Dining Program, which are self-support funds generated by student purchases of meal plans

Resident Business: Yes

MD Tax Clearance: 16-1133-1111



Contact: Ken Smith (410) 260-7807 ksmith@comp.state.md.us Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

1-IT. <u>COMPTROLLER OF MARYLAND</u>

Information Technology Division

Contract ID: Software Maintenance and Support Services SS-2016-15, ADPICS BPO No.: E00B6400084

Contract Description: Software maintenance and support services for IBM's mainframe software products used by the Annapolis Data Center and its customer agencies to maintain critical applications, systems, and operational functions.

| Awards: | IBM Corporation, Baltimore, MD | |
|---------------------|---------------------------------|--|
| Term: | 7/1/2016 - 6/30/2017 (one year) | |
| Amount: | \$2,347,955 | |
| Procurement Method: | Sole Source | |
| MBE Participation: | None | |
| Incumbent: | IBM Corporation | |

Remarks: The software runs (drives) the Annapolis Data Center's IBM z13s mainframe. IBM is the developer of the software and, as such, retains the proprietary and copyright privileges associated with the software. Under these circumstances, IBM Corporation is the only vendor that can provide the requested software maintenance and support services.

As there are no opportunities for subcontracting, the Comptroller's procurement review group concluded that no MBE goal be set.

| Fund Source: | 100% Reimbursable | Approp. Code: | E00A1001 |
|---------------------------|-------------------|-------------------|--------------|
| Resident Business: | Yes | MD Tax Clearance: | 16-1127-1111 |

| J | BOARD OF PUBL | IC WORKS | THIS ITEM WAS: | |
|---|---------------|---------------|----------------|--------------------|
| | APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| | | WITH DISCUSSI | ON C | WITHOUT DISCUSSION |
| | | | | |

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2-IT. <u>COMPTROLLER OF MARYLAND</u>

Information Technology Division

Contract ID: Software Maintenance and Support Services SS-2016-13, ADPICS BPO No.: E00B7400001

Contract Description: Software maintenance and support services for SAS Institute's mainframe software products used by the Annapolis Data Center and its customer agencies to maintain critical applications, systems, and operational functions.

| Awards: | SAS Institute, Inc., Cary, NC |
|---------------------|--|
| Term: | 7/1/2016 - 6/30/2017 (base term with one 1-year renewal option) |
| Amount: | \$181,896 (base) <u>\$123,207 (renewal term)</u> \$305,103 |
| Procurement Method: | Sole Source |
| MBE Participation: | None |
| Incumbent: | SAS Institute, Inc. |

Remarks: The Annapolis Data Center is the data processing service bureau for various State departments and agencies. To support that effort, the Comptroller's IT Division obtains and manages licenses and maintenance services for numerous mainframe software products that support ADC operations and customer agency application systems. The recommended contract provides use and maintenance of the three mainframe software products that are the analytical tools used primarily by the ADC's customer agencies.

SAS is the developer of the software and, as such, retains the proprietary and copyright privileges associated with the software. Under these circumstances, SAS Institute, Inc. is the only known vendor that can license and maintain the requested software.

2-IT. <u>COMPTROLLER</u> (cont'd)

- *Fund Source:* 100% Reimbursable
- Approp. Code: E00A1001
- Resident Business: No
- **MD Tax Clearance:** 16-1164-1111



Contact: Donna Ziegenhein (410) 865-1315 dziegenhein@mdot.state.md.us Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

3-IT. DEPARTMENT OF TRANSPORTATION

Contract ID: IBM Mainframe Software Licenses and Related Support OTTS-17/002, ADPICS BPO No.: J01B6400039

Contract Description: Annual maintenance, support, and license renewal for IBM mainframe operating system software.

| Awards: | IBM Corporation, Baltimore, MD |
|---------------------|---------------------------------|
| Term: | 7/1/2016 - 6/30/2017 (one year) |
| Amount: | \$2,100,097 |
| Procurement Method: | Sole Source |
| MBE Participation: | None |
| Incumbent: | IBM Corporation |

Remarks: This contract continues maintenance and renewal of licenses for essential IBM mainframe operating system and related software products installed on the IBM mainframe processor at Transportation's Glen Burnie Data Center. The software license agreement is critical to the ability to fulfill MDOT's responsibility as the central data processing center for all of MDOT, including the Maryland Transportation Authority.

IBM is the owner of the proprietary operating system and the sub-systems installed on the existing IBM mainframe processor; therefore, there is no other available source for the maintenance software. Due to the proprietary nature of the services being provided, there are no subcontracting opportunities and therefore no MBE participation goal has been established for this contract.

| Fund Source: | 100% Special (Transportation Trust Fund) | | |
|---------------------------|--|----------------|------------------------------|
| Approp. Code: | J01A0103 | | |
| Resident Business: | Yes | MD Tax Clea | <i>trance</i> : 16-1044-1111 |
| BOARD OF PUBL | IC WORKS | THIS ITEM WAS: | |
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISC | CUSSION | WITHOUT DISCU | SSION 83 |

Contact: Steve Kolbe (410) 865-1239 Skolbe@mdot.state.md.us Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

4-IT. DEPARTMENT OF TRANSPORTATION

Contract ID: Maximo Software Support and Maintenance OTTS-17-001-IBM, ADPICS BPO No.: J01B6400040

Contract Description: Software maintenance and support services for the MDOT enterprise asset management system (Maximo Computerized Asset and Maintenance Management System).

| Awards: | IBM Corporation, Baltimore, MD |
|---------------------|-----------------------------------|
| Term: | 7/1/2016 – 6/30/2021 (five years) |
| Amount: | \$6,023,029 |
| Procurement Method: | Sole Source |
| MBE Participation: | None |
| Incumbents: | IBM, Inc. |

Remarks: This contract continues software maintenance and support for the Maximo asset management system. In 1995, MDOT competitively selected and began deployment of Maximo software as its computerized asset management and maintenance system. This proprietary software has been configured to meet MDOT's unique needs.

In 2015 MDOT performed an assessment of IBM's Enterprise Asset Management system in addition to its competitors. MDOT determined that Maximo is strategically critical and is deeply embedded in the business processes of all of the Transportation Business Units. Maximo is fulfilling MDOT needs now and will continue to meet MDOT needs in the future. IBM's Maximo product aligns with MDOT's strategic plans and it is a market leading energy and utilities enterprise asset management system according to Gartner.

To replace the functionality that Maximo currently provides would require multiple systems. MDOT would bear high costs in re-architecting both business processes and technical solutions, and, higher cost and risk in maintaining and integrating multiple solutions. MDOT determined that to change systems would detrimentally detract from its strategic objectives.

4-IT. <u>DEPARTMENT OF TRANSPORTATION</u> (cont'd)

Remarks (cont'd):

Due to the proprietary nature of the software, there are no subcontracting opportunities and therefore is no MBE participation goal for this contract.

Fund Source: 100% Special (Transportation Trust Fund)

Approp. Code: J01A0103

Resident Business: Yes

MD Tax Clearance: 16-1044-1111



Contact: Anthony Fugett (410) 767-1679 Anthony.Fugett@maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

5-IT. DEPARTMENT OF INFORMATION TECHNOLOGY

| Contract ID: | tral Collections Unit Modernization Project J Project Personnel/ <i>Woodard, Graham, Abercrombie</i> PICS BPO No.: F50B6400032 | |
|----------------------|--|--|
| Contract Description | Project personnel to implement the CCU modernization project | |
| Awards: | Blue Collar Objects, Fairfax, <mark>VA</mark> | |
| Term: | 7/1/2016 - 6/30/2017 (One-year base, with one 1-yr option) | |
| Amount: | \$ 728,198 (base) <u>\$ 750,043 (one year renewal option)</u> \$1,478,241 Total | |
| Procurement Method | <i>t</i> : Sole Source | |
| MBE Participation: | 100% (Contractor is MBE) | |
| Incumbents: | Blue Collar Objects | |

Remarks: DoIT's recommendation is to continue the contractual relationship with Blue Collar Objects for three resources, Program Manager, Deputy Project Manager and Subject Matter Expert, to complete implementation of the CCU modernization project. The resources currently fulfilling these roles were procured through a competitive procurement under the CATS Master Contract. The services are necessary to maintain continuity necessary to successfully complete the CCU modernization project.

The Program Manager, David Woodard, brings considerable cumulative project knowledge and has become skilled at CCU operations including business processes and technology assessments to support operations and developed a phased approach to reduce risk to project implementation in addition to leading the project team to execute multiple contract deliverables on schedule and within budget.

The Deputy Project Manager, Sheila Graham, has extensive knowledge in current CCU business processes and is currently the managing data conversion planning, design and execution. In addition, she participated in the successful procurement for the Core Debt Collection Information System RFP and the CCU Project Human Resources RFP which form the foundation for project completion. She also provided leadership for documenting the CCU "As-Is' business processes, requirements management and change management.

5-IT. <u>DEPARTMENT OF INFORMATION TECHNOLOGY</u> (cont'd)

Remarks (cont'd):

The Subject Matter Expert, Jackie Abercrombie, has extensive knowledge of CCU operations including current business processes, project requirements, and DoIT procurements. Ms. Abercrombie participated in documenting CCU's "As-Is" business processes for collections, legal measures and accounting. In addition, she has provided direct contributions and team leadership in developing project requirements. She is currently leading procurement activities for peripheral systems and providing support for requirements traceability. Peripheral systems are required to implement the CCU modernization project while successfully modernizing CCU business operations. Requirements traceability is required to ensure that the implemented system meets quality standards.

Approval of a new sole source contract is requested, as opposed to re-competing the services as the three resources are performing key roles on the project. Re-competition would introduce substantial and unnecessary risk to the project by potentially contracting for less knowledgeable resources dependent on a successful learning curve.

Regarding price fairness, the hourly rates for the renewal periods for each resource are consistent with the contract current contract allowing for a three percent increase which is in line with the CPI and recent awards for similar labor categories. Given the fair pricing and the proven success on the project, the continuation of these resources is in the State's best interest.

Fund Source: 100% Special (Central Collection fees)

Approp. Code: F50B0406

Resident Business: No

MD Tax Clearance: 16-1312-0110

| BOARD OF PUBLIC WORKS | THIS ITEM WAS: | |
|------------------------------|--------------------|----|
| APPROVED DISAPPROVED | DEFERRED WITHDRAWN | |
| WITH DISCUSSION | WITHOUT DISCUSSION | 87 |

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6-IT. MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SYSTEMS

Contract ID: Statewide EMS Data Systems License Maintenance and Hosting ADPICS BPO No.: D53B6400007

Contract Description: Provide support, maintenance, upgrades and, hosting for the Statewide electronic emergency medical services data system known as eMEDS[®].

| Awards: | ImageTrend, Inc., Lakeville, MN |
|---------------------|--|
| Term: | 7/1/2016 - 6/30/2020 (four-year base, with two 1-yr options) |
| Amount: | \$ 624,269 (base term) \$ 183,521 (renewal option 1) <u>\$ 189,027 (renewal option 2)</u> \$996,817 Total |
| Procurement Method: | Sole Source |
| MBE Participation: | None |
| Incumbents: | ImageTrend, Inc. |

Remarks: In 2010 MIEMSS purchased a non-exclusive, royalty-free, irrevocable and perpetual license to use the vendor's EMS (emergency medical services) data collection and reporting system. Maryland's EMS data collection system is known as eMEDS[®]. The license permits the State to authorize third parties (including any county EMS service) to use the EMS Data Collection System free of charge under the State's license.

All State public safety ambulances, including the Maryland State Police Medevacs, use the license. eMEDS[®] has also been implemented by Maryland's 23 counties and Baltimore City. The last county came on board in April 2015. Among others, Baltimore City, Prince Georges, Montgomery, Howard, Frederick, Anne Arundel counties and Ocean City were using third- party solutions. With the implementation of eMEDS[®], those cities and counties have been able to take advantage of significant cost savings. Under MIEMSS' license, throughout Maryland, every public safety ambulance responding to a 911 call, including State Police Medevacs, uses this secure web-based system to record pre-hospital patient care data. In addition to the counties, over 40 commercial ambulance services using eMEDS[®].

6-IT. MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SYSTEMS (cont'd)

Remarks (cont'd):

ImageTrend, Inc. is the sole developer and owner of the proprietary software application. and the sole provider of the software maintenance, support, upgrades and hosting reliability needed for this Statewide electronic patient care reporting system.

| Fund Source: | 100% Special (EMS Operations Funds) |
|--------------------|-------------------------------------|
| Approp. Code: | 232700 – D53 |
| Resident Business: | No |
| MD Tax Clearance: | 16-1322-0000 |



Contact: William Ward (410) 768-7292 wward@mdot.state.md.us Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

7-IT-MOD. <u>DEPARTMENT OF TRANSPORTATION</u> Motor Vehicle Administration

Contract ID: IntelliGrants Software Maintenance, Hosting and Technical Support ADPICS BPO No.: J00B3400041, COG68388

Contract Approved: DoIT Item 1-IT (5/29/2013)

Contractor: Agate Software Inc., Okemos, MI

Contract Description: Software maintenance, hosting, and technical support to monitor all grants received and distributed by the Maryland Highway Safety Office to recipients throughout the State.

Modification Description: Continue services provided until new system is up and running.

| Original Contract Term: | 7/1/2013 - 6/30/2016 |
|---------------------------------------|-------------------------------------|
| Modification Term: | 7/1/2016 - 6/30/2018 |
| Original Amount: | \$252,750 |
| Modification Amount: | \$176,500 (\$85,250/year x 2 years) |
| Prior Mod/Option Amount: | None |
| Revised Total Contract Amount: | \$429,250 |
| Percent +/- (This Modification): | +69.8% |
| Overall Percent +/-: | +69.8% |
| Original Procurement Method: | Sole Source |
| MBE Participation: | None |

7-IT-MOD. DEPARTMENT OF TRANSPORTATION (cont'd) Motor Vehicle Administration

Remarks: The Highway Safety Office, which transferred from SHA to MVA in 2011, uses a software product called IntelliGrants, manufactured and supported by Agate Software Incorporated. This software monitors all grants received and distributed to all recipients throughout Maryland. This software was transferred over to the MVA when the Highway Safety Office was transferred.

SHA acquired the software in June 2009 under the Statewide Commercial off-the-shelf (COTS) Master Contract. Since then SHA/MVA have been establishing on-going sole source contracts for the continuous maintenance, hosting, and technical service support each year.

