

*BOARD OF PUBLIC WORKS*  
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*FEBRUARY 8, 2017*

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February 8, 2017



Contact: Norman Astle (410)841-5864  
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**1. DEPARTMENT OF AGRICULTURE**  
*Agricultural Cost-Share Program*

**Recommendation:** That the Board of Public Works approves using general obligation bond proceeds to fund 15 grants under the Maryland Agricultural Cost-Share Program.

**Amount:** \$340,900

Agreement #	Recipient	County	Amount \$
AT-2016-3480	Guard's Farm, Inc.	Garrett	3,600
AT-2017-2457	Steven C. Webb	Cecil	7,000
CR-2017-2428	George D. Ireland	Queen Anne's	7,200
CR-2017-2429	David G. Wilson	Dorchester	3,000
CR-2017-2430	Weaver Farms, LLC	Queen Anne's	59,000
CR-2017-2431	Weaver Farms, LLC	Queen Anne's	59,000
CR-2017-2432-B	Weaver Farms, LLC	Queen Anne's	50,000
MP-2017-2421	Michael R. Albaugh	Carroll	14,400
MP-2017-2424	Dennis Albaugh	Frederick	101,300
MP-2017-2433	Joseph I. Topper	Frederick	13,500
MP-2017-2490	Ronald L. Keller	Frederick	5,000
MP-2017-2491	Ronald L. Keller	Frederick	4,100
MP-2017-2492	O. Clayton Smith	Frederick	1,300
MP-2017-2493	O. Clayton Smith	Frederick	3,400
SA-2017-2422	Kenneth Corrin, Jr	Kent	9,100

**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.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 8, 2017



Contact: Norman Astle (410)841-5864  
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**2. DEPARTMENT OF AGRICULTURE**  
*Agricultural Cost-Share Program*

**Recommendation:** That the Board of Public Works approves *additional* funding with general obligation bond proceeds of two grants under the Maryland Agricultural Cost-Share Program.

**Amount:** \$587

Agreement #	Recipient	County	Amount
CR-2016-2713	Cedarhurst, LLC	Caroline	\$208
SA-2015-2967	Mary Lou Hurt	Kent	\$379

**Fund Source:** MCCBL of 2014/Item 14107: *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 project completion. These additional costs are a result of design changes required based on site conditions encountered during construction, design changes to improve project effectiveness, or because the level of co-cost share funding originally anticipated was not available when the project was completed.

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**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 8, 2017



REVISED

Contact: Greg Tally 410.767.0075  
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**3. PUBLIC SCHOOL CONSTRUCTION PROGRAM**

***COMAR 23.03.02: Administration of the Public School Construction Program***

**Recommendation:** That the Board of Public Works propose an amendment to COMAR 23.03.02.11 to include broadband infrastructure under the Federal Communication Commission's E-Rate Program as a public school construction cost eligible for State funding.

**Authority:** "The Board of Public Works shall define by regulation what constitutes an eligible and ineligible public school construction or capital improvement cost."

*Education Article, § 5-301(b), Annotated Code of Maryland*

**Background:** The Schools and Libraries Program (also known as the E-Rate Program) under the FCC makes telecommunication and informational services more affordable for schools and libraries. The program provides discounted telecommunications, internet access, and internal connections to eligible schools and libraries funded through the Universal Service Fund. In 2014, the program was updated to provide more options to schools and libraries seeking to purchase high-speed broadband.

In order for Local Education Agencies to be reimbursed for E-rate eligible projects, the money used to pay for the eligible projects must be under State control and must specifically allow the money to be used for E-rate eligible projects, such as broadband infrastructure.

Through the regulations governing the State's funding participation in public school construction projects, the Board of Public Works has defined examples of expenditures as eligible or ineligible for State funding. The proposed amendment specifies that expenditures related to broadband infrastructure for E-rate eligible applicants are eligible for funding through the Capital Improvement Program, Aging Schools Program, and Qualified Zone Academy Bonds program. This clarification will ensure that eligible broadband infrastructure projects under the FCC's E-rate program can be reimbursed.

***Proposed Regulatory Amendment: COMAR 23.03.02.11***

The following expenditures may be eligible for State funding:

***E-rate eligible special construction of broadband infrastructure projects for E-rate eligible applicants.***

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

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BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

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WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
SECRETARY'S  
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February 8, 2017



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#### **4. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

**Recommendation:** That the Board of Public Works approve a partial release of DHCD's deed of trust, security agreement, and notice of repayment that secure a conditional grant in the property known as Village of Hope.

**Loan Authority:** Maryland Affordable Housing Trust  
§§10-108, 10-202, 10-204,  
Housing and Community Development Article,  
Annotated Code of Maryland

**Authority to Grant  
Partial Release:** § 10-305, State Finance and Procurement Article,  
Annotated Code of Maryland

**Recipient:** Village of Hope, Inc. (formerly Caritas, Inc.)

**Project Address:** 1001 Lake Street, Salisbury 21801 (Wicomico County)

**Original Grant/Current Balance:** \$34,700

**Related Item:** Secretary's Agenda Item 5 (Dec. 21, 2016) [approving release of collateral for Financial Adjustment Factor loan on this project]

**Background:** The recipient was incorporated to construct and operate a shelter for homeless women and children known as Village of Hope. The project, on a 5 +/- acre parcel, has two buildings: one with 15 multifamily units occupied by households who do not exceed 50% of area median income; the other is the approximately 8,900 sq. ft. administrative and community building.

In 2015, DHCD provided \$34,700 in Maryland Affordable Housing Trust funds to the recipient. The recipient used the funds to repair/replace the housing facility roof. If during the 15-year term, the project houses people at 50% or below area median income, the recipient does not have to repay the grant.