Agate currently provides the following services: software maintenance, system hosting on a shared server arrangement, and technical services at a negotiated hourly rate. Those services include configuration and implementation services, including the addition of new forms, reports, changes to security roles, and adding the new fiscal year for new grants.

As the Highway Safety Office transitions to the new hybrid electronic grant system using the Maryland GOCPP base model, many modifications are being made to the new system to make it compatible with federal grant application and monitoring requirements. These modifications are scheduled to be completed by January 2017, in time for grantees to begin the application process for federal Fiscal Year 2018.

Notably, in the event that the modifications to Maryland's e-grant system (GPS: Grant and Projects for Safety) are not fully implemented and tested by January 2017, another year of grant work will need to be initiated in SHARP. This process must begin near the beginning of the year to allow for grant application, review, risk assessments, and approvals to happen before the Office's application for federal funds is ready by June 1. This will require having AGATE to prepare and make changes and updates to the application throughout the fall 2017 as might be needed for federal FY 2018 in case the delay described above becomes reality.

In October 2016, the new federal FY 2017 grants begin which have been applied for and will continue to be processed in the AGATE SHARP system. These grants will continue into fall 2017 with payment processing required through the end of calendar year 2017. During all of calendar year 2017, the Highway Safety Office will be operating with two concurrent electronic grant systems. The six-month overlapping time period of the State fiscal year and the payment and reimbursement periods for the federal grants does not allow for the timelines on the contracts to align with the State fiscal year.

| | Fund Source: | 100% Federal | Approp. Code: | | J04E0004 |
|---|---------------------------|--------------|----------------|-------|--------------|
| | Resident Business: | No | MD Tax Cleard | ance: | 16-0654-0001 |
| | BOARD OF PUBLIC | WORKS | THIS ITEM WAS: | | |
| < | APPROVED | DISAPPROVED | DEFERRED | WITH | DRAWN |
| | WITH DISCUSSION | WITH | OUT DISCUSSION | | |

Contact: Courtney Lewis (410) 767-0824 Courtney.Lewis@maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

8-IT. DEPARTMENT OF HEALTH & MENTAL HYGIENE

Contract ID: Electronic Claims Management System OPASS-17/15997, ADPICS BPO No.: M00B7400039

Contract Description: Support, maintenance and enhancement of Electronic Claims Management System [eCMS], the proprietary electronic claims management system that is used to process medical and pharmacy claims by three DHMH programs: the Breast and Cervical Cancer Diagnosis and Treatment Program, The Kidney Disease Program, and most recently Children's Medical Services.

| Awards: | Santeon Inc., Reston, VA |
|---------------------|--------------------------------|
| Term: | 7/1/2016 - 6/30/2021 (5 years) |
| Amount: | \$2,272,620 |
| Procurement Method: | Sole Source |
| MBE Participation: | None |
| Incumbent: | Santeon, Inc. |

Remarks: The current contract that supports three DHMH programs: the Breast & Cervical Cancer Diagnosis & Treatment Program, Kidney Disease Program, and Children's Medical Services began 9/13/2011 and are now in the second option year which will end 6/30/2016. These three programs rely on eCMS to process medical and pharmacy claims; eCMS is critical to the operation of the three programs.

DHMH has used eCMS to process and pay medical and pharmacy claims since September 2005 following an initial RFP in April 2003 and a design, development, and implementation project which took over two years.

The eCMS application relies on three Santeon-owned, proprietary software pieces: Santeon Portal; XIP Engine and Santeon Reporting Tool. These software pieces were developed and implemented by Santeon for eCMS. Santeon also developed an initial maintenance support application. Santeon is the only vendor who can provide the services necessary to operate, maintain, and enhance eCMS. Changes in the functionality of the XIP engine or other components will have a profound effect on DHMH's claim processing workflows and the information stored in the different databases.

8-IT. DEPARTMENT OF HEALTH & MENTAL HYGIENE (cont'd)

Remarks (cont'd):

It was anticipated that the new MMIS III (MERP) would eliminate the need for Santeon's eCMS to process claims for the breast and cervical cancer and the kidney disease programs. This would also eliminate the need to procure another Santeon support and maintenance contract. However, DMH issued a stop-work order on the MERP contract in August 2014 and the MMIS III project had been on hold until it was cancelled in October 2015. The current sole-source Santeon support and maintenance contract will expire before a new MMIS can be procured and implemented.

A sole-source contract is being requested to ensure continuity of operations for the three programs since Santeon is the only vendor who can provide the services necessary to maintain and enhance eCMS. This approach appears to carry the least risk, causes no disruption to existing operations, will carry the least cost (based on available information), and leverages a recent \$425,000 system upgrade. Finally, this option provides a stable system environment which will facilitate and leverage efforts to migrate these programs to a future MMIS III.

In addition, any other options would require at a minimum a two-year extension of the current Santeon contract to support claims processing for the programs until a new solution is operational. The cost of the contract extension is in addition to the cost of a new solution.

There is no MBE goal because there are no aspects of the support and maintenance that are able to be subcontracted to another vendor.

| Fund Source: | 33.4% General33.3% Federal33.3% Special (Cigarette Restitution Fund) | | |
|------------------------------------|--|----------------|-----------|
| Approp. Code: | F0304 | | |
| Resident Business: | No | | |
| MD Tax Clearance: | 16-1106-0010 | | |
| BOARD OF PUBLI | C WORKS | THIS ITEM WAS: | |
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISCUSSION WITHOUT DISCUSSION | | | > |

Agency Contact: John Bohns (410) 767-1057 John.Bohns@maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

9-IT-MOD. DEPARTMENT OF HEALTH & MENTAL HYGIENE

Office of Systems, Operations and Pharmacy

| Contract ID: | Project Management Support and Quality Management Services | | |
|--------------------|--|---------|--|
| | DHMH-OPASS-12-10806; ADPICS No.: M00 | | |
| | MOOB | 6400687 | |
| Contract Approved: | DoIT Item 5-IT (5/23/2012) | | |

Contractor: Cognosante Consulting, LLC, Phoenix, AZ

Contract Description: Project management support and quality management services for the Medicaid Management Information System (MMIS) restructuring project.

Modification Description: During the base term, the BPW approved adding four additional people to the contract to support the Project Management Office in restructuring the MMIS enterprise. (See DoIT Item 3-IT-MOD [7/24/2013])

| Option Description: | Exercise first renewal option |
|---------------------------------------|--|
| Original Contract Term: | 5/28/2012 – 5/31/2016 (w/ two 1-yr renewal options) |
| Modification/Option Term: | 6/1/2016 - 5/31/2017 |
| Original Contract Amount: | <pre>\$ 10,134,738 (Base) \$ 2,597,338 (Option 1) \$ 2,623,296 (Option 2) \$15,355,372 (Total)</pre> |
| Modification Amount: | \$1,051,461 |
| Option Amount: | \$2,597,338 |
| Prior Modifications/Options: | \$3,087,375 (DoIT Item 3-IT-MOD [7/24/2013]) |
| Revised Total Contract Amount: | \$22,091,545 |
| Percent +/- (This Modification): | 10.37% |

Supplemental **Department of Information Technology Revised ACTION AGENDA**

9-IT-MOD. DEPARTMENT OF HEALTH & MENTAL HYGIENE (cont'd)

Supplement D

May 25, 2016

| Overall Percent +/-: | 40.84% |
|------------------------------|------------------------------|
| Original Procurement Method: | Competitive Sealed Proposals |
| MBE Participation: | 28% |
| MBE Compliance: | 30% |

Remarks: The DHMH is responsible for administering the Medicaid Program to eligible Medicaid recipients under Title XIX of the Social Security Act. Maryland reimburses providers for the medical services provided to eligible recipients through the state's MMIS. The medical services are provided to Medicaid recipients through a combination of fee-for-service and prepaid arrangements with a variety of medical and managed care providers.

In April 2012, DHMH began the Medicaid Enterprise Restructuring Project (MERP), a major information technology project that was planned to replace the legacy MMIS. In May 2012 DHMH awarded a contract to Cognosante Consulting, LLC for nine subject matter expert (SME) resources to provide project management and quality management service oversight of this major project. In July 2013 a contract modification was executed to add four SME resources to provide additional functional and technical support for the project. However, in October 2015, DHMH canceled the MMIS replacement contract which was a major component of the MMIS restructuring project.

Upon cancelation of the MERP MMIS replacement contract, the State and the Centers for Medicare and Medicaid Services (CMS) had discussions about the State's plans to come into compliance with a number of federal mandates related to MMIS that were deferred under the MERP project. In the course of these discussions, the State, assisted by Cognosante, developed a proposed approach to these compliance projects along with developing a plan to initiate the planning for a modular MMIS system as is now required for State Medicaid agencies under federal regulations released in December 2015. With Cognosante's national expertise garnered from engagements in other state Medicaid programs, they are key in performing an assessment of the impact the cancellation of the MMIS replacement contract has on the MMIS business operations. In addition, the DHMH-Cognosante team is working on a plan to implement MMIS legacy system enhancements and business process improvements to comply with mandates, and to meet the business needs of the Medicaid Program until a replacement MMIS is implemented. One key component of this process is a "MITA 3.0 assessment" which is a full scale review of the Medicaid MMIS business and systems in order to begin to move the State toward a possible replacement system.



9-IT-MOD. **DEPARTMENT OF HEALTH & MENTAL HYGIENE** (cont'd)

The Cognosante team is tasked with assuring that these interim MMIS enhancements will be positioned to add value and integrate with the future new MMIS system. Contractor also assists the DHMH Office of the Attorney General to research and gather MERP project documents from the canceled MMIS replacement contract. This Cognosante option-modification contract is being executed to continue providing 13 SMEs to support DHMH on the MMIS restructuring project.

This contract will help DHMH to modernize the existing MMIS to ensure that individuals receive health care benefits to which they are entitled and, that providers are reimbursed promptly and efficiently. Exercising the first option year of the Cognosante contract allows DHMH to use the expert resources on this contract while a replacement contract can be written and procured to replace these services based on future needs of the MMIS replacement project.

| Fund Source: | 10% General, 90% Federal (Medicaid) |
|--------------------|-------------------------------------|
| Approp. Code: | M00Q0108 |
| Resident Business: | No |

This Item was withdrawn as Item 8-IT-MOD from the 5/11/16 Agenda.





Larry J. Hogan Governor

Boyd K. Rutherford Lt. Governor

Pete K. Rahn Secretary

BOARD OF PUBLIC WORKS (BPW)

ACTION AGENDA

May 25, 2016

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| General/Miscellaneous | 18 - 20 |

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID:

T-1288-0240 Wayside Emergency Telephone System Upgrade ADPICS No.: T12880240

CONTRACT DESCRIPTION: This contract is for designing, furnishing, installing and testing a Wayside Emergency Telephone (WET) Systems for 14 Metro Station waysides and service areas, two service buildings and all other wayside locations.

| AWARD: | Enterprise Electric Company Baltimore, MD |
|--|--|
| AMOUNT: | \$2,637,290 |
| TERM OF CONTRACT: | 06/23/2016 - 06/22/2019 |
| PROCUREMENT METHOD: | Competitive Sealed Bid |
| BIDS: | |
| Enterprise Electric Company Baltimore, MD | \$2,637,290 |
| C3M Power Systems Capital Heights, MD | \$3,737,000 |
| Kratos Public Safety & Secu Elkridge, MD | urity \$3,970,000 |
| M.C. Dean Dulles, VA | \$6,455,014 |
| DBE PARTICIPATION: | 25% |
| PERFORMANCE SECURITY: | Performance Bond and Payment Bond at 100% of Contract Amount |

REMARKS: The Engineer's Estimate for this contract was \$3,939,000. The low bid received is approximately 33% lower than the estimate. The difference in totals can be attributed to the vendor, an electrical contractor, having extensive knowledge and experience working on MTA properties as they

ITEM: 1-C (Continued)

installed the original WET system in 1984. In addition, Enterprise Electric Company intends to selfperform more than 50% of the work due to their past experience with the system. Their specific expertise as an electrical contractor including their knowledge of the original system and an understanding of the materials required for the replacement upgrade, allows the contractor to realize lower costs, resulting in the lower prices submitted. Enterprise Electric Company confirmed their understanding of the specifications and the price submitted.

This solicitation was advertised on eMaryland Marketplace on December 10, 2015, notifying 745 vendors. Five additional vendors were directly solicited.

The current Wayside Emergency System is over 30 years old and at the end of its useful life. The WET system is mandated by the National Fire Protection Association in order to provide an emergency telephone system capable of communicating with the Operations Control Center. This contract will upgrade approximately 215 telephone handsets spaced at 800 foot intervals along both sides of the track. In the event of an emergency, maintenance personnel will use the WET system handsets to automatically and directly call the Operations Control Center. Overall, the work to be provided in this contract includes, but is not limited to replacement of the existing WET system, replacing it with a homogenous WET system, including all wiring, a health check monitoring system (SAMM) in order for MTA to perform diagnostic tests, programming, and maintenance remotely; and furnish and install rack enclosures to house the WET system equipment in each Metro station and two Service buildings.

The stations where the Wayside Emergency Telephone systems will be replaced are:

- Johns Hopkins Hospital
- Shot Tower/Market Place
- Charles Center
- Lexington Market
- State Center/Cultural Center
- Upton/Avenue Market

- Mondawmin
- West Cold Spring
- Rogers Avenue
- Reisterstown Plaza
- Milford Mill
- Old Court and Owings Mills

- Penn North

The Service Buildings affected are the McDonough Service Building and the Portal Service Building. Additionally, all track wayside shall have Wayside Emergency Telephone equipment replaced. Vent locations along the tracks that shall have all Wayside Emergency Telephone equipment replaced include Ocala Vent shaft, Ruskin Vent Shaft, Gould Street Vent shaft, Lafayette Vent shaft, Ashland Vent shaft, and Monument Vent shaft. This contract includes a one-year standard warranty on the WET system and its components.

The DBE goal established for this contract is 25 % and Enterprise Electric has committed to a goal of 27.07%; thereby, exceeding it by 2.07%.

ITEM: 1-C (Continued)

| FUND SOURCE: | 80% Federal, 20% Special Funds Budgeted to MTA |
|----------------------------|--|
| APPROPRIATION CODE: | J05H0105 |
| RESIDENT BUSINESS: | Yes |
| MD TAX CLEARANCE: | 16-0748-1111 |



DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 2-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID:

4261371418SB Application of Herbicides and Plant Growth Regulators to Roadside Vegetation and Soil at Various Locations in Howard County ADPICS No.: 4261371418

CONTRACT DESCRIPTION: This contract consists of the application of herbicides and plant growth regulators to roadside vegetation and soil in Howard County, to eradicate or control undesirable vegetation in turf areas, around traffic barriers, signs, fences, bridge ends, delineators, shoulders, and other areas designated by the Engineer.

| AWARD: | Unified Solutions Services, LLC. Columbia, MD |
|---|---|
| AMOUNT: | \$366,000 NTE |
| TERM OF CONTRACT: | 06/09/2016 - 12/31/2018 |
| PROCUREMENT METHOD: | Competitive Sealed Bidding (Small Business Reserve) |
| BIDS: | (Smart Busiless Reserve) |
| Unified Solutions Services, LLC Columbia, MD | \$366,000 |
| RJO Services, LLC Severna Park, MD | \$482,053 |
| LIVING WAGE ELIGIBLE | Yes |
| MBE PARTICIPATION: | 100% |
| PERFORMANCE SECURITY: | None |
| INCUMBENT: | Unified Solutions Services, LLC Columbia, MD |

ITEM: 2-M (Continued)

REMARKS: The Engineer's Estimate for this contract was \$479,750. The low bid received was 23.71% less than the estimate. The difference in cost is attributed to SHA's overestimation of each of the daily rates. SHA has confirmed Unified Solutions Services, LLC's bid price.

The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Two hundred five contractors were notified for this project via eMaryland Marketplace; 21 of which were MDOT Certified MBEs.

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

The limits of this Contract work may extend to the other maintenance shops in this District, should extenuating circumstances dictate the need.

| FUND SOURCE: | 100% Special Funds Budgeted to SHA |
|----------------------------|------------------------------------|
| APPROPRIATION CODE: | J02B0102 |
| RESIDENT BUSINESS: | Yes |
| MD TAX CLEARANCE: | 16-1228-0110 |



APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 3-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID:

42915F1418 Brush and Tree Cutting & Stump Removal at Various Locations for the Fairland Shop in Montgomery County. ADPICS NO: 42915F1418

CONTRACT DESCRIPTION: This contract consists of brush and tree cutting and stump removal at various locations for the Fairland Maintenance Shop in Montgomery County.

| AWARD: | Excel Tree Expert Co., Inc. Jessup, MD |
|---|---|
| AMOUNT: | \$503,150 NTE |
| TERM OF CONTRACT: | 06/09/2016 - 06/30/2018 |
| PROCUREMENT METHOD: | Competitive Sealed Bidding |
| BIDS: | |
| Excel Tree Expert Co., Inc. Jessup, MD | \$503,150 |
| Pittman's Tree & Landscaping, Inc. Front Royal, VA | \$567,973 |
| LIVING WAGE ELIGIBLE | Yes |
| MBE PARTICIPATION: | 0% (Single Element of Work) |
| PERFORMANCE SECURITY: | An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract |
| INCUMBENT: | Excel Tree Expert Co., Inc. Jessup, MD |

ITEM: **3-M** (Continued)

REMARKS: The Engineer's Estimate for this contract was \$560,000. The low bid of \$503,150 is 10.15% lower than the estimate. SHA has confirmed Excel Tree Co., Inc.'s bid price.

The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. One hundred seventy three contractors were notified for this project on eMaryland Marketplace; 17 of which were MDOT Certified MBE's.

The limits of this contract work may extend to the other maintenance shops in this District, which consist of Montgomery & Prince George's Counties, should extenuating circumstances dictate the need.

100% of this contract will be performed by a Certified Small Business Enterprise.

| FUND SOURCE: | 100% Special Funds Budgeted to SHA |
|----------------------------|------------------------------------|
| APPROPRIATION CODE: | J02B0102 |
| RESIDENT BUSINESS: | Yes |
| MD TAX CLEARANCE: | 16-0694-0111 |

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: 4-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID:

42916L1418 Brush and Tree Cutting & Stump Removal at Various Locations for the Laurel Shop in Prince George's County. ADPICS No.: 42916L1418

CONTRACT DESCRIPTION: This contract consists of brush and tree cutting and stump removal at various locations for the Laurel Maintenance Shop in Prince George's County.

| AWARD: | Excel Tree Expert Co., Inc. Jessup, MD |
|---|---|
| AMOUNT: | \$408,550 NTE |
| TERM OF CONTRACT: | 06/09/2016 - 06/30/2018 |
| PROCUREMENT METHOD: | Competitive Sealed Bidding |
| BIDS: | |
| Excel Tree Expert Co., Inc. Jessup, MD | \$408,550 |
| Pittman's Tree & Landscaping, Inc. Front Royal, VA | \$478,920 |
| LIVING WAGE ELIGIBLE | Yes |
| MBE PARTICIPATION: | 0% (Single Element of Work) |
| PERFORMANCE SECURITY: | An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract |
| INCUMBENT: | Excel Tree Expert Co., Inc. Jessup, MD |
ITEM: 4-M (Continued)

REMARKS: The Engineer's Estimate for this contract was \$470,000. The low bid received is 13% under than the Engineer's Estimate.

The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. One hundred seventy-three contractors were notified for this project on eMaryland Marketplace; 17 of which were MDOT Certified MBE's.

This contract provides for both on-call, as-needed services and routine scheduled services.

100% of this contract will be performed by a Certified Small Business Enterprise.

The limits of this contract work may extend to the other maintenance shops in this District, which consist of Montgomery & Prince George's Counties, should extenuating circumstances dictate the need.

| FUND SOURCE: | 100% Special Funds Budgeted to SHA |
|----------------------------|------------------------------------|
| APPROPRIATION CODE: | J02B0102 |
| RESIDENT BUSINESS: | Yes |
| MD TAX CLEARANCE: | 16-0835-0111 |



WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 5-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID:

432PLF1418RSB Litter Pick-up at Various Locations for the Laurel Shop in Prince George's County ADPICS No.: 432PLF1418

CONTRACT DESCRIPTION: This contract consists of three, five-person crews performing litter pick up at various locations for the Laurel Shop.

| AWARD: | Buddy's Window Washing Services, LLC Baltimore, MD |
|---------------------|--|
| AMOUNT: | \$334,890 NTE |
| TERM OF CONTRACT: | 06/01/2016 - 05/31/2018 |
| PROCUREMENT METHOD: | Competitive Sealed Bidding (Small Business Reserve) |

BIDS:

| Buddy's Window Washing Services, LLC (BWWS) Baltimore, MD | \$334,890 |
|--|-----------|
| Tri-State Solutions of Maryland, LLC Fort Washington, MD | \$372,240 |
| Industrial Commercial Cleaning Group Camden, NJ | \$383,240 |
| Colossal Contractors, Inc. Burtonsville, MD | \$421,700 |
| Baltimore-Washington Contracting Co., LLC Stoney Beach, MD | \$441,320 |
| C & C Management Group, Ltd. Frederick, MD | \$474,650 |

BIDS (Continued):

| Earn Contractors Gaithersburg, MD | \$504,900 |
|---|--------------------------------------|
| MAS Natural Restoration, Inc. Damascus, MD | \$514,800 |
| Moving in Style, LLC Clinton, MD | \$702,500 |
| LIVING WAGE ELIGIBLE: | Yes |
| MBE PARTICIPATION: | 100% |
| PERFORMANCE SECURITY: | None |
| INCUMBENT: | Buddy's Window Washing Services, LLC |

REMARKS: The Engineer's Estimate was \$452,850. The low bidder's cost came in 26.05% under the Estimate. The cost difference was on both of the daily rates for the Protection Vehicle and the Full Width Litter Pick-Up Crew.

The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Two hundred twenty-four contractors were notified for this project on eMaryland Marketplace; 30 of which were MDOT Certified MBE's.

This contract provides for both on-call, as-need services and routine, scheduled services.

This contract has been rebid. SHA received 12 bids for the previous solicitation; however, the three low bidders requested to have their bids withdrawn. The reasons for withdrawal were a misunderstanding regarding the living wage requirements and miscalculations following a contract addendum which was not factored into bid pricing and not accounting for a profit margin thereby setting the firm up for out-of-pocket costs that would have been a burden to the company. The fourth lowes bid received was not responsible as SHA terminated prior contracts with the firm. It was determined that it was not fiscally advantageous to award to any of the remaining bidders.

The 2016 annual waiver for litter pickup was granted by MD Works on March 8, 2016.

| FUND SOURCE: | 100% Special Funds Budgeted to SHA | |
|----------------------------|------------------------------------|--|
| APPROPRIATION CODE: | J02B0102 | |
| RESIDENT BUSINESS: | Yes | |

ITEM: 5-M (Continued)

MD TAX CLEARANCE:

16-0924-0111



DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 6-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID:

4770161418 Install, Repair or Replace Traffic Barrier at Various Locations in Allegany County ADPICS No.: 4770161418

CONTRACT DESCRIPTION: This contract consists of the installation, repair or replacement of traffic barrier at various locations in Allegany County.

| AWARD: | Penn Line Service, Inc. Scottdale, PA | |
|--|---|--|
| AMOUNT: | \$569,574 NTE | |
| TERM OF CONTRACT: | 06/09/2016 - 12/31/2018 | |
| PROCUREMENT METHOD: | Competitive Sealed Bidding | |
| BIDS: | | |
| Penn Line Service, Inc. Scottdale, PA | \$569,574 | |
| Green Acres Contracting Co. Scottdale, PA | \$570,513 | |
| LIVING WAGE ELIGIBLE | Yes | |
| MBE PARTICIPATION: | 0% (Single Element of Work) | |
| PERFORMANCE SECURITY: | An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract | |
| INCUMBENT: | Green Acres Contracting Co., Inc. Scottsdale, PA | |

ITEM: 6-M (Continued)

REMARKS: The Engineer's Estimate for this contract was \$603,925. The low bid received is approximately 5.69% lower than the estimate.

The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Forty-five contractors were notified for this project on eMaryland Marketplace; three of which were MDOT Certified MBE's.

This contract provides on-call services to repair or replace traffic barriers in Allegany County. The limits of this Contract work may extend to the other maintenance shops in this District, should extenuating circumstances dictate the need.

The contract includes a pre-established material allowance in the amount of \$10,000 (1.8% of the total contract value) for required for specialized equipment.

| FUND SOURCE: | 00% Special Funds Budgeted to SHA | |
|----------------------------|-----------------------------------|--|
| APPROPRIATION CODE: | J02B0102 | |
| RESIDENT BUSINESS: | No | |
| MD TAX CLEARANCE: | 16-0695-1111 | |



DEPARTMENT OF TRANSPORTATION ACTION AGENDA

| CONTRACT MODIFICATION | (Construction) |
|----------------------------------|---|
| ITEM: 7-C-MOD | |
| MARYLAND TRANSIT ADMINISTRATION: | |
| CONTRACT ID: | T-0239-0740 Rehabilitation and Repairs to Metro Bridge, Aerial, Bridge and Station Structures ADPICS No.: CO331566 |
| ORIGINAL CONTRACT APPROVED: | DOT Agenda 5/13/2015; Item 1-C |
| ORIGINAL PROCUREMENT METHOD: | Competitive Sealed Bidding |
| CONTRACTOR: | Freyssinet, Inc. Sterling, VA |

CONTRACT DESCRIPTION: This contract is for the repairs and rehabilitation of various structures within two Metro stations, seven steel bridges and Metro aerial structures on the Baltimore Metro Rail Line that extends from the Mondawmin portal, east of West Cold Spring Station, to the intersection of the Metro Rail Line at Patterson Avenue, west of Reisterstown Plaza Station. The work mainly involves sealing and patching of concrete structural members and surfaces at all of these locations.

MODIFICATION DESCRIPTION: Modification No. 1 includes a full depth repair of the structural slab and column repairs at the elevator walkway on the mezzanine level of the West Cold Spring Metro Station.

| AMOUNT: | \$480,000 |
|---------------------------------|------------------------------------|
| ORIGINAL CONTRACT AMOUNT: | \$2,087,835 |
| REVISED CONTRACT AMOUNT: | \$2,567,835 |
| PERCENTAGE INCREASE: | 23% (Modification No. 1) |
| ORIGINAL DBE PARTICIPATION: | 25% (DBE Compliance 16%) |
| TERM OF CONTRACT: | 04/15/2015 - 04/14/2017 (Original) |

REMARKS: This modification's negotiated amount of \$480,000 is 16.2% less than the Contractor's original proposed amount of \$563,720. It is also 6% more than the Engineer's Independent Cost Estimate of \$450,824.

ITEM: 7-C-MOD (Continued)

BPW - 05/25/16

The work to be performed includes the supply of temporary shoring, labor, equipment and material to perform a full depth concrete repair to five deteriorated sections of the mezzanine level structural slab for a total of 1,048 square feet and repairs to a deteriorated column at the southwest corner of the elevator walkway. Several on-site inspections were performed by MTA's Resident Engineer and Facilities Engineer resulting in the determination that these critical repairs are imperative to restoring and maintaining the structural integrity of the mezzanine slab.

| FUND SOURCE: | 80% Federal, 20% Special Funds Budgeted to MTA |
|----------------------------|--|
| RESIDENT BUSINESS : | No |
| APPROPRIATION CODE: | J05H0105 |
| MD TAX CLEARANCE: | 16-1248-1111 |



WITH DISCUSSION

WITHOUT DISCUSSION

113

George E. Fabula, Jr. 410-767-3908 GFabula@mta.maryland.gov

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY EASEMENT

ITEM: 8-RP MMC# 15-5069

MARYLAND TRANSIT ADMINISTRATION

RECOMMENDATION: That the Board of Public Works approve Maryland Transit Administration granting Perpetual Easement.

| AUTHORITY: | State Finance and Procurement Article, Section 10- 305, Annotated Code of Maryland |
|---------------------|---|
| PROPERTY: | Worman's Mill Road at Spring Bank Avenue, $(\pm 0.110 \text{ ac})$, Frederick County, Maryland |
| GRANTOR: | State of Maryland, Maryland Transit Administration |
| GRANTEE: | Fox & Associates, Inc. |
| CONSIDERATION: | \$12,050 |
| APPRAISED VALUE: | \$12,050 – Tracey L. McPherson (Selected) |
| SPECIAL CONDITIONS: | None |

STATE CLEARINGHOUSE: The Clearinghouse conducted an intergovernmental review of the project under MD20150406-0238. It has recommended to grant a perpetual access easement, within the right-of-way of the Maryland Transit Administration (a TBU administration of the Maryland Department of Transportation), of 0.110 acres +/- to the Fox & Associates, Inc. The Fox & Associates, Inc. plans to install a 20' paved road to cross over a portion of the 66' active rail line within the MTA's right-of-way along Worman's Mill Road at Spring Bank Avenue.