**Proposal:** The recipient proposes to release 2.9+ of unimproved land so that Osprey Acquisition Company LLC may develop 63 additional housing units on the parcel, as well as playground/open space and a community building. As consideration for the release, Osprey Acquisition has offered to pay the recipient \$630,000. In exchange for DHCD's partial release of the collateral, the recipient will enhance the existing buildings and maintain affordability to homeless women and children.

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

***Proposal:* (cont'd)**

DHCD will remain adequately collateralized even without a security interest in the 2.9+ unimproved acres.

On September 1, 2015 an agreement of sale of the land proposed for the new development was executed for \$630,000. Closing is to take place before April 1, 2017.

***Market Value:*** As of September 16, 2016, the appraised market value of the project is \$1.59 million [Karen H. Belinko, MAI].

***MAHT:*** The Maryland Affordable Housing Trust approved this recommendation on January 13, 2017.

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**BOARD OF PUBLIC WORKS**

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**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

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

**Recommendation:** That the Board of Public Works approve DHCD releasing certain collateral securing a DHCD loan to allow the borrower to enter into reciprocal easements that will benefit the community.

<b>Loan Authority:</b>	Partnership Rental Housing Program §§ 14-1201 <i>et seq.</i> , Housing and Community Development Article, Annotated Code of Maryland; COMAR 05.05.05
<b>Authority to Grant Easement:</b>	§ 10-305, State Finance and Procurement Article, Annotated Code of Maryland
<b>Borrower:</b>	Burwood Gardens Senior, LLC
<b>Project Name:</b>	Burwood Gardens Phase I 6670 Roberts Road, Glen Burnie (Anne Arundel County)
<b>Original PRHP Loan:</b>	\$3,983,397
<b>Current Balance:</b>	\$2,000,000

**Background:** In December 2012, DHCD lent Burwood Gardens Senior, LLC nearly \$4 million to assist in the acquisition and construction of a 100-unit, multi-family affordable rental housing project in Glen Burnie, Anne Arundel County. The Burwood Gardens Phase I project secures the loan; the borrower is current on loan payments.

Heritage Overlook, LLC is the owner of an adjacent multifamily rental project that is the second phase of the Burwood Gardens public housing community redevelopment. In December 2016, DHCD, as the administrator of loan funding available through the Harry and Jeanette Weinberg Foundation, made a Weinberg loan to Heritage Overlook, LLC, to assist in constructing Heritage Overlook.

Burwood Gardens Senior, LLC and Heritage Overlook, LLC, seek to grant each other reciprocal easements for: (1) pedestrian, and vehicle access/passage through roads and walk-ways; (2) access to storm water management facilities on the Burwood Gardens Phase I site to construct, grade, and connect storm water management facilities for the Heritage Overlook project; and (3) access and use to the residents of Burwood Gardens Phase I of the Community Building on the Heritage Overlook site.

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## 6. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

**Recommendation:** That the Board of Public Works approve lending general obligation bond proceeds for this project.

**Borrower:** Mount Jezreel Senior LLC

**Project:** Mount Jezreel Senior Housing  
420 University Blvd. East, Silver Spring 20901 (Montgomery County)

**Authority:** §§4-101 through 4-255, Housing & Community Development Article, Annotated Code of Maryland; COMAR Chapter 05.05.02

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

**Loan Amount:** \$2,500,000

**Fund Source:** MCCBL 15168 – *Rental Housing Works Program*

**Collateral:** Deed of Trust

**Description:** The project is new construction of a 75-unit, age-restricted rental community in Silver Spring. It will include a four-story apartment building with one and two-bedroom units and a host of community amenities. Amenities and services will be supportive of senior living and include elevator service. Most of the units (67) will be targeted to households earning up to 60% of area median income; and eight units will be leased at market rate. The project sponsor is Mission First Housing Development Corporation.

Sources	Amount
<b>Rental Housing Works (this Item)</b>	<b>\$ 2,500,000</b>
HUD Risk Share	9,200,000
4% Low Income Housing Tax Credit Equity	6,116,765
Montgomery County HOME Loan	2,000,000
Seller Take Back Note	760,000
Deferred Developer Fee	509,315
<b>Total</b>	<b>\$21,086,080</b>

The Maryland Department of Planning approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy (Project #SP20151125-6133) on November 11, 2015.

**BOARD OF PUBLIC WORKS**

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**WITHOUT DISCUSSION**

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## **7. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

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

**Borrower:** Dogwood Towns, LLC

**Project:** Towns at Woodfields  
7301 Dogwood Road, Windsor Mill 21244 (Baltimore County)

**Authority:** §§4-101 through 4-255, Housing & Community Development Article, Annotated Code of Maryland; COMAR Chapter 05.05.02

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

**Loan Amount:** \$2,500,000

**Fund Source:** MCCBL 15168 – Rental Housing Works Program

**Collateral:** Deed of Trust

**Description:** The Towns at Woodfields project consists of acquiring property and constructing 61 new four-bedroom townhome units in 11 three-story clustered buildings in Baltimore County's Windsor Mill area. All units are targeted to households with incomes at or below 60% of the area median income. The project will benefit from a PILOT (payment in lieu of taxes). Project sponsors are Osprey Development Company, LLC and J. Kirby Development.

SOURCES	AMOUNT
<b>Rental Housing Works Loan (this Item)</b>	<b>\$2,500,000</b>
FHA Risk Share LT Loan	\$7,415,000
4% Tax Credit Equity	\$5,291,546
Baltimore County Office of Community Conservation Loan	\$3,500,000
Deferred Developer Fee	\$457,673
<b>Total Sources</b>	<b>\$19,164,219</b>

The Maryland Department of Planning approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy (Project #SP20141106-5904) on November 21, 2014.

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BOARD OF PUBLIC WORKS  
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ACTION AGENDA  
February 8, 2017



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**8. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve further funding up to \$304,262 to Town of Preston for the **Preston Wastewater Treatment Plant Biological Nutrient Removal and Enhanced Nutrient Removal Upgrades** project in Caroline County. Funding may involve multiple sources which may include general obligation bond proceeds. (Legislative District 37B)

**Project Description:** This project entails planning, design, and construction of biological nutrient removal and enhanced nutrient removal upgrades for the Town of Preston Wastewater Treatment Plant at the existing design capacity of 0.115 million gallons per day. Upon completion of the upgrades, the Wastewater Treatment Plant will be capable of achieving effluent concentration goal of 3 mg/l Total Nitrogen and 0.3 mg/l Total Phosphorous. This will allow 83% reduction in nitrogen and 90% reduction in phosphorus, thereby reducing nutrients discharged to the Lower Choptank River and ultimately the Chesapeake Bay. This action is for the design phase.

Project Funding Sources	Amount
Bay Restoration Fund Grant BR-NR 04.06 (prior action 8/26/15)	\$ 56,500
<b>Bay Restoration Fund Grant BR-NR 04.06 (this action)</b>	<b>\$304,262</b>
Local Share	\$ 25,738
<b>TOTAL ESTIMATED PLANNING/DESIGN COST:</b>	<b>\$386,500</b>

**Authority:** Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act.

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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BOARD OF PUBLIC WORKS

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DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

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BOARD OF PUBLIC WORKS  
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ACTION AGENDA  
February 8, 2017



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**9. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve new grant funding up to \$240,750 to Charles County for the **Jenkins Lane Water System** project. Funding may involve multiple sources of funding, including general obligation bond proceeds, which may be provided over several years based on project schedule. (Legislative District 28)

**Project Description:** The proposed project consists of the design and construction of a new water distribution system along Jenkins Lane and Hungerford Road connecting the Jenkins Lane Community to the Charles County water system. The project also includes the installation of new house connections, meters, fire hydrants, and associated appurtenances. The project is necessary to replace the existing deteriorated water system in the community with more safe and adequate water supply.

Project Funding Sources	Amount
Water Supply Financial Assistance, WSG 06.09, MCCBL 2015-15176	\$ 240,750
Local Funds	\$ 929,250
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$1,170,000</b>

MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

**Authority:** Sections 9-420 through 9-426 of the Environment Article, Maryland Code, Water Supply Facilities – Financial Assistance.

MDE has determined that its recommendation is consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33, and State Clearinghouse comments and recommendations.

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BOARD OF PUBLIC WORKS

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DISAPPROVED

DEFERRED

WITHDRAWN

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BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 8, 2017



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**10. MARYLAND STADIUM AUTHORITY**

*Baltimore City Public Schools*  
*Cherry Hill Elementary/Middle School – Bid Package # 1*

**Contract ID:** Cherry Hill Elementary Middle School/BCS-019A

**Recommendation:** That the Board of Public Works approve the award of Bid Package No. 1 to the construction manager at risk for the Cherry Hill Elementary/Middle School project.

**Contractor:** HESS Construction + Engineering Services, Inc. Gaithersburg, MD 20878

**Original Contract Approved:** Baltimore City Schools approval (see Remarks)

**Project:** The Cherry Hill Elementary/Middle School project is a 130,000 +/- sq ft major renovation and addition project at 801 Bridgeview Road, Baltimore City.

Construction costs of \$9.67 million and contingencies of \$703,169 are included in the recommendation to award Bid Package #1. The Stadium Authority will return to the Board of Public Works for approval to award Bid Package #2.

The Stadium Authority's initial estimates identify the total construction cost to be \$42.9 million.

**Bid Package #1 Description:** Demolition, concrete, masonry, steel, sitework/utilities. Bid Package #1 comprises five trade packages out of 37 anticipated trade packages.

**Bid Package #1 Amount:** \$14,831,741

**Pre-Construction Amount:** \$107,661

**Revised Amount:** \$14,939,402

**Term:** 2/2017 – 10/2018

**MBE Goal:** 30%

*Subgoals:* African American 7%

**Remarks:** The Cherry Hill ES/MS project was originally assigned to the Baltimore Schools for contract procurement and management per the four-party Memorandum of Understanding (that was approved as Secretary's Item 14 [10/16/13]). The City Schools, with the approval of the Stadium Authority, awarded the pre-construction services to HESS Construction + Engineering Services Inc. As a result of staffing changes and concerns over schedule impacts, the Stadium Authority, at the request of City Schools, is now assuming and actively managing all contracts for projects in the Schools Construction Program.

BOARD OF PUBLIC WORKS  
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**10. MARYLAND STADIUM AUTHORITY (cont'd)**

*Baltimore City Public Schools  
Cherry Hill Elementary/Middle School – Bid Package # 1*

**Remarks: (cont'd)**

Bid Package #1 procurement process proceeded as follows:

The Construction Manager advertised construction packages and issued documents to solicit trade contractor participation in five trade packages in: *eMaryland Marketplace*, the Stadium Authority's website, HESS's website, the Baltimore 21st Century Schools' website, and the MWMCA web site, as well as by direct solicitation. The advertisements indicated that bids would be accepted from pre-qualified trade subcontractors. A pre-bid and a site visit meeting were held at the project site. All attendees were provided with summary project information and afforded the opportunity to tour the project site.

On November 15, 2016 competitive trade contractor bids were received and opened at HESS's office. Overall, nineteen bids were received for the five packages advertised. Post-bid scope review meetings were conducted with selected trade contractors to ensure that their bids were responsive and complete.