REMARKS: The Maryland Transit Administration seeks to grant Fox & Associates, Inc. the Perpetual Easement, $(\pm 0.110 \text{ acres})$ for the purpose of installing a 20' paved road to cross over a portion of the 66' active rail line that will benefit a new residential development for a rail line access crossing for the entrance at 7945 Worman's Mills Road. The entrance street will serve approximately 75 townhome units and two proposed office buildings. MTA granted Fox & Associates, Inc. an Entry Agreement for immediate access to the property for a one-year period.

| BOARD OF PUBLIC | WORKS ACTION - TH | IE ABOVE REFERENC | ED ITEM WAS: |
|------------------------|-------------------|-------------------|--------------|
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WIT | TH DISCUSSION | WITHOUT DISC | CUSSION 114 |
| | | | 114 |

DOT18 BPW – **05/25/16**

REVISED

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 9-GM

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID:

MTR-15-082-SR Express and Local Shuttle Bus Services to be Provided during a Temporary Shutdown of the Metro Subway ADPICS No.: MTR1582SR

CONTRACT DESCRIPTION: This contract will provide express and local shuttle bus services operating during regular Metro service hours, seven days a week, during a temporary shutdown of the Metro Subway for reconstruction of three Metro Rail interlockings. Interlockings are a major rail component that allows trains to cross over from one track to another, at the Portal, Reisterstown Plaza and Rogers Avenue stations.

| AWARD: | National Express Transit Corporation Warrenville, IL |
|----------------------------|--|
| AMOUNT: | \$618,311 (Local Service) <u>\$661,660 (Express Service)</u> \$1,279,970 NTE (Grand Total) |
| TERM OF CONTRACT: | <mark>06/09</mark> /2016 - 08/16/2016 |
| PROCUREMENT METHOD: | Competitive Sealed Bids (Single Bid Received) |
| DBE PARTICIPATION: | 0% |
| DBE WAIVER: | Granted, 04/21/2016 |
| PERFORMANCE SECURITY: | A Performance Bond in the amount of 10% of the |

REMARKS: The Independent Cost Estimate for this project was \$1,417,063. The single bid received of \$1,279,970 is 9.7% lower than the estimate provided. The Project Manager reviewed the single bid submitted and compared it to the Independent Cost Estimate, current market pricing, and historical price data from MTA's past and existing commuter bus prices. The Project Manager has deemed National Express Transit Corporation's price for these services to be fair and reasonable.

award amount

ITEM: 9-GM (Continued)

DOT19 BPW – 05/25/16 REVISED

The MTA issued an Invitation for Bid on January 14, 2016 on eMaryland Marketplace and the Mass Transit Magazine's website. In addition, MTA directly solicited 14 contractors that were identified as potential bidders for these services.

A Pre-bid conference, held on February 01, 2016, indicated possible low-interest from vendors to provide bids for this solicitation. In an effort to promote interest and competition, the bid due date was extended from February 16, 2016 to March 01, 2016 and 14 potential bidders were directly solicited for these services. Prior to the March 1st bid opening, the Procurement Officer surveyed the potential bidders and based upon the responses, extended the bid date to March 15, 2016 to allow ample time for vendors to thoroughly review the specifications. Prior to the March 15th bid opening, the potential bidders were surveyed again, providing a response which included a concern about the disparity between the frequency of trips and number of buses to be provided during standard time vs peak time and the vendors' capacity to perform. In order to provide an alternative to those vendors that may not be able to provide the entire total of 69 buses needed, the Express and Local routes were separated into two line items so that the vendor could bid on either the Express Service or Local Service, or both, and the bid date was extended to March 28, 2016.

Despite MTA's determination to promote the services and stimulate competition, a single bid was received on March 28, 2016. The efforts included advertising for approximately ten weeks, MTA performing direct solicitations to potential bidders, and adjusting the specifications to encourage and support subcontracting and partnering in order to address the capacity concerns expressed by the vendors. The single bid received from National Express Transit Corporation was \$661,660 for Express Services and \$618,311 for Local Services for a not to exceed amount of \$1,279,970.

The Office of Equal Opportunity Compliance Program (EOCP) reviewed the bidder's MDOT DBE Form A, noting a waiver request of the 2.5% DBE goal established on this contract. EOCP received and thoroughly reviewed the contractor's MDOT DBE Form E and Good Faith Efforts documentation, finding all to be acceptable. EOCP approved National Express Transit Corporation's 2.5% DBE waiver request on April 21, 2016.

The Procurement Officer contacted the potential bidders/directly solicited contractors to determine why they chose not to bid on this contract. Some of the reasons provided for non-participation were as follows:

- the work included is outside the vendors' ability to perform the services;
- capacity issues precluded the vendor from participating;
- vendor(s) are unable to provide the services due to the disparity between the frequency of trips required during peak times verses standard times
- vendors have other commitments which precluded them from participating at this time
- vendor was not interested in bidding on this particular project

MTA's Procurement Officer has determined other prospective bidders had reasonable opportunity to respond and this only bid is fair and reasonable by comparison to the Independent Cost Estimate, current market pricing and historical price data from MTA's past and existing commuter bus prices. National Express Transit Corporation is an experienced vendor, having successfully provided similar services to other State agencies, and their responsible bid is advantageous to the State due to the reasonableness of price and the critical need to have these services in place by July in order to avoid major service disruptions and an impact on riders.

ITEM: 9-GM (Continued)

DOT20 BPW – 05/25/16 REVISED

It is imperative that MTA maintains the established construction schedule and critical path for reconstruction of the three interlockings to ensure continued safety and reliability of the system and to provide the ability for trains to move faster through this corridor of the Metro track. MTA has included a mobilization period of six weeks beginning 06/09/2016, to ensure the fleet is fully prepped to start operations on 07/23/2016.

MTA recommends award of this Metro Bus Bridge Service contract to National Express Transit Corporation to provide the critically essential shuttle bus services in the amount not to exceed \$1,279,970.

| FUND SOURCE: | 80% Federal, 20% Special Funds Budgeted to MTA |
|---------------------------|--|
| APPROPRIATION CODE: | J05H0105 |
| RESIDENT BUSINESS: | No |
| MD TAX CLEARANCE: | 16-1054-0010 |
| | |





WITHOUT DISCUSSION

DEFERRED

WITHDRAWN

DOT21 BPW - 05/25/16 Supplemental

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

| CONTRACT MODI | FICATION | (Maintenance) |
|----------------|---------------------|---|
| ITEM: | 10-M-MOD | |
| MARYLAND TRAN | SIT ADMINISTRATION: | |
| CONTRACT ID: | | T-8000-0394 Light Rail Vehicle Cleaning Maintenance Services ADPICS No.: CO331981 |
| ORIGINAL CONTR | ACT APPROVED: | DOT Agenda 4/03/2013; Item 3-M |
| ORIGINAL PROCU | REMENT METHOD: | Preferred Provider (Community Service Provider) |
| CONTRACTOR: | | Alliance, Inc. Baltimore, MD |

CONTRACT DESCRIPTION: The original contract is for daily cleaning of a minimum of 46 light rail vehicles and bi-weekly in-depth cleaning and shampooing of 18 light rail vehicles per week. Work is performed seven days a week, including holidays and includes, but is not limited to providing labor, tools, shampoo machine, transportation, and chemicals, as well as, cleaning operator cab external mirrors, trash removal, sweeping, mopping floors, cleaning windows, wiping seats and handrails, and removing graffiti.

MODIFICATION: Modification No. 3 includes additional time and funds in order to continue these critical services until the replacement contract is approved by the BPW in August, with an effective date of early September 2016.

| AMOUNT: | \$462,533 |
|------------------------------------|---|
| ORIGINAL CONTRACT AMOUNT: | \$5,550,390 |
| REVISED CONTRACT AMOUNT: | \$6,062,923 |
| PERCENTAGE INCREASE: | 0.9% (Modification No. 1) 0.0% (Modification No. 2) <u>7.6% (Modification No. 3)</u> 8.5% (Total Increase) |
| ORIGINAL DBE PARTICIPATION: | 0% |

TERM OF CONTRACT:

BPW - 05/25/16 Supplemental

05/11/2013 – 05/10/2016 (Original) 05/10/2016 – 05/26/2016 (Modification No. 1) 05/26/2016 – 06/09/2016 (Modification No. 2) 06/09/2016 – 09/08/2016 (Modification No. 3)

FUND SOURCE:

100% Special Funds Budgeted to MTA

REMARKS: The Independent Cost Estimate is based on the original contract's fixed monthly price of \$154,177.49 multiplied by the three additional months required in order to award the replacement contract. On March 3, 2016, the Pricing and Selection Committee approved and certified this modification's value of \$462,532.47 to be a fair market value.

The work to be provided by this modification remains the same as the original contract, including daily cleaning and bi-weekly in-depth cleaning of light rail vehicles, for a fixed monthly price of \$154,177.49. The replacement contract will not include a fixed monthly price, instead, in order to easily quantify and track work actually completed, track vendor performance more accurately, and to assist the State with payments and capturing historical pricing for work performed, the method of payment will be on a per unit basis, for each light rail vehicle cleaned. The revision in payment method and budget capacity discussions has contributed to the delay in finalizing the details of the specifications for the replacement contract. MTA has been striving to complete the replacement contract prior to engaging this modification, but found they needed extra time and funding in order to negotiate a better contract for the Agency. The basic change in the business arrangement has been agreed to and the wording of the fine points for the revised payment specifications are near completion. The MTA is committed to presenting the new Preferred Provider Light Rail Vehicle Car Cleaning contract to the Board of Public Works for approval at the August 17, 2016 BPW meeting.

| RESIDENT BUSINESS : | Yes |
|----------------------------|--------------|
| APPROPRIATION CODE: | J05H0104 |
| MD TAX CLEARANCE: | 16-1408-1110 |

BOARD OF PUBLIC WORKS ACTION - THE ABOVE REFERENCED ITEM WAS: APPROVED DISAPPROVED DEFERRED WITHDRAWN WITH DISCUSSION WITHOUT DISCUSSION 119

ITEM: 10-M-MOD (Continued)

ATTACHMENT I

| | Amount | Term | BPW/DCAR Date | Reason |
|--------------------|--------------------------------------|--------------------------|---------------------------------|--|
| Original Contract | \$5,550,390 | 5/11/2013 - 5/10/2016 | BPW 04/03/13; Item 3-M | Initial contract approval |
| Modification No. 1 | \$50,000 | 5/10/2016 – 5/26/2016 | DCAR 05/06/2016 | Bridge expiration date & add funds |
| Modification No. 2 | \$0 | 5/26/2016 - 6/9/2016 | DCAR 05/13/2016 | Bridge expiration date for time to take the formal mod to BPW |
| Modification No. 3 | \$462,533 | 6/9/2016 – 9/8/2016 | BPW 5/25/2016; Item 10-M-MOD | Bridge the expiration date & add funds until the award of the replacement contract early Sept 2016 |
| | # < 0 < 0 0 0 0 | | | |

Revised Contract Total \$6,062, 923



DEPARTMENT OF GENERAL SERVICES

Items to be presented to the Board of Public Works

May 25, 2016

| | Pages |
|--------------------------|------------|
| Maintenance | 1 thru 11 |
| General Miscellaneous | 12 and 13 |
| Real Property | 14 thru 22 |
| Leases | 23 thru 27 |
| Capital Grants and Loans | 28 thru 48 |

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

MAINTENANCE CONTRACT

| <u>ITEM</u> | 1-M | Agency Contact: Suzette Moore 410-767-7522 Suzette.Moore@maryland.gov |
|-----------------|-----------------------|---|
| <u>MARYLANI</u> | O STATE POLICE | State Police Headquarters Location 1111 Reisterstown Road Pikesville, MD |
| <u>CONTRACT</u> | <u>'NO. AND TITLE</u> | ADPICS No: 001B6400515 Janitorial Services W00R6400045 |

DESCRIPTION

Approval is requested for the award of a contract to provide janitorial services for the State Police (1111 Reisterstown Road approximately 161,430 net cleanable sq. ft), for a period of three years beginning June 1, 2016 through May 31, 2019.

| PROCUREMENT METHOD | Preference Purchase (Certified Sheltered Workshop) |
|---|---|
| <u>BIDS</u> Arc of Baltimore, Inc. Baltimore, MD | 1st year (\$161,194.83) 2nd year (\$161,194.83) 3rd year (\$161,194.83) |
| AWARD | Arc of Baltimore, Inc. Baltimore, MD |
| <u>TERM</u> | 06/01/2016 - 05/31/2019 (Three (3) years) |
| AMOUNT | \$\$483,584.49 (Three (3) years) |
| MBE PARTICIPATION | (Preference Purchase) |
| FUND SOURCE | 410101 17 41711 0813 \$161,194.83 410101 18 41711 0813 \$161,194.83 410101 19 41711 0813 \$161,194.83 |

MAINTENANCE CONTRACT

ITEM 1-M (Cont.)

<u>REMARKS</u> Arc of Baltimore, Inc. is a Certified Sheltered Workshop and is to be awarded this contract in pursuant to COMAR 21.11.05. Maryland Correctional Enterprises and Blind Industries and Services of Maryland have relinquished their priority for this procurement.

Pricing for this contract was approved by the Pricing and Selection Committee on April 21, 2016.

The Contractor is required to use certified Green Products in the performance of this contract. Furthermore, the Contractor is required to purchase all supplies, including certified Green Products, from Blind Industries and Services of Maryland (BISM) to the extent that such items are available.