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

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

**Tax Compliance No.:** 17-0048-1111

**Resident Business:** Yes

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**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

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**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 8, 2017



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**11. ST. MARY'S COLLEGE OF MARYLAND**  
*Naming of Lucille Clifton House*

**Recommendation:** St. Mary's College of Maryland recommends that the Board of Public Works approve naming a College building – the cottage currently known as the White House, 47491 Trinity Church Road – the ***Lucille Clifton House***.

**Background:** Lucille Clifton (1936-2010) was Distinguished Professor of Humanities at St. Mary's College of Maryland from 1989 to 2005. Her commitment to the College was strong and unwavering.

Lucille Clifton was Maryland's Poet Laureate from 1974 to 1985 and remains one of America's most outstanding poets. Her book, *Blessing the Boats: New and Selected Poems*—in which she dedicates the title poem to St. Mary's College—won the 2000 National Book Award.

Ms. Clifton was the first Black recipient of the Ruth Lilly Poetry Prize for lifetime achievement. In testament to the universality of her unique and resonant voice, she is the first author to have two books of poetry chosen as Pulitzer Prize finalists in the same year (1987). Her life and poetry affirm the lights of compassion and truth as the highest calling. Much of her work focused on equity-related issues.

The proposed name change honors the legacy of Lucille Clifton and is consistent with the intended purpose of the building. The 1,233 square foot cottage, near Kent Hall and the River Center, is now home to the Title IX coordinator, the associate vice president of inclusion and diversity, and the associated campus-wide activities.

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**12. ST. MARY'S COLLEGE OF MARYLAND**  
***General Obligation Bond Proceeds***

**Recommendation:** That the Board of Public Works approve St. Mary's College of Maryland's encumbering capital funds to continue archaeological investigative work under the supervision of the College's Department of Anthropology.

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

**Description:** Contractual archaeologists with expertise to perform archaeological field and supplies and equipment for direct support of this archaeological effort.

**Amount:** \$140,000

**Fund Source:** MCCBL 2016 (188)      **Appropriation Code:** 622

**Remarks:** The development of the design for the New Athletic Fields and Stadium requires additional archaeological field work to determine the nature and extent of archaeological resources at the planned site. The planned site is within the St. Mary's City National Historic District and is adjacent to locations previously identified as having historic artifacts. Previous archaeological work funded through this project determined the existence of features that require additional Phase II investigation. The College, the Historic St. Mary's City Commission, and the Maryland Historic Trust agree that further investigation is required before proceeding with detailed design of the athletic field project.

The archaeological investigation will be performed by contractual employees hired exclusively for the project, under the direction of Dr. Julia King, Professor of Anthropology at St. Mary's College of Maryland. State bond funds will not be used to pay existing full time employees supported by current operating funds. The work will be performed under a permit issued by the Maryland Historic Trust. The Maryland Historic Trust concurs with the College performing this archaeological investigation.

**Prior Encumbrances for  
New Athletic Fields Archaeology Work:**      Secretary 14 (06/08/2016): \$ 70,000  
Secretary 11 (11/02/2016): \$ 50,000

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BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 8, 2017



**REVISED**

Contact: Christian Lund (410 260-7920)  
clund@treasurer.state.md.us

**13. BONDS**

The Treasurer recommends that the Board of Public Works adopt resolutions concerning the sale of State of Maryland General Obligation Bonds in book entry form for the purpose of funding the State's capital program and refunding certain Bonds; making certain determinations regarding the consolidation of loans, the methods of sale, and the structure of the Bonds; authorizing the publication of the required Summary Notices of Bond Sale; and obligating the State of Maryland to provide continuing disclosure as required under applicable securities regulations and to comply with applicable provisions of the Internal Revenue Code. The total that will be offered for sale is up to \$675,000,000\* of new money bonds, issued in one or more series, for the capital program.

**Amount:** *New Money Bonds* – Up to \$675,000,000\* bonds issued for the purpose of funding the State's capital program consisting of up to \$575,000,000\* in tax-exempt bonds and up to \$100,000,000\* in taxable bonds.

**Refunding Bonds** – In a maximum aggregate principal amount to be determined by the Treasurer on the date of sale (not to exceed a preliminary estimate provided by the Treasurer on or before February 22, 2017) in accordance with the Debt Management Policy approved by the Board of Public Works on July 2, 2014.

**Denomination:** \$5,000 per bond, or integral multiples thereof

**Maturities:** To be determined by the Treasurer, not to exceed 15 years.

**Title:** State and Local Facilities Loan of 2017, First Series, consisting of:

**Form:** As determined by the Treasurer, to include:

First Series A – [up to \$575,000,000\*] Tax-Exempt Bonds (Competitive) for the Capital Program

First Series B – [up to \$100,000,000\*] Taxable Bonds (Competitive) for the Capital Program

First Series C – Tax-Exempt Refunding Bonds (Competitive) in a maximum aggregate principal amount to be determined by the Treasurer by February 22, 2017

**Methods and Times of Sale:**

*First Series A (Tax-Exempt)* – [\$575,000,000\* -] Competitive Sale Public: competitive sale of [up to \$575,000,000\*], as determined by the Treasurer, in maturities and amounts to be determined by the Treasurer, on Wednesday, March 8, 2017, by electronic bid and subject to the approval of the Board. Provided, however, depending upon market conditions and at the discretion of the Treasurer, the sale of the First Series A Bonds may instead be offered for sale at a date and time to be determined by the Treasurer, subject to approval by the Board at that time.

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REVISED

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

**Methods and Times of Sale:** (cont'd)

*First Series B (Taxable)* – [\$100,000,000\*] - Competitive Sale Public: competitive sale of [up to \$100,000,000\*], in maturities and amounts to be determined by the Treasurer, on Wednesday, March 8, 2017, by electronic bid and subject to the approval of the Board. Provided, however, depending upon market conditions and at the discretion of the Treasurer, the sale of the First Series B Bonds may instead be offered for sale at a date and time to be determined by the Treasurer, subject to approval by the Board at that time.