TAX COMPLIANCE NUMBER:

16-1213-1110

RESIDENT BUSINESS:

Yes

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

APPROVEDDISAPPROVEDDEFERREDWITHDRAWNWITH DISCUSSIONWITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 2-M Agency Contact: Suzette Moore 410-767-7522 Suzette.Moore@maryland.gov

| DEPARTMENT OF GENERAL SERVICES | Shillman Building 500 North Calvert Street Baltimore City, MD 21202 | |
|--------------------------------|---|--|
| CONTRACT NO. AND TITLE | ADPICS No: 001B7400001 Janitorial Services | |

DESCRIPTION

BPW approval is requested for the award of this contract to provide janitorial services for the Shillman Building (approximately 105,771 net cleanable sq. ft), 500 North Calvert Street, for a period of three (3) years beginning July 1, 2016 through June 30, 2019.

| PROCUREMENT METHOD | Preference Provider (Certified Sheltered Workshop) | |
|--------------------------------|--|--|
| BIDS Alliance, Inc AWARD | AMOUNT \$445,008.00 Alliance, Inc. Baltimore, MD | |
| <u>AMOUNT</u> | \$ 445,008.00 (3 year contract) \$ 148,336.00 (1 st renewal option) <u>\$ 148,336.00 (2nd renewal option)</u> \$ 741,680.00 (Total 5 years) | |
| MBE PARTICIPATION | 0 | |
| PERFORMANCE BOND | No | |
| FUND SOURCE | H0017334490813\$148,336.00H0018334490813\$148,336.00H0019334490813\$148,336.00H0020334490813\$148,336.00H0021334490813\$148,336.00H0021334490813\$148,336.00 | |

REMARKS Alliance, Inc. is a Certified Sheltered Workshop and is to be awarded this contract pursuant to COMAR 21.11.05. Maryland Correctional Enterprises and Blind Industries and Services of Maryland have relinquished their priority for this procurement.

MAINTENANCE CONTRACT

ITEM 2-M (Cont.)

Pricing for this contract was approved by the Pricing and Selection Committee on March 17, 2016.

The Contractor is required to use certified Green Products in the performance of this contract. Furthermore, the Contractor is required to purchase all supplies, including certified Green Products, from Blind Industries and Services of Maryland (BISM) to the extent that such items are available.

TAX COMPLIANCE NUMBER:

16-0923-1110

RESIDENT BUSINESS:

Yes

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

| APPROVED DISAPPROVED | DEFERRED | WITHDRAWN |
|----------------------|----------|------------|
| WITH DISCUSSION | WITHOUT | DISCUSSION |

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

MAINTENANCE CONTRACT

CONTRACT NO. AND TITLE

ITEM 3-M

Agency Contact: Lauren Buckler 410.767.3174 lauren.buckler@maryland.gov

DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES

ECI 30420 Revells Neck RD. Westover, Md. 21890

Project No. KO-305-140-001 ADPICS No. 001B6400544 Fire Alarm Upgrade @ Eastern Correctional Institution

DESCRIPTION

The project consist of the Contractor

providing all labor, material, equipment, supplies, insurance, etc., necessary to upgrade fire alarm system at the Eastern Correctional Institution.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

Dvorak, LLC, Baltimore, MD John W. Tieder, Inc., Cambridge, MD Ark Systems, Inc., Ocean City, MD

AWARD

AMOUNT

TERM

FUND SOURCE

MBE PARTICIPATION

PERFORMANCE BOND

AMOUNT

\$745,540.00 \$772,649.00 \$871,189.00

Dvorak, LLC

\$745,540.00

120 Calendar Days

MCCBL 2014 Item 012

5% (No Split)

100% of Full Contract Amount

REMARKS -

This project was advertised for construction on February 17, 2016. Bids were Opened on March 16, 2016 with three (3) bidders responding. All bidders are residents of Maryland. The low bidder Dvorak, LLC submitted all of the required bid documents and were found to be a responsive and responsible bidder. The government estimate is \$775,000.00. The MBE approval was received on February 12, 2016.

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M (Cont.)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

16-0963-0111

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

| APPROVED DISAPPROVED | DEFERRED | WITHDRAWN |
|----------------------|----------|------------|
| WITH DISCUSSION | WITHOUT | DISCUSSION |

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

MAINTENANCE CONTRACT

Agency Contact: Lauren Buckler ITEM 4-M 410.767.3174 lauren.buckler@maryland.gov **DEPARTMENT OF VETERANS AFFAIRS** Charlotte Hall Veterans Home 29449 Charlotte Hall Rd Charlotte Hall, MD 20622 **CONTRACT NO. AND TITLE** Project No. VH-781-140-001 Fire Alarm Replacement ADPICS No: 001B6400513

DESCRIPTION

The project consists of replacing the fire alarm systems at both Charlotte Hall Veterans Home and the Community Based Outpatient Center building at the Charlotte Hall Veterans Home.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

AMOUNT

| QSS International Inc., Fairfax, VA Heller Electric Company, Inc., Brandywine, MD Commercial Power, Inc., La Plata, MD Freestate Electrical Service Company, Laurel, MD Amber Enterprises, Inc., Columbia, MD Dvorak, LLC, Baltimore, MD | \$810,305.00 \$920,775.00 \$969,490.00 \$1,024,525.00 \$1,231,551.00 \$1,571,295.00 |
|---|--|
| AWARD | QSS International Inc., Fairfax, VA |
| AMOUNT | \$810,305.00 |
| MBE PARTICIPATION | 25% |
| VSBE PARTICIPATION | 0% |
| BID BOND | Yes |
| PERFORMANCE BOND | Yes |
| PAYMENT BOND | Yes |
| HIRING AGREEMENT | No |

MAINTENANCE CONTRACT

<u>ITEM</u> 4-M

<u>REMARKS</u>: A notice of availability of an Invitation to Bid (ITB) was posted on DGS's website, and *eMaryland Marketplace.com* 1,730 firms were notified of this solicitation on *eMaryland Marketplace.com*. Six (6) bids were received. The contract duration is 180 calendar days. The engineer's estimate is \$814,538.00. Sufficient funds are available to proceed with the award of the Base Bid, Unit Prices, and Add Alternate. QSS International Inc. has exceeded the 10% MBE participation goal by achieve 25% participation.

The recommended contractor QSS International Inc., has been found to be a responsible bidder and submitted a responsive bid. QSS has confirmed its bid.

FUND SOURCE

RESIDENT BUSINESS

TAX COMPLIANCE NO.

MCCBL 2014 Item 012 No

16-0683-0011

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

Joard of I done works Action - The above referenced term was.

APPROVEDDISAPPROVEDDEFERREDWITHDRAWNWITH DISCUSSIONWITHOUT DISCUSSION

BPW - 5/25/16

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

REVISED

MAINTENANCE CONTRACT

| <u>ITEM</u> | 5-M | |
|-------------|-----|--|
| | | |
| | | |

DEPARTMENT OF GENERAL SERVICES

CONTRACT NO. AND TITLE

Agency Contact: Suzette Moore 410-767-7522 Suzette.Moore@maryland.gov

Annapolis Capital Complex Annapolis, Maryland

ADPICS No. 001B7400011 Environmentally Preferable Janitorial Services

DESCRIPTION

Board of Public Works approval is requested

for a contract to provide Environmentally Preferable Janitorial Services at eight (8) proximate Annapolis facilities located at various addresses in Annapolis, MD.

PROCUREMENT METHOD

Competitive Sealed Proposal

AMOUNT

BIDS OR PROPOSALS

Offerors Final Rankings

| Onerors i mai Kankings | | | |
|--|------------------------------|--|-----------------|
| Offeror | Overall Technical Ranking | Pricing (Financial Ranking) 0.67% Difference | Overall Ranking |
| Broadway Services, Inc. Baltimore, MD | 1 | \$1,071,707.50 (2) | 1 |
| PMM Companies, Inc. Rockville, MD | 2 | \$1,068,154.00 (1) | 2 |

AWARD

AMOUNT

<u>TERM</u>

Broadway Services, Inc.

7/1/16 – 6/30/18 (2 yrs.), w/ three 1-year options Year 1 Option, 7/1/18 – 6/30/19 Year 2 Option, 7/1/19 – 6/30/20 Year 3 Option, 7/1/20 – 6/30/21

\$1,071,707.50 (2 years) \$ 555,613.88 (Year 1 Option) \$ 561,170.02 (Year 2 Option) \$ 566,781.72 (Year 3 Option)

MBE PARTICIPATION

PERFORMANCE BOND

Yes (\$100,000.00)

30% (No Split Goals)

REVISED

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

Yes

MAINTENANCE CONTRACT

ITEM 5-M (Cont.)

HIRING AGREEMENT ELIGIBLE

REMARKS

March 16, 2015 the DGS Secretary

approved the request to obtain a comprehensive Environmentally Preferable Service Janitorial contract (EPS) through the Competitive Sealed Proposal (CSP) method for six of the Department of General Services (DGS) Annapolis Complex buildings located at various addresses in Annapolis, Maryland. As the procurement proceeded, the number of locations was amended to include eight buildings as a result of adding the Crownsville location, which prior to, was scheduled to be closed. Each of the buildings indicated below are currently under individual contracts, either procured from Community Service Providers in accordance with COMAR 21.11.05 or solicited through a Request For Proposal (RFP) and will expire June 30, 2016 as follows:

- (1) The Attman Glazer, 45 Calvert Street
- (2) The Revenue Administration, 110 Carroll Street
- (3) The Goldstein Treasury, 80 Calvert Street
- (4) The Legislative Services, 90 State Circle
- (5) The Archives, 350 Rowe Boulevard
- (6) The Fred Wineland, 16 Francis Street
- (7) The Crownsville Peoples Resources, 100 Community Place
- (8) The Annapolis Data Center, 108 Carroll Street (Expires 12/31/16)

June 16, 2015, Maryland Works waived the opportunity to provide this service. Therefore, the RFP was advertised on *eMaryland Marketplace.com* June 30, 2015 with a 30% Minority Business Enterprise goal. Approximately one thousand ninety seven (1,097) potential vendors received notification of the RFP, directly from eMaryland Marketplace. In addition, notification of the RFP was sent via email to eighty-four (84) Minority Business Enterprise companies. Five (5) technical proposals were received in response to the RFP that was due by 2:00 P.M. Friday July 31, 2015.

After technical review, three (3) of the proposals (Broadway Services, Inc., PMM Companies, Inc., and National Service Contributors, Inc.) were deemed reasonably susceptible of being selected for award. During the Financial Ranking process, a Best and Final was requested of all the offerors.

Upon receipt of BAFO #1, which disclosed the agency's budget for the project along with a reduction in the scope of work, National Service Contributors, Inc. chose not to submit a proposal given the stated budget. A second BAFO was requested to clarify the Floor Care Maintenance Plans language in Section 3.2.17 from BAFO #1, and to revise the price proposal. After technical and price ranking of BAFO #2, Procurement Officer and the Evaluation Committee find that Broadway Services, Inc. (BSI) is the most advantageous to the State. BSI was ranked #1 technically, #2 financially, and #1 overall.

REVISED

MAINTENANCE CONTRACT

ITEM 5-M (Cont.)

BSI proposal was ranked #1 technically, as BSI is a proven vendor in the janitorial service industry, with extensive experience with large-scale cleaning service contracts of facilities similar to DGS facilities. BSI has 41 years of experience and currently holds contracts in the Annapolis area. BSI, through its technical proposal and oral discussion, demonstrated that it is capable of handling the service requirements for the Annapolis's eight locations and has a strong quality assurance plan.

BSI was ranked #2 in price, was only 0.67% higher than the next offeror. Although both offerors slightly exceeded the agency's annual budget for the project, it was determined that the slight difference did not offset the better technical ranking of BSI.

The Evaluation Committee ranked each criterion and sub criterion in descending order of importance. With consideration to price and the evaluation factors set forth in the Request For Proposal, the Procurement Officer determines that BSI's is a responsible offeror who submitted a proposal most advantageous to the State. Broadway Services, Inc. is recommended for award pursuant to COMAR 21.05.03.03 F.

BSI received excellent references by current customers and has confirmed their proposed price. The Contractor has no known deficiencies in payment of its Maryland tax obligations. Verification has also been obtained from the Department of Assessments and Taxation, as applicable, that the contractor is appropriately registered to conduct business within the State of Maryland to the extent required by the laws of Maryland. The Contractor has accepted the terms, conditions, and provisions of the contract without exceptions. In addition, on March 24, 2016, the Office of Business Program approved BSI's commitment to meet the overall 30% Minority **Business Enterprise goal.**

FUND SOURCE

DGS Operating Funds H00 17 33151 0813 \$ 521.594.75 H00 18 33151 0813 \$ 550,112.75 H00 19 33151 0813 \$ 555.613.88 H00 20 33151 0813 \$ 561,170.02 H00 21 33151 0813 \$ 566,781.72

RESIDENT BUSINESS: Yes

TAX COMPLIANCE NO.:

16-0883-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

GENERAL MISCELLANEOUS

ITEM 6-GM

Agency Contact: Lauren Buckler 410.767.3174 lauren.buckler@maryland.gov

<u>REFERENCE</u> 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 \$61,765.15 (1 item).

| Department of Natural Resources | Elk Neck State Park Cecil County, Maryland |
|---------------------------------|--|
| CONTRACT NO. AND TITLE | Project No: P-026-130-001 Park Improvements @ Elk Neck State Park |

RECOMMENDATION

In accordance with provisions of the State Finance and Procurement Article 8-301, Annotated Code of Maryland, Board approval is requested to exercise Phases 4 through 6 of the Architectural and Engineering services contract, for the design and construction of improvements to Elk Neck State Park in Cecil County. This item encumbers the funds to activate phases 4 through 6 which were included, and approved as part of the original BPW contract approval as Item 2-AE on 1/8/14.

AWARD

Penza Bailey Architects, Inc.

REMARKS

A total contract of \$258,529.84 was noted in the original Board item as approval for six phases of A/E services. At the time, there was limited funding available and the initial encumbrance of \$196,764.69 was for phases 1 through 3. Additional funds are now available, and the Department of General Services recommends that the Board authorize the use of the additional funds, in the amount of \$61,765.15, to continue the work under this contract.

FUND SOURCE

MCCBL 2012 Item 012 \$ 61,765.15

| Board of Public Works Action - The above | referenced Item was: | |
|--|----------------------|------------|
| APPROVED DISAPPROVED | DEFERRED | WITHDRAWN |
| | | |
| WITH DISCUSSION | WITHOUT | DISCUSSION |

GENERAL/MISCELLANEOUS

ITEM 7-GM

DESCRIPTION In accordance with provisions of the State Finance and Procurement Article, Section 12-202, Annotated Code of Maryland, Board of Public Works approval is requested for the following construction inspection expenditures related to the capital improvement project identified below: The total requested for the use of General Obligation Bond funding for the contract(s) noted below in the total amount of \$343,268.43 (2 items).

| Project Description | <u>Amount</u> | Fund Source |
|--|---------------|--|
| Project No. – ED-000-971-128 Inspections Services for Renovations to the Enoch Pratt Library Baltimore, Maryland | \$234,100.64 | Item 020/MCCBL 2014 |
| (2 Full Time Inspectors) | | |
| Total | \$234,100.64 | |
| Project Description | <u>Amount</u> | Fund Source |
| Project No. – M-500-160-004 Inspections Services for Construction of the Havre de Grace Readiness Center in Harford County, Maryland | \$109,167.78 | Item 108/MCCBL 2016 (25% State) \$27,291.95 CA 2017 (75% Federal) \$81,875.83 |

Total

\$109,167.78

<u>REMARKS</u> This is an anticipated amount for construction inspection services, subject to necessary extensions, in the event the construction takes longer than expected to complete. Construction inspection services are required to ensure compliance with the requirements of the construction contract.

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



REAL PROPERTY

ITEM 8-RP

Agency Contact: Wendy Scott-Napier 410.767.4088 wendy.scott-napier@maryland.gov

DEPARTMENT OF AGRICULTURE

Maryland Agricultural Land Preservation Foundation (MALPF) Agricultural Land Preservation Easements (Various Properties)

REFERENCE

Approval is requested for the Maryland

Agricultural Land Preservation Foundation, Department of Agriculture, to accept option contracts for the purchase of agricultural preservation easements on the following properties:

SPECIAL CONDITIONS Grantor relinquishes all rights to develop or subdivide the land for industrial, commercial, or residential use. Land shall be preserved solely for agricultural use in accordance with provisions of the Agricultural Article. No commercial signs or bill boards are permitted, and there shall be no dumping on land except as is necessary to normal farming operations. Grantor shall manage the property in accordance with sound agricultural practices. Grantee shall have the right to enter land for inspection. No public rights are granted. The term of these easements shall be in perpetuity pursuant to Agriculture Article Section 2-514.1.

A) As to items 1 through 7, pursuant and subject to the provisions of Agriculture Article Section 2-513, Grantor has elected to reserve the right to apply for release of a lot to convey to himself or his children for the purpose of constructing a dwelling for personal use as follows: one lot of one acre or less if the subject property is at least 20 acres, but less than 70 acres, two lots of one acre or less if the subject property is at least 70 acres, but less than 120 acres, or three lots of one acre or less if the subject property is 120 acres or more.

B) As to items 8 through 10, pursuant and subject to the provisions of Agriculture Article Section 2-513, Grantor has elected to reserve to himself, and his assigns, the right to apply for release of one unrestricted lot, that may be conveyed to himself or others.

C) As to items 11 through 14, the Grantor is waiving the right to request any additional lots.

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

REAL PROPERTY

ITEM 8-RP (Cont.)

| Grantor | Property | Price | |
|----------------------------|-------------------------------|--|---------------------------------------|
| FAMILY LOTS | | | |
| <u>Cecil County</u> | | | |
| 1. R. & R. Brewer | 70.49Ac | \$ 205,470.00 | |
| 07-15-09 | Less 1 acre | \$ 3,000.00 | /acre |
| | Per dwelling (2 Dwellings) | | |
| | (Appraised Value) | (Agricultural Value) | (Easement Value) |
| a. Page (fee) | \$411,000.00 | \$36,461.19 | \$ 374,538.81 |
| b. Muller (fee) | \$425,000.00 | \$36,461.19 | \$ 388,538.81 |
| Review Appraiser: Kelleher | ¢ 120,000100 | <i>\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\</i> | ¢ 200,220101 |
| II | | | |
| <u>Charles County</u> | | | |
| 2. C. Bowling | 184.1321 | \$ 531,083.09 |) |
| 08-15-05 | Less 1 acre | \$ 2,900.00 |)/acre |
| | Per dwelling | // · · · · · · · · · · · · · · · · · · | |
| | (Appraised Value) | (Agricultural Value) | · · · · · · · · · · · · · · · · · · · |
| a. Belinko (fee) | \$897,347.00 | \$64,166.67 | \$ 833,180.33 |
| b. Cline (fee) | \$730,000.00 | \$64,166.67 | \$ 665,833.33 |
| Review Appraiser: Andrews | | | |
| Kent County | | | |
| 3. Howard's Gift LP | 258.07Ac | \$ 832,227.50 | |
| 14-15-05 | Less 1 acre | \$ 3,250.00 | |
| | Per dwelling | | |
| | (2 Dwellings) | | |
| | (Appraised Value) | (Agricultural Value) | (Easement Value) |
| a. Derby (fee) | \$1,640,000.00 | \$307,999.56 | \$1,332,000.44 |
| b. Lefort (fee) | \$1,639,000.00 | \$307,999.56 | \$1,331,000.44 |
| Review Appraiser: Andrews | | | |
| 4. L. McDonald | 228.68 | \$ 671,656.00 |) |
| 14-15-06 | Less 1 acre | \$ 2,950.00 |)/acre |
| | Per dwelling | | |
| | (Appraised Value) | (Agricultural Value) | (Easement Value) |
| a. Lefort (fee) | \$1,639,000.00 | \$219,850.40 | \$1,419,149.60 |
| b. Derby (fee) | \$1,458,000.00 | \$219,850.40 | \$1,238,149.60 |
| Review Appraiser: Andrews | | | |

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

REAL PROPERTY

- ITEM 8-RP (Cont.)
- 5. M. Tan & M. Cummings 220Ac \$ 599,500.00 14-15-08 Less 1 acre 2,750.00/acre \$ Per dwelling (2 Dwellings) (Appraised Value) (Agricultural Value) (Easement Value) \$1,570,000.00 a. Lefort (fee) \$209,487.44 \$1,360,512.56 b. Derby (fee) \$1,395,000.00 \$209,487.44 \$1,185,512.56 **Review Appraiser: Andrews**

Queen Anne's County 6. J. & L. Cannon 138.607 Ac \$ 533,636.95 17-15-04 \$ 3,850.00/acre (Appraised Value) (Agricultural Value) (Easement Value) \$1,180,000.00 a. Cadell (fee) \$138,694.39 \$1,041,305.61 b. Derby (fee) \$ 850,000.00 \$138,694.39 \$ 711,305.61 **Review Appraiser: Andrews**

| 7. J. & J. Hastings | 197Ac | \$ 784,000.00 | |
|---------------------------|-------------------|----------------------|------------------|
| 17-15-07 | Less 1 acre | \$ 4,000.00 | /acre |
| | Per dwelling | | |
| | (Appraised Value) | (Agricultural Value) | (Easement Value) |
| a. Cadell (fee) | \$1,515,000.00 | \$173,596.51 | \$1,341,403.49 |
| b. Derby (fee) | \$1,078,000.00 | \$173,596.51 | \$ 904,403.49 |
| Review Appraiser: Andrews | | | |

UNRESTRICTED LOTS

| <u>Charles County</u> | | | |
|---------------------------|-------------------|----------------------|------------------|
| 8. R. & B. Bowling | 203 Ac | \$ 568,400.00 |) |
| 08-15-09 | | \$ 2,800.00 |)/acre |
| | (Appraised Value) | (Agricultural Value) | (Easement Value) |
| a. Belinko (fee) | \$ 994,700.00 | \$56,469.67 | \$ 938,230.33 |
| b. Cline (fee) | \$ 810,000.00 | \$56,469.67 | \$ 753,530.33 |
| Review Appraiser: Andrews | | | |

Queen Anne's County

| 9. L. Coleman & L. Bostic | 181.968 Ac ² | \$ 691,478.40 | |
|---------------------------|-------------------------|----------------------|------------------|
| 17-15-04 | | \$ 3,800.0 | 0/acre |
| | (Appraised Value) | (Agricultural Value) | (Easement Value) |
| a. Cadell (fee) | \$1,485,000.00 | \$197,280.67 | \$1,287,719.33 |
| b. Derby (fee) | \$1,020,000.00 | \$197,280.67 | \$ 822,719.33 |
| Review Appraiser: Andrews | | | |

REAL PROPERTY

ITEM 8-RP (Cont.)

² Easement will encumber 274.981 acres, more or less, but payment is only to be made upon 181.968 acres (upon survey verification) because 93.013 acres are already preserved from development by previously recorded restrictions.

| 10. Connolly Farms, 17-15-05 | LLC 147.6Ac Less 1 acre Per dwelling | \$ | 586,400.00 4,000.00/ | /acre |
|--|--|--------------------|-------------------------|------------------|
| | (Appraised V | | ral Value) | (Easement Value) |
| a. Andrews (staff) | \$1,100,000.0 | 90 \$167,144.3 | 32 | \$ 932,855.68 |
| b. Cadell (fee) | \$1,080,000.0 | 90 \$167,144.3 | 32 | \$ 912,855.68 |
| c. Derby (fee) | \$ 851,000.0 | 90 \$167,144.3 | 32 | \$ 683,855.68 |
| Review Appraiser: A | ndrews | | | |
| | | | | |
| LOT WAIVER | | | | |
| Dorchester County | | | | |
| 11. A. & S. Saathoff | 82 Ac | \$ | 123,000.00 | |
| 09-15-01 | | \$ | 1,500.00 | |
| | (Appraised Value) | (Agricultural Valu | , , | nent Value) |
| a. Cline (fee) | \$ 410,000.00 | \$113,950.51 | | 5,049.49 |
| b. Cline (fee) | \$ 394,000.00 | \$113,950.51 | \$ 280 |),049.49 |
| Review Appraiser: A | ndrews | | | |
| Kent County | | | | |
| 12. Angelica Nurserie | es Inc. $230\Delta c$ | \$ | 687,000.00 | |
| 12. 7 Algenea Traiseric 14-15-01 | es, me. 25071e | \$ | 3,000.00 | |
| (Appraised Value) | (Agricultural Value) | 1 | , | |
| a. Lefort (fee) | \$1,718,000.0 | | | \$1,469,548.64 |
| b. Derby (fee) | \$1,490,000.0 | , | | \$1,241,548.64 |
| Review Appraiser: A | . , , | . , | | . , , |
| 11 | | | | |
| 13. A. Hill | 159.24 Ac | \$ | 382,176.00 |) |
| 14-15-04 | | \$ | 2,400.00 |)/acre |
| | | Islus) (Agricultu | ral Valua) | (Easement Value) |
| | (Appraised V | (Agricultu | rai value) | (Lusement vulue) |
| a. Lefort (fee) | \$1,151,000.0 | 90 \$138,129.0 |)3 | \$1,012,870.97 |
| a. Lefort (fee) b. Derby (fee) Review Appraiser: A | \$1,151,000.0 \$1,040,000.0 | 90 \$138,129.0 |)3 | |

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

REAL PROPERTY

ITEM 8-RP (Cont.)

Worcester County

| 14. D. Holland | 94.65 Ac | \$ 265,020.00 |) |
|---------------------------|-------------------|----------------------|------------------|
| 23-15-06 | | \$ 2,800.00/acre | |
| | (Appraised Value) | (Agricultural Value) | (Easement Value) |
| a. Andrews (staff) | \$ 473,000.00 | \$56,644.73 | \$ 416,355.27 |
| b. Lefort (fee) | \$ 530,000.00 | \$56,644.73 | \$ 473,355.27 |
| c. Cline (fee) | \$ 400,000.00 | \$56,644.73 | \$ 343,355.27 |
| Review Appraiser: Andrews | | | |
| FUND SOURCES | | | |

State Bond 615 15401 (2015) \$7,225,715.34 State Bond 615 14108 (2014) <u>\$235,332.60</u> Total: \$7,461,047.94

<u>TOTAL ACRES (TA)</u> 2395.437*

*Represents total acres eligible for payment. Total acres being encumbered: 2488.383

TA LESS DWELLINGS 2384.437

AVERAGE PRICE PER ACRE \$3,129.06

REMARKS

1. The Department of Agriculture recommends acceptance of these contracts.

2. The Department of General Services has reviewed the appraisals and has recommended that each appraisal "a." listed above be the fair market value of the land on which the easement is to be acquired.

3. Pursuant to Agriculture Article 2-511(e), the purchase price of each easement may not exceed 75% of the fair market value, or the owner's asking price, whichever is less.

| Board of Public Works Action - The above referenced Item was: | | | | |
|---|--------------------|-----------|--|--|
| APPROVED DISAPPROVED | DEFERRED | WITHDRAWN | | |
| WITH DISCUSSION | WITHOUT DISCUSSION | | | |

REAL PROPERTY

ITEM 9-RP

Agency Contact: Wendy Scott-Napier 410.767.4088 wendy.scott-napier@maryland.gov

DEPARTMENT OF AGRICULTURE

File # 16-06-03 Prince George's County

| Recommendation: | Approve a partial release of a 1.68+/- acres of land from the operation and effect of the existing agricultural preservation easement in exchange for 2.07+/- acres of contiguous land to be added to the agricultural preservation easement. |
|------------------|---|
| <u>Releasor:</u> | The State of Maryland, to the use of the Maryland Agricultural Land Preservation Foundation of the Department of Agriculture |
| Releasee: | Cheltenham Property, LLC |
| Property: | 1.68+/- acres |
| Grantor: | Cheltenham Property, LLC |
| Grantee: | The State of Maryland, to the use of the Department of Agriculture on behalf of the Maryland Agricultural Land Preservation Foundation |
| Property: | 2.07 +/- acres |
| Consideration: | No Monetary Consideration |

Remarks: Board of Public Works Approval is requested to grant a partial release wherein the State of Maryland, to the use of MALPF, will release a 1.68+/- acre strip of land from the operation and effect of the Easement in exchange for 2.07+/- acres of contiguous land to be added to the agricultural preservation area by amending the Easement. Reference is made to Item 5-RP #3 of this Department's Agenda of October 31, 2007, for the meeting of the Board of Public Works wherein approval was given to the Maryland Agricultural Land Preservation Foundation (hereinafter, "MALPF") to acquire an agricultural preservation easement (the "Easement") on 88.7 acres of land in consideration of \$1,253,690.15. Purchase of the Easement was completed on January 30, 2008.

REAL PROPERTY

ITEM 9-RP (Cont.)