*First Series C (Tax-Exempt Refunding)* – Competitive Sale, Pursuant to State Finance and Procurement Article, Section 8-131, public, competitive sale of Refunding Bonds in a maximum aggregate principal amount to be determined by the Treasurer **on the date of sale (not to exceed a preliminary estimate provided by the Treasurer on or before February 22, 2017)** in accordance with the Debt Management Policy. Depending upon market conditions, and at the discretion of the Treasurer, the Refunding Bonds may instead be offered for sale at a date and time to be determined by the Treasurer on a competitive basis and subject to the approval of the Board at that time, or on a negotiated basis to the retail and institutional markets, subject to ratification by the Board.

**Settlement:** On or about March 22, 2017

**Use of Proceeds:** Various State loans and installments, combined and consolidated, and, if Refunding Bonds are issued, the purchase of securities for deposit to a Refunding Escrow Account.

**Publications of Summary Notices of Bond Sale:** Summary notices of sale for bonds sold on a competitive basis shall be published in the *Bond Buyer* on a date to be determined by the Treasurer not later than that required by Section 8-123 of the State Finance and Procurement Article of the Annotated Code of Maryland, and in such other electronic and print media as determined appropriate by the Treasurer.

**Remarks:** The date of sale of the 2017 First Series Bonds may be postponed at the discretion of the Treasurer in response to market conditions. The method of sale, the size and maturities of any of the bonds may be adjusted by the Treasurer to respond to prevailing market conditions and, with respect to the First Series C Bonds (Tax-Exempt Refunding Bonds), to comply with benchmarks for debt service savings in the State's Debt **Management** Policy. Following receipt of bids, the size of the First Series C Bonds may be further adjusted by the Treasurer by up to 15% to account for premium bid, if any, and savings realized from the purchase of securities for deposit to the Refunding Escrow Account.

\* Preliminary, subject to change

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
February 8, 2017



## ***Supplemental***

Contact: Dr. Karen Salmon 410.767.0462  
Karen.salmon@maryland.gov

**14. INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION**  
*Public School Construction Program*

**Recommendation:** That the Board of Public Works approve the appointment of **Robert Gorrell** as Executive Director of the Interagency Committee on School Construction.

The Interagency Committee made this recommendation at its February 1, 2017 meeting.

**Authority:** "The Executive Director of the Interagency Committee shall be appointed by the Interagency Committee with the approval of the Board of Public Works." Section 5-302(c), Education Article, Annotated Code of Maryland.

**Background:** Robert Gorell is highly qualified with respect to all aspects of public school construction. Mr. Gorrell is currently the New Mexico Public School Facilities Authority Executive Director, a state agency he has served since 2003. With more than 30 years' experience in the field of educational facility planning, architecture, and construction, Robert Gorrell has the management, organizational, and leadership expertise and experience necessary to be an effective Executive Director.

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BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
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February 8, 2017



APP 1

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

**A1. DEPARTMENT OF GENERAL SERVICES**  
*Annapolis Public Buildings and Grounds/Tawes Complex*

**Contract ID:** Emergency Repairs to Hot Water Heating Pipes  
ADPICS No.: 001B7400240, Project No. BA-689-173-003

**Contract Type:** Maintenance

**Description:** Labor, materials, and equipment to repair leaking hot water pipes. Excavate and locate leak and make repairs to the pipes with stainless steel band. After repair, backfill site, patch asphalt walkway path, and apply grass seed and straw to bring site back to original condition.

**Procurement Method:** Emergency  
**Emergency Declared:** October 28, 2016

**Bids:** Global Construction Services, LLC, Eldersburg \$27,685  
Ferguson Trenching Co., Inc., Odenton \$29,607

**Award:** Global Construction Services, LLC  
**Award Date:** November 14, 2016

**Amount:** \$27,685  
**Term:** 120 Calendar Days

**MBE Participation:** 0 %  
**Fund Source:** H00 17 77051 1498/Facilities Renewal Program (Statewide)

**Remarks:**  
*Nature of Emergency:* The hot water conduits leaked and hot water came to the ground surface creating a dangerous environment and potential failure of the heating system. The water loss required the heating plant to operate on full power to keep up with the hot-water demand.

*Basis for Selection:* Two firms were contacted and submitted price proposals. The proposals were evaluated and the lower bid was selected. The engineers' estimate for performing all work associated with this emergency was \$30,000.

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
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February 8, 2017



APP 2

Contact: Michael Reyka (301)745-4140  
[michael.reyka@maryland.gov](mailto:michael.reyka@maryland.gov)

**A2. DEPARTMENT OF HEALTH AND MENTAL HYGIENE**  
*Western Maryland Hospital Center*

**Contract ID:** Call Bell System  
ADPICS No. M00B7400377

**Contract Type:** Service

**Description:** Provide and install call bell system in nursing home unit

**Procurement Method:** Emergency  
**Emergency Declared:** 08/30/2016

**Award:** Baltimore Sound Engineering, Baltimore  
**Award Date:** 10/27/2016

**Amount:** \$57,726  
**Term:** Six weeks

**MBE Participation:** None  
**Fund Source:** 100% HB30G 1441

**Remarks:**

*Nature of Emergency:* The call bell system malfunctioned and caused life-threatening situations for nursing home unit patients as the patients were unable to communicate with nursing staff.

*Basis for Selection:* Due to the critical need for an operating call bell system, Baltimore Sound was directly solicited and selected as it is familiar with the current call bell system and had provided updates to the system. Baltimore Sound had the necessary equipment and supplies to install a new call bell system as quickly as possible.

*Reason for Late Report:* The reporting process was delayed due to the program being short-staffed, with some staff unfamiliar with the emergency procurement process. In addition, some personnel were on vacation or otherwise not available during this time period.

<b>Resident Business:</b>	Yes	<b>Tax Clearance No.:</b>	16-3510-1111
<b>BOARD OF PUBLIC WORKS ACTION:</b>		<b>THIS REPORT WAS:</b>	
<b>ACCEPTED</b>		<b>REMANDED</b>	
<b>WITH DISCUSSION</b>		<b>WITHOUT DISCUSSION</b>	

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
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February 8, 2017



APP 3

Contact: John Cullen (307)777-2240  
john.cullen@maryland.gov

**A3. DEPARTMENT OF HEALTH AND MENTAL HYGIENE**  
***Thomas B. Finan Hospital Center***

**Contract ID:** Emergency Psychiatrist Services  
OPASS 17-17458 / M00B7400465

**Contract Type:** Service

**Description:** Psychiatry services required for 88 individuals at Thomas B. Finan Hospital Center.

**Procurement Method:** Emergency  
**Emergency Declared:** September 12, 2016

**Bids:** Jackson and Coker \$198,000

**Award:** Jackson and Coker, Alpharetta, Georgia  
**Award Date:** September 12, 2016

**Amount:** \$198,000

**Term:** September 12, 2016 – February 13, 2017

**MBE Participation:** None

**Fund Source:** 100% General  
M00L0401- Thomas B. Finan Hospital Center

**Incumbent:** None

**Remarks:**

*Nature of Emergency:* Because three contractual psychiatrists left employment within a few months of each other, the Thomas B. Finan Hospital Center had an immediate need for psychiatrists. Provision of effective psychiatric services to individuals who have serious mental illness and to individuals referred by legal authority are mandated by law and required for Joint Commission accreditation.

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APP 4

**A3. DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

***Thomas B. Finan Hospital Center***

***Remarks (cont'd):***

*Nature of Emergency (cont'd):* The Center has made an extensive recruitment effort for contractual psychiatrists, but has not been able to fill the vacancies. Accordingly, DHMH sought vendors to provide AMA Board-certified physicians licensed by the State in the specialty field of psychiatry, and to provide comprehensive treatment services to those patients serviced by the Center. (Note – The Center uses special payment payroll contracts for these services and actively continues to recruit psychiatrists.)

*Basis for selection:* The Thomas B. Finan Hospital Center issued a Request for Proposals to provide the psychiatric services required. The Center received one proposal in response. Jackson & Coker was selected after contacting other providers who were unable to provide any psychiatrists at this time. The contractor is ready, willing and able to place personnel on-site at the start of the contract period.

Both DHMH's Eastern Shore Hospital Center (Cambridge) and its Springfield Hospital Center (Sykesville) have used similar arrangements with locum tenens companies for obtaining psychiatrist services when needed.

The contract is a firm fixed unit price, indefinite quantity; compensation is based on actual services performed and the unit prices agreed to.

*Reason for Late Report:* This report is late due to delays in processing the contract paperwork.

**Resident Business:** No

**MD Tax Clearance:**

16-4133-0000

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

**ACCEPTED**

**REMANDED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS  
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February 8, 2017



APP 5

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

**A4. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**  
***Brockbridge Correctional Facility***

**Contract ID:** Hot Water Heater Replacement  
Project No.: KI-000-170-C01, ADPICS No. Q00P7403544

**Contract Type:** Maintenance

**Description:** Replace coils, spence regulation valves, condensate receiver, trap line assemblies. Insulate new piping. Remove debris.

**Procurement Method:** Emergency  
**Emergency Declared:** November 14, 2016

**Bids:**

Bidder	Bid
<i>M&amp;M Welders &amp; Fabricators, Inc., Gaithersburg</i>	\$74,800
<i>Densel Company, Gaithersburg</i>	\$75,361
<i>American Combustion Industries, Inc., Glenn Dale</i>	\$82,598

**Award:** M&M Welders & Fabricators, Inc.

**Award Date:** November 18, 2016

**Amount:** \$74,800

**Term:** 60 Days

**MBE Participation:** None

**Fund Source:** FY17, PCA S4410, AOBJ 8120

**Remarks:**

*Nature of Emergency:* Significant failures of multiple hot water heaters contributed to the loss of hot water at the facility, creating health and safety issues for inmates and staff. Due to age and condition of heaters, replacement of coils was required.

*Basis for Selection:* M&M Welding & Fabricators, Inc. was available to meet the needs of the emergency and provided the lowest bid.

<b>Resident Business:</b>	Yes	<b>Tax Clearance No.:</b>	16-3904-1111
<b>BOARD OF PUBLIC WORKS ACTION:</b>	<b>ACCEPTED</b> <b>WITH DISCUSSION</b>	<b>THIS REPORT WAS:</b>	<b>REMANDED</b> <b>WITHOUT DISCUSSION</b>

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
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APP 6

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

**A5. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**  
*Central Maryland Correctional Facility*

**Contract ID:** Emergency Dorm Window Security  
Project No.: KS-000-170-C01, ADPICS No. Q00P7403804

**Contract Type:** Maintenance

**Description:** Furnish and install exterior beveled wire mesh panels and framing from top of window sills to underside of roof of all dorm windows at facility.

**Procurement Method:** Emergency  
**Emergency Declared:** November 16, 2016

**Bid:** Reedbird Steel, LLC, Harmons \$196,399

**Award:** Reedbird Steel, LLC  
**Award Date:** December 2, 2016

**Amount:** \$196,399  
**Term:** 60 Days

**MBE Participation:** None  
**Fund Source:** FY17, PCA SJ410, AOBJ 8120

**Remarks:**

*Nature of Emergency:* Windows at the facility were not security grade and did not prevent inmates from attempting to use them as a means of escape or to facilitate the introduction of contraband. After assessing these risks, DPSCS decided to install security mesh panels and framing to ensure the health and safety of inmates, staff, and the community.