The Maryland Agricultural Land Preservation Foundation's Board of Trustees has approved the transaction. This request is being made to permit the 1.68 acre strip of land to be used as a utility right of way by Mattawoman Energy, LLC. The landowner, Cheltenham Property, LLC, will continue to own the 1.68 acre strip of land in fee, along with the balance of the farm. Mattawoman Energy, LLC will convey a 2.07 acre parcel in fee to Cheltenham Property, LLC. Cheltenham Property, LLC will then execute an amendment to the Easement that joins the 2.07 acre parcel to the previously encumbered land, making it unable to be subdivided therefrom in perpetuity. The Maryland Agricultural Land Preservation Foundation recommends approval of this item as it accommodates a plan that benefits the farming operation. Costs associated with this exchange will be paid by Cheltenham Property, LLC. The Appraisal Unit of the Department of General Services has determined that the proposed exchange has a net-positive impact to the value of the Easement.


REAL PROPERTY

ITEM 10-RP

Agency Contact: Wendy Scott-Napier 410.767.4088 wendy.scott-napier@maryland.gov

DEPARTMENT OF NATURAL RESOURCES

| Recommendation: | Approve permanent and temporary easements at Cedarville Sate Forest for a new natural gas pipeline installation. |
|-----------------|---|
| Property: | +/- 0.9945 permanent easement and +/- 4.6812 acres temporary easement, located at Cedarville State Forest, Brandywine and Waldorf, Charles and Princes Georges County |
| Grantor: | The State of Maryland, to the use of the Department of Natural Resources |
| Grantee: | Mattawoman Energy, LLC |

Remarks: Approval is requested to grant a permanent easement of 0.9945 acres and a temporary construction easement of 4.6812 acres to Mattawoman Energy, LLC, for a new natural gas pipeline to be installed. The easement will be located in an existing Potomac Electric Power Company (PEPCO) transmission line right of way. The new natural gas pipeline will service the currently under construction Panda Mattawoman Power Project that is located in Brandywine, Prince George's County. Approval is also requested to permit Mattawoman Energy, LLC to use its interest in the easement as collateral security for loan purposes associated with the new natural gas generating facility project.

In consideration for the loss of forest area and for other natural resource, recreational and operational impacts resulting from the easement request, Mattawoman Energy, LLC has agreed to pay for the planting of trees and for other park improvements either on site at Cedarville State Forest or at another Department of Natural Resources property, in the amount of \$34,054.20. This amount was calculated using a prior appraisal of resource impacts associated with a similar project on the same property in 2015. The amount of \$34,054.20 being paid by Mattawoman is in addition to the purchase price of \$5,840.00 to be paid as consideration for the easement areas. The amount of \$5,840.00 was the recommended appraisal value for the property.

Price: \$5,840.00

| Appraisal Values | James B. Hooper – 7/1/15 – \$11,000.00 |
|------------------|--|
| | Darryl Andrews – 7/1/15 – \$5,840.00 |

REAL PROPERTY

ITEM 10-RP

State Clearinghouse: The Clearinghouse conducted an intergovernmental review of the project under MD20150504-0327. Is has recommended to grant a permanent easement of +/- 0.994 acres across the land of the Cedarville State Forest to Mattawoman LLC. Mattawoman LLC plans to install a natural-gas pipeline, within an existing PEPCO right-of-way, which will provide combustion power to the nearby Mattawoman Energy Center (located in Brandywine, Maryland: in Prince George's County) and service regional energy needs. It is also recommended that Mattawoman LLC comply with all approval conditions developed by the Maryland Department of Natural Resources.



TENANT LEASE

| <u>ITEM</u> | 11-LT | | Agency Contact: 410.767.1819 ro | Robert Suit bert.suit@maryland.gov |
|------------------------|--------------------|---|---------------------------------|---------------------------------------|
| | | IC DEFENDER | | Princess Anne |
| (District Office | e) | | | Somerset County |
| <u>Landlord</u> | 304 P.O | ert Kirk Corporation 89 Broad Street Box 550 cess Anne, Maryland 2 | 21853 | |
| Property Loca | | 09 Prince William Stree cess Anne, Maryland 2 | | |
| | Office 1 Year | <u>Lease Type</u> <u>Effective</u> | New June 1, 2016 | Square Feet 1,150 |
| Annual Rent | \$16,962.50 | Square Foot | : Rate \$14.75 | |
| | | Previous Sq | uare Foot Rate \$1 | 4.75 |
| Utilities Respo | onsibility | Tenant | | |
| Custodial Res | <u>ponsibility</u> | Landlord | | |
| Previous Boar | rd Action(s) | 06/23/1999 – 32-L; | 12/04/2002 - 11-L; | 10/15/2004 - 14-LT |
| | | 11/19/2008 - 18-LT | ; 10/15/2014 – 14-I | LT |
| Fund Source | | B0002 1301 20211 1 | 100% General Fund | ls |

Recommendation

Approval is requested for a new one year lease for 1,150 sf at a rate of \$14.75 per sf for a total annual rent of \$16,962.50. The new lease does not contain a renewal option. Reference is made to item 14-LT approved by the Board of Public Works on 10/15/14, wherein the Board approved a 2 year lease with an effective date of 12/1/13, without a renewal option. The intent of that short term lease was to allow sufficient time to secure more suitable space. Efforts to date have not been successful. The State exercised the six month hold-over provision on 12/1/15.

Remarks

- 1. This space has been used since June 23, 1999 as a District Public Defender Office. The Office of the Public Defender's (OPD) mission is to provide legal defense services to those who cannot personally afford an attorney.
- 2. This short term lease is needed to allow time to relocate agency.
- 3. The lease contains a termination for convenience clause, and the standard 6 month holdover period.

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

TENANT LEASE

ITEM 12-LT

Agency Contact: Robert Suit 410.767.1819 robert.suit@maryland.gov

DEPARTMENT OF NATURAL RESOURCES

(Fisheries Service)

Clear Spring Washington County

- Landlord Mr. John R. & Mrs. Debbie J. Hoffman 14013 Broadfording Road Clear Spring, MD 21722
- Property Location 14333 Spickler Road, Clear Spring, Maryland 21722

Space TypeLandDuration3 YearsAnnual Rent\$6,500

Lease TypeNewSpaceLand +/- 1 acreEffectiveSeptember 1, 2015

| <u>Utilities Responsibility</u> | Tenant |
|---------------------------------|--|
| Custodial Responsibility | Tenant |
| Previous Board Action(s) | 11/17/2004 – 17-LT; 02/24/2010 – 36-LT |
| Fund Source | K00A17.06 1301 100% Special Funds |

Recommendation

Approval is requested to lease one (1) acre more or less of land for the Department of Natural Resources (DNR) for an annual rent of \$6,500 for a period of three (3) years commencing September 1, 2015 and terminating on August 31, 2018. Reference is made to item 36-LT approved by the Board of Public Works on 2/24/10, wherein approval was given for a 5 year lease for the period 3/1/10 - 2/28/15. Following the expiration of the lease term on 2/28/15, the State exercised the 6 month hold-over provision, which terminated on 8/31/15. Retroactive approval is respectfully requested for the eight (8) month twenty-five (25) day period from September 1, 2015 to May 25, 2016, pursuant to the State Finance and Procurement Article 11-204(c)(1). The total funds for the retroactive period are Four Thousand Eight Hundred Seventy-Five Dollars (\$4,875.00). The delay in submitting this lease to the Board, stems from a migration of leasing data to a new platform which occurred at DGS in July 2015. The lease renewal date was not picked up by the new system.

TENANT LEASE

ITEM 12-LT (Cont.)

Remarks

- This space has been used since July 1, 2004 by the DNR Fisheries Service to support four (4) concrete fish raceway ponds that are used for growing trout to stock the Maryland waterways for angler harvest. Approximately 50,000 fish are harvested annually.
- 2. The lease contains a termination for convenience clause, and the standard 6 month holdover period.

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



TENANT LEASE

ITEM 13-LT-MOD

Agency Contact: Robert Suit 410.767.1819 robert.suit@maryland.gov

DEPARTMENT OF HUMAN RESOURCES TALBOT COUNTY DEPARTMENT OF SOCIAL SERVICES

Landlord: Eastern Bay Investments LLC

Property Location: 301 Bay Street Unit #5 Easton, MD 21601

| Space Type: Office | Lease Type: | Modification | <u>Square Feet:</u> | 24,570 |
|----------------------------------|-----------------------|-------------------|---------------------|--------|
| Duration: 10 years | Effective: | 06/01/16 | 5 | |
| Annual Rent \$584,520.30 | (avg.) <u>SF Rate</u> | \$23.79 (| avg.) | |
| | <u>Prev. SF Rat</u> | <u>e:</u> \$18.50 | | |
| Utilities Responsibility: | Tenant | | | |
| Custodial Responsibility | Landlord | | | |
| Previous Board Action(s): | 6/9/2004, Item #15-L | | | |

Fund Source

| Program | Sub-program | Sub-object | PCA | Square Feet | Cost / SF | Annual Contract Amount |
|----------|-------------|------------|-------|-------------|-----------|------------------------|
| N00G0002 | 7B20 | 1351 | G0010 | 6,210 | \$20.75 | \$128,857.50 |
| N00G0003 | 7C20 | 1351 | G3010 | 9,450 | \$20.75 | \$196,087.50 |
| N00G0004 | 7D20 | 1351 | G4100 | 1,890 | \$20.75 | \$39,217.50 |
| N00G0005 | 7E20 | 1351 | G5000 | 4,050 | \$20.75 | \$84,037.50 |
| N00G0006 | 7F20 | 1351 | G6010 | 2,970 | \$20.75 | \$61,627.50 |

Recommendation:

Approval is request for a 10 year lease of 24,570 sf at an average rate of \$23.79 per sf, for a total average annual rent of \$584,520.30. Reference is made to item 15-L approved by the Board of Public Works on 6/9/04, wherein the Board approved a 10 year term with one (1) five year renewal option. The prior Board item mistakenly did not list the five year renewal option. Although the prior item listed the lease effective date of June 24, 2004, there was a delay in the build-out of leased space, and the State occupancy did not begin until 4/3/06. The lease terminated on 4/2/16, and the State is currently exercising the six month hold-over provision. Approval is now being requested to modify the previous five year renewal option into a 10 year lease term, subject to one (1) five year renewal option. The renewal term has not been negotiated, and will be submitted for future BPW approval. The net effective savings over the ten year term of the new lease is \$285,012.00.

DGS27

DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

TENANT LEASE

ITEM 13-LT-MOD (Cont.)

Remarks:

Talbot County Department of Social Services has occupied this location since 2006, administering the Family Investment Program.

- 1. The landlord, Eastern Bay Investments, LLC, has a leasehold interest in the property per a ground lease dated March 4, 2005 with the owner of the property, Bay Street Unit #5, LLC. Both Eastern Bay Investments LLC and Bay Street Unit #5 LLC are signatories to the lease.
- 2. The lease contains a termination for convenience clause, and the standard 6 month hold-over period.
- 3. The landlord will be required to provide carpet and paint as a condition of the lease and make provisions consistent with the DGS Specifications and Performance Standards as it relates to energy efficiency.
- 4. The lease provides for escalations/de-escalations for real estate taxes and janitorial services.
- 5. The lease provides for 100 parking spaces at no additional cost to the State.
- 6. This lease was procured in accordance with the State Finance Procurement Article, Annotated Code of Maryland. 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

CAPITAL GRANTS AND LOANS

ITEM 14-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of Friends of The Light House, Inc.

206 West Social Enterprise Project (Anne Arundel County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the former Light House shelter." **\$150,000.00** Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014), DGS Item G042 **\$100,000.00** Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item G128; (SL-082-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of Friends of The Light House, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$203,312.98 in eligible expenditures and has submitted documentation that it has \$62,644.89 in a financial institution for a total of \$265,957.87 to meet the matching fund requirement for this project.

| BACKGROUND | Total Project | \$2,214,415.00 |
|------------|-----------------------|----------------|
| | 14-G042 (This Action) | \$ 150,000.00 |
| | 14-G128 (This Action) | \$ 100,000.00 |
| | Local Cost | \$1,964,415.00 |
| DEMADIZO | | |

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



CAPITAL GRANTS AND LOANS

ITEM 15-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Trustees of the Fashion, Architecture and Basic Design School, Inc. Baltimore Design School (Baltimore City)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Baltimore Design School."

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014) DGS Item G045; (SL-052-120-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Fashion, Architecture and Basic Design School, Inc. has submitted evidence in the form of invoices and canceled checks that it has \$46,366.22 in eligible expenditures and \$180,824.16 in a financial institution to meet the matching fund requirement for this project.

| BACKGROUND | Total Project | \$629,354.56 |
|-------------------|------------------------|--------------|
| | 14-G045 (This Action) | \$100,000.00 |
| | 13-G042 (Prior Action) | \$100,000.00 |
| | 12-G039 (Prior Action) | \$100,000.00 |
| | Local Cost | \$329,354.56 |

(Prior Action: 4/16/14 Agenda, Item 12-CGL)

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



CAPITAL GRANTS AND LOANS

ITEM 16-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Trustees of the Benedictine School for Exceptional Children, Inc.
Benedictine School (Caroline County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Benedictine School."

\$125,000.00
Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014)
DGS Item G122; (SL-051-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Benedictine School for Exceptional Children, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$152,659.95 in prior eligible expenditures to meet the matching fund requirement for this project.

| BACKGROUND | Total Project | \$500,000.00 |
|-------------------|------------------------|--------------|
| | 14-G122 (This Action) | \$125,000.00 |
| | 14-G036 (Prior Action) | \$125,000.00 |
| | Local Cost | \$250,000.00 |

(Prior Action: 1/6/16 Agenda, Item 12-CGL)

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



CAPITAL GRANTS AND LOANS

ITEM 17-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Directors of the Friends of Cedar Lane, Inc.

Cedar Lane Senior Living Community Project – Phase 4 (St. Mary's County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Cedar Lane Senior Living Community facilities."

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item G186; (SL-080-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of the Friends of Cedar Lane, Inc. has submitted documentation that it has \$207,659.00 in in-kind donations to meet the matching fund requirement for this project.

| BACKGROUND | |
|------------|--|
| | |

| OUND | Total Project | \$563,000.00 |
|------|-----------------------|--------------|
| | 14-G186 (This Action) | \$100,000.00 |
| | Local Cost | \$463,000.00 |

REMARKS

(1) The grant agreement has been modified to include the following: Cedar Lane Senior Living Community I, Inc., Cedar Lane Senior Living Community II, Inc. and Cedar Lane Senior Living Community III, Inc. as "beneficiaries" throughout the grant agreement.

(2) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
(4) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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



DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

CAPITAL GRANTS AND LOANS

ITEM 18-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the Cornerstone Montgomery, Inc. and the Board of Directors of the Interfaith Works, Inc.