*Basis for Selection:* Several companies were asked to submit quotes. Reedbird Steel was the only company who was able to respond in the time frame required.

**Resident Business:** Yes

**Tax Compliance:** 16-4025-0110

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**BOARD OF PUBLIC WORKS ACTION:**

ACCEPTED  
WITH DISCUSSION

**THIS REPORT WAS:**

REMANDED  
WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
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February 8, 2017



APP 7

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

**A6. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**  
*Occupational Skills Training Center*

**Contract ID:** Emergency Mechanical Room Repairs  
Project No.: ED-000-170-C01, ADPICS No. Q00P7403505

**Contract Type:** Maintenance

**Description:** Isolate the southern branch of the steam line. Replace pressure reducing valves. Replace the economizer and domestic hot water heat exchangers. Replace the steam control valve for building heat.

**Procurement Method:** Emergency  
**Emergency Declared:** November 7, 2016

**Bids:** Veolia Energy Baltimore Heating, LLP, Baltimore \$56,920  
JF Fischer, Inc., Baltimore \$144,123

**Award:** Veolia Energy Baltimore Heating, LLP  
**Award Date:** November 10, 2016

**Amount:** \$56,920  
**Term:** 60 Days

**MBE Participation:** None  
**Fund Source:** DPSCS FY17, PCA S8410, AOBJ 8091

**Remarks:**  
**Nature of Emergency:** Repairs were needed in the mechanical room/steam plant at the Occupational Skills Training Center. Without these repairs, heat and domestic hot water could not be supplied to the building, creating a health and safety issue for staff.

**Basis for Selection:** Veolia Energy Baltimore Heating, LLP was available to meet the needs of the emergency and provided the lower bid.

**Tax Compliance:** 16-3872-1001    **Resident Business:** Yes

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**BOARD OF PUBLIC WORKS ACTION:**

ACCEPTED  
WITH DISCUSSION

**THIS REPORT WAS:**

REMANDED  
WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
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February 8, 2017



APP 8

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

**A7. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**  
***Patuxent Institution***

**Contract ID:** Emergency Underground Piping Repairs  
Project No.: KD-000-170-C01, ADPICS No. Q00P7403560

**Contract Type:** Maintenance

**Description:** Materials, labor, and equipment to replace leaking and bad underground condensate and steam supply pipes at the Patuxent Institution. Work involves excavation, testing, repair, and re-filling trenches.

**Procurement Method:** Emergency  
**Emergency Declared:** October 11, 2016

Bidders	Labor Rates	Rate Average
M&M Welding & Fabricators, Inc., <i>Gaithersburg</i>	Mechanic: \$126/hr Apprentice: \$78/hr Eqmt Operator: \$110/hr	\$105
American Combustion Industries, Inc., <i>Glenn Dale</i>	Mechanic: \$149/hr Apprentice: \$103/hr Eqmt Operator: \$124/hr	\$125

**Award:** M&M Welders & Fabricators, Inc.

**Award Date:** November 18, 2016

**Amount:** \$50,000 (not to exceed)

**Term:** 60 Days

**MBE Participation:** None

**Fund Source:** FY17, PCA 41410, AOBJ 8090

**Remarks:** *Nature of Emergency:* The Patuxent Institution experienced significant failures of the main steam supply line. Upon testing, at least two leaks were found, which must be fixed before the heating season or the health and safety of inmates and staff will be at risk.

**Basis for Selection:** M&M Welding and Fabricators, Inc. provided the lower labor rates.

**Tax Compliance:** 16-3904-1111    **Resident Business:** Yes

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
February 8, 2017



APP 9

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

**A8. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**  
***Southern Maryland Pre-Release Unit***

**Contract ID:** Emergency Access Road Repair  
Project No.: KP-000-170-C01, ADPICS No. Q00P7403447

**Contract Type:** Maintenance

**Description:** Pave 1700 square feet of asphalt over gravel path, to include grading and compacting roads, squaring road edges, and replacing two 12" culvert pipes on gravel road. Install riprap, stone dams, gravel road ditches, inlet and outlet culverts.

**Procurement Method:** Emergency  
**Emergency Declared:** September 28, 2016

**Bidders:** A Plus Paving and Concrete, Inc., Waldorf, MD \$65,550  
Beltway Paving Company, Waldorf, MD \$93,150

**Award:** A Plus Paving and Concrete, Inc.  
**Award Date:** November 23, 2016

**Amount:** \$65,550  
**Term:** 30 Days

**MBE Participation:** None  
**Fund Source:** FY17, PCA S6410, AOBJ 8125

**Remarks:**

*Nature of Emergency:* Rain caused flooding along the access road of the Southern Maryland PreRelease Unit. The condition of the road has become unstable in many locations due to sediment erosion, causing the Maryland Department of the Environment to cite the unit for sediment pollution and giving 30 days to fix the problem. Immediate repairs are needed to protect the safety of the employees, inmates, and the public.

*Basis for Selection:* A Plus Paving and Concrete, Inc. was available to meet the needs of the emergency and provided the lower bid.