Cornerstone Montgomery and Interfaith Works Project (Montgomery County)
"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the #2 Taft Court Facility and for the relocation of Cornerstone Montgomery and Interfaith Works facilities, located in Montgomery County."
\$150,000.00
Maryland Consolidated Capital Bond Loan of 2015 (LHI – Chapter 495, Acts of 2015) DGS Item G026

\$150,000.00

Maryland Consolidated Capital Bond Loan of 2015 (LSI – Chapter 495, Acts of 2015) DGS Item G127

"For the relocation of Cornerstone Montgomery and Interfaith Works facilities, located in Montgomery County."

\$50,000.00

Maryland Consolidated Capital Bond Loan of 2015 (MISC – Chapter 495, Acts of 2015) DGS Item G068; (SL-030-150-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2017 and the Board of Public Works to certify a matching fund. The Board of Directors of the Cornerstone Montgomery, Inc. has submitted documentation that it has \$573,223.68 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

| Total Project | \$8,010,000.00 |
|-----------------------|----------------|
| 15-G026 (This Action) | \$ 150,000.00 |
| 15-G068 (This Action) | \$ 50,000.00 |
| 15-G127 (This Action) | \$ 150,000.00 |
| Local Cost | \$7,660,000.00 |

CAPITAL GRANTS AND LOANS

ITEM 18-CGL (Cont.)

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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



CAPITAL GRANTS AND LOANS

ITEM 19-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the East Baltimore Community School, Inc.
East Baltimore Historical Library (Baltimore City)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the East Baltimore Historical Library."

\$50,000.00 - non-match

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item 063

\$50,000.00 - \$25,000.00 match

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014), DGS Item G049; (SL-055-120-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a \$25,000.00 matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of the East Baltimore Community School, Inc. has submitted documentation that it has \$30,000.00 in in-kind donations to meet the matching fund requirement for this project.

| BACKGROUND | Total Project | \$368,000.00 |
|------------|-----------------------|----------------------------------|
| | 14-063 (This Action) | \$ 50,000.00 – non-match |
| | 14-G049 (This Action) | \$ 50,000.00 - \$25,000.00 match |
| | 12-030 (Prior Action) | \$100,000.00 - non-match |
| | 12-031 (Prior Action) | \$150,000.00 – non-match |
| | Local Cost | \$ 18,000.00 |

(Prior Action: 4/16/14 Agenda, Item 13-CGL)

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

CAPITAL GRANTS AND LOANS

ITEM 19-CGL (Cont.)

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
|-----------|-------------|----------|------------|
| WITH DISC | USSION | WITHOUT | DISCUSSION |

CAPITAL GRANTS AND LOANS

ITEM 20-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Directors of Govans Ecumenical Development Corporation
Epiphany House and Micah House Projects (Baltimore City)
"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Epiphany House and Micah House."
\$53,000.00 - \$17,500.00 match
Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014), DGS Item G050 (SL-085-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a \$17,500.00 matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of Govans Ecumenical Development Corporation has submitted evidence in the form of canceled checks and invoices that it has \$40,026.00 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of Govans Ecumenical Development Corporation \$22,526.00 for eligible expenditures.

BACKGROUND

 Total Project
 \$80,500.00

 14-G050 (This Action)
 \$53,000.00 - \$17,500.00 match

 Local Cost
 \$27,500.00

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

CAPITAL GRANTS AND LOANS

ITEM 21-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Trustees of Holy Cross Hospital of Silver Spring, Inc.

Holy Cross Hospital (Montgomery County) "To assist in the renovation and expansion of the pre- and post- operative unit at Holy Cross Hospital."

\$500,000.00

Maryland Consolidated Capital Bond Loan of 2014 (MHA – Chapter 463, Acts of 2014) DGS Item G025; (SL-079-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Trustees of Holy Cross Hospital of Silver Spring, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$517,829.00 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Trustees of Holy Cross Hospital of Silver Spring, Inc. \$17,829.00 for eligible expenditures

| BACKGROUND |
|------------|
|------------|

| <u>ND</u> | Total Project | \$2,880,280.00 |
|-----------|-----------------------|----------------|
| | 14-G025 (This Action) | \$ 500,000.00 |
| | Local Cost | \$2,380,280.00 |

REMARKS

(1) The grant agreement has been modified to include: the Board of Directors of Trinity Health Corporation as "beneficiary" throughout the agreement.

(2) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(4) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



CAPITAL GRANTS AND LOANS

ITEM 22-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the Lutherville Volunteer Fire Company, Inc.

Lutherville Volunteer Fire Company Station Expansion (Baltimore County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Lutherville Volunteer Fire Company Station, located in Baltimore County."

\$70,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014), DGS Item G066

\$125,000.00

Maryland Consolidated Capital Bond Loan of 2015 (LSI – Chapter 495, Acts of 2015), DGS Item G109; (SL-063-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 for the 2014 bond bill and June 1, 2017 for the 2015 bond bill and the Board of Public Works to certify a matching fund. The Board of Directors of the Lutherville Volunteer Fire Company, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$445,018.96 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Lutherville Volunteer Fire Company, Inc. \$195,000.00 for eligible expenditures.

| BACKGROUND | Total Project | \$4,038,776.00 |
|------------|-----------------------|----------------|
| | 14-G066 (This Action) | \$ 70,000.00 |
| | 15-G109 (This Action) | \$ 125,000.00 |
| | Local Cost | \$3,843,776.00 |

REMARKS

(1) The grant agreements have been modified with the following:

- 15. <u>Insurance</u>.
- (a) For any item of Grant-Funded Property that has an original fair market value of \$5,000 or more, Grantee shall, at its own expense and for the reasonable useful life of that item, obtain and maintain all risk or fire and extended coverage insurance or such similar insurance coverage as may be appropriate for the full

value of the item or in amounts as may be commercially reasonable under the circumstances. Grantee's insurer must be authorized to issue the policy in the State. Each such policy shall by its terms:

- (i) Name the State as an additional loss payee thereunder.
- (ii) Be considered primary and non-contributory with respect to any other insurance, if any, provided by the State.
- (iii) Be cancelable only on at least 30 days written notice to Grantee and to the BPW.
- (b) On request, Grantee shall, provide the BPW or its designee with satisfactory evidence of insurance.
- (c) Proceeds of insurance required by this Paragraph may be applied as the BPW, in its sole discretion, shall determine toward replacement of Grant-Funded Property or toward repayment of the Grant to the State.
- (d) The BPW or its designee in its sole discretion may determine that Grantee may self-insure Grant-Funded Property if Grantee has adequate financial resources.

(2) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(4) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

| Board of Public Works Action - The above re | eferenced Item was: | |
|---|---------------------|------------|
| APPROVED DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISCUSSION | WITHOUT | DISCUSSION |

CAPITAL GRANTS AND LOANS

ITEM 23-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the Melvin J. Berman Hebrew Academy

Melvin J. Berman Hebrew Academy (Montgomery County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Melvin J. Berman Hebrew Academy, including restoring the track and field, and installing a fitness circuit."

\$55,000.00 - \$16,250.00 match

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014) DGS Item G089

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the academy's kitchen, located in Montgomery County."

\$25,000.00 - \$6,250.00 match

Maryland Consolidated Capital Bond Loan of 2015 (LSI – Chapter 495, Acts of 2015) DGS Item G133; (SL-051-130-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 for the 2014 bond bill and June 1, 2017 for the 2015 bond bill and the Board of Public Works to certify a matching fund. The Board of Directors of the Melvin J. Berman Hebrew Academy, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$142,872.98 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Melvin J. Berman Hebrew Academy, Inc. \$80,000.00 for eligible expenditures.

BACKGROUND

Total Project 15-G133 (This Action) 14-G089 (This Action) 13-G080 (Prior Action) Local Cost \$252,872.98 **\$ 25,000.00 - \$ 6,250.00 match \$ 55,000.00 - \$16,250.00 match** \$100,000.00 - \$10,000.00 match **\$ 72,872.98**

(Prior Action: 6/18/14 Agenda, Item 22-CGL)

CAPITAL GRANTS AND LOANS

ITEM 23-CGL (Cont.)

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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



CAPITAL GRANTS AND LOANS

ITEM 24-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Downtown Columbia Arts and Cultural Commission c/o Merriweather Post Pavilion Merriweather Post Pavilion (Howard County)

"To assist in funding of design, construction, reconstruction, renovation, repair, and capital equipping of infrastructure improvements at the Merriweather Post Pavilion." **\$2,000,000.00**

Maryland Consolidated Capital Bond Loan of 2015 (MISC – Chapter 495, Acts of 2015) DGS Item G024; (SL-029-150-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2017 and the Board of Public Works to certify a matching fund. The Downtown Columbia Arts and Cultural Commission has submitted documentation that it has \$9,285,205.53 in a financial institution to meet the matching fund requirement for this project.

| BACKGROUND | Total Project | \$44,000,000.00 |
|-------------------|-----------------------|-----------------|
| | 15-G024 (This Action) | \$ 2,000,000.00 |
| | Local Cost | \$42,000,000.00 |

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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



DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

CAPITAL GRANTS AND LOANS

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

ITEM 25-CGL

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Directors of the National Aquarium in Baltimore, Inc.

National Aquarium in Baltimore - Maryland's Watershed and Waterfront Improvements (Baltimore City)

"To assist in the design, construction, renovation, and equipping of the Maryland Watershed Exhibit and associated infrastructure improvements."

\$2,120,000.00

Maryland Consolidated Capital Bond Loan of 2014 (MISC - Chapter 463, Acts of 2014) DGS Item G011, (SL-081-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of the National Aquarium in Baltimore, Inc. has submitted documentation that it has allocated \$2,771,000.00 in its Fiscal Year 2016 budget to meet the matching fund requirement for this project.

| BACKGROUND | Total Project | \$5,209,000.00 |
|-------------------|-----------------------|----------------|
| | 14-G011 (This Action) | \$2,120,000.00 |
| | Local Cost | \$3,089,000.00 |

REMARKS

APPROVED

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

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

DISAPPROVED DEFERRED WITHDRAWN
SSION WITHOUT DISCUSSION

WITH DISCUSSION

CAPITAL GRANTS AND LOANS

ITEM 26-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the National Center on Institutions and Alternatives, Inc.
 National Center on Institutions and Alternatives Expansion Project (Baltimore County)
 "For the acquisition, planning, design, construction, repair, renovation,
 reconstruction, capital equipping, and expansion of the National Center on
 Institutions and Alternatives."
 \$350,000.00

Maryland Consolidated Capital Bond Loan of 2015 (MISC – Chapter 495, Acts of 2015), DGS Item G017 \$100,000.00 Maryland Consolidated Capital Bond Loan of 2015 (LSI – Chapter 495, Acts of 2015), DGS Item G110; (SL-024-150-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2017 and the Board of Public Works to certify a matching fund. The Board of Directors of the National Center on Institutions and Alternatives, Inc. has submitted documentation that it has \$819,625.83 in a financial institution to meet the matching fund requirement for this project.

| BACKGROUND | Total Project | \$2,185,000.00 |
|-------------------|-----------------------|----------------|
| | 15-G017 (This Action) | \$ 350,000.00 |
| | 15-G110 (This Action) | \$ 100,000.00 |
| | Local Cost | \$1,735,000.00 |

REMARKS

(1) The grant agreements have been modified to include 7222 Ambassador Road, LLC as a "beneficiary" throughout the document.

(2) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(4) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

CAPITAL GRANTS AND LOANS

ITEM 27-CGL

Agency Contact: Cathy Ensor 410.767.4107 <u>cathy.ensor@maryland.gov</u>

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of Friends of the Potomac Community Recreation Center, Inc. and the County Executive and County Council of Montgomery County

Potomac Community Recreation Center (Montgomery County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Potomac Community Recreation Center."

\$25,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014), DGS Item G091

\$75,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item G166; (SL-083-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The County Executive and County Council of Montgomery County have submitted evidence in the form of canceled checks and invoices that it has \$215,197.19 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the County Executive and County Council of Montgomery County \$100,000.00 for eligible expenditures.

| BACKGROUND | Total Project | \$215,197.00 |
|-------------------|-----------------------|--------------|
| | 14-G091 (This Action) | \$ 25,000.00 |
| | 14-G166 (This Action) | \$ 75,000.00 |
| | Local Cost | \$115,197.00 |

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

CAPITAL GRANTS AND LOANS

ITEM 28-CGL

Agency Contact: Cathy Ensor 410.767.4107 <u>cathy.ensor@maryland.gov</u>

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of Pyramid Atlantic, Inc.

Pyramid Atlantic Art Center (Prince George's County) "For the design and construction of the Pyramid Atlantic Art Center, located in Prince George's County." **\$75,000.00** Maryland Consolidated Capital Bond Loan of 2013 (LSI – Chapter 424, Acts of 2013; amended by Chapter 463, Acts of 2014) DGS Item G083 **\$100,000.00** Maryland Consolidated Capital Bond Loan of 2013 (LHI – Chapter 424, Acts of 2013; amended by Chapter 463, Acts of 2014) DGS Item G145 (SL-102-130-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of Pyramid Atlantic, Inc. has submitted documentation that it has \$1,136,024.00 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

| Total Project | \$1,470,969.00 |
|-----------------------|----------------|
| 13-G083 (This Action) | \$ 75,000.00 |
| 13-G145 (This Action) | \$ 100,000.00 |
| Local Cost | \$1,295,969.00 |

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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



WITHDRAWN

WITHOUT DISCUSSION

WITH DISCUSSION

CAPITAL GRANTS AND LOANS

ITEM 29-CGL

Agency Contact: Cathy Ensor 410.767.4107 <u>cathy.ensor@maryland.gov</u>

<u>RECOMMENDATION</u> That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Trustees of Washington College

Washington College - Academic Building (Kent County)
"To assist in the planning, design, construction, renovation, and capital equipping of a new academic building for the Departments of Anthropology, Earth, and the Environment."
\$3,600,000.00
Maryland Consolidated Capital Bond Loan of 2014 (MICUA – Chapter 463, Acts of 2014)
DGS Item G009 (SL-084-140-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Trustees of Washington College has submitted evidence in the form of canceled checks and invoices that it has \$4,173,659.98 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Trustees of Washington College \$573,659.98 for eligible expenditures.

| Total Project | \$9,264,626.00 |
|-----------------------|-----------------------|
| 14-G009 (This Action) | \$3,600,000.00 |
| Local Cost | \$5,664,626.00 |
| | 14-G009 (This Action) |

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

WITH DISCUSSION