**Tax Compliance:** 16-3994-0111    **Resident Business:** Yes

**BOARD OF PUBLIC WORKS ACTION:** **THIS REPORT WAS:**

**ACCEPTED** **REMANDED**  
**WITH DISCUSSION** **WITHOUT DISCUSSION**

Supplement A  
Department of Natural Resources  
ACTION AGENDA  
February 8, 2017



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

**1A. PROGRAM OPEN SPACE LOCAL SHARE**  
*Anne Arundel County*

**Recommendation:** Approval to commit \$1,200,000 for the following **development** projects.

**1. Millersville Park Tennis Center \$400,000**  
Anne Arundel County, POS #6615-2-314 MD20161212-10131

**Background:** Develop indoor and outdoor tennis courts, exercise trail, sun shelters, pavilions, storage buildings, roads, parking, and utilities on 33 acres for west County park. This initial installment will assist with the design of the entire indoor and outdoor tennis center. The outdoor facilities will include 12 lighted hard surface courts, four soft surface clay courts, and two multipurpose courts. The indoor facilities will include eight climate-controlled courts, locker rooms, reception area, observation deck, and restrooms.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2010, Chapter 483, Acts of 2010

Program Open Space - Local, FY 2011 Allocation

Source Code: 10055 Item 055 \$33,526.81

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012

Program Open Space – Local, Prior Funds Replacement

Source Code: 12057 Item 057 \$69,024.85

Outdoor Recreation Land Loan of 2017, Chapter 27, Acts of 2016

Program Open Space Local Share

Source Code: 17009 Item 009 \$297,448.34

**2. Bell Branch Athletic Field Development \$800,000**

Anne Arundel County, POS #6616-2-315 MD20161212-1014

**Background:** Construct two artificial turf athletic fields and site amenities at the Bell Branch Athletic Complex. The artificial turf fields will replace the grass surface fields and will extend the playing season and reduce down time due to waterlogged playing surfaces or lack of grass. Site amenities include field lighting, bleachers, scoreboards, pathways, and goals.

**Fund Source:**

Outdoor Recreation Land Loan of 2017, Chapter 27, Acts of 2016

Program Open Space Local Share

Source Code: 17009 Item 009 \$800,000

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement A  
Department of Natural Resources  
ACTION AGENDA  
February 8, 2017



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

**2A. PROGRAM OPEN SPACE LOCAL SHARE**  
*Baltimore County*

**Recommendation:** Approval to commit \$2,490,000 for the following **development** project.

**Spring Grove Park Development \$2,490,000**  
Baltimore County, POS #6614-3-472 MD20161219-1035

**Background:** Construct new park including one lighted artificial turf athletic field, one lighted grass surface athletic field, a parking lot, and support amenities. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution.

**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 \$1,627,221.50

Outdoor Recreation Land Loan of 2017, Chapter 27, Acts of 2016  
Program Open Space Local Share  
Source Code: 17009 Item 009 \$862,778.50

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement A  
Department of Natural Resources  
ACTION AGENDA  
February 8, 2017



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

**3A. PROGRAM OPEN SPACE LOCAL SHARE**  
*Carroll County*

**Recommendation:** Approval to commit \$35,781 for the following **development** project.

**Wildwood Park Pathway \$35,781**  
Town of Mount Airy, Carroll County  
POS #6613-6-358 MD20161212-1015

**Background:** Repave 1,212 foot asphalt pathway around park perimeter to improve safety.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013  
Program Open Space – Local, Prior Funds Replacement  
Source Code: 13080 Item 080 \$9,743.40

Maryland Consolidated Capital Bond Loan of 2014, Chapter 463, Acts of 2014  
Program Open Space – Local, Prior Funds Replacement  
Source Code: 14089 Item 089 \$26,037.60

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement A  
Department of Natural Resources  
ACTION AGENDA  
February 8, 2017



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

**4A. COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**  
*Montgomery County*

**Recommendation:** Approval to commit \$250,000 for the following **development** project.

***Sligo Mill Overlook Playground \$250,000***  
City of Takoma Park, Montgomery County  
CPP #6376-15-682 MD20150721-0683

**Background:** Install playground at Sligo Mill Park for children of a wide range of ages and abilities. The playground will include natural materials and incorporate innovative concepts of play as well as active and passive play areas.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2015, Chapter 495, Acts of 2015  
Community Parks and Playgrounds  
Source Code: 15160 Item 160 \$250,000

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement A  
Department of Natural Resources  
ACTION AGENDA  
February 8, 2017



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

**5A. PROGRAM OPEN SPACE LOCAL SHARE**  
*Prince George's County*

**Recommendation:** Approval to commit \$23,138 for the following **development** project.

***Town Park Backstop, Dugout, and Cage \$23,138***

Town of Cheverly, Prince George's County  
POS #6505-16-800 MD20160112-0021

**Background:** Construct hooded backstop, player bench covers, and batting cage at Cheverly's Town Park. The improvements will be used by baseball, tee ball, and softball teams, as well as general public.

**Prior Approvals:** \$25,245 (DNR-RP Item 5A [March 9, 2016])

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012  
Program Open Space – Local, Prior Funds Replacement  
Source Code: 12057 Item 057 \$23,137.90

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement A  
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February 8, 2017



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

**6A. PROGRAM OPEN SPACE LOCAL SHARE**  
**Washington County**

**Recommendation:** Approval to commit \$93,000 for the following **development** projects.

**1. *Byron Memorial Park: ADA Sidewalk \$30,000***

Town of Williamsport, Washington County, POS #6605-21-341 MD20161219-1033

**Background:** Construct 4.5' x 800' ADA walkway to provide improved access from the sidewalk to the pavilion and gazebo.

**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 \$30,000

**2. *Washington County Agricultural Center Drainage \$18,000***

Washington County, POS #6610-21-342 MD20161212-1017

**Background:** Construct drainage improvements at entrance to multi-purpose building at Washington Agricultural Center to improve safety.

**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 \$18,000

**3. *Martin L. Snook: Pool Return Grate \$27,000***

Washington County, POS #6611-21-343 MD20161212-1016

**Background:** Replace pool grates at Martin L. Snook Pool. The grates will allow for drainage in and around the swimming pool and help provide a safe area for users.

**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 \$27,000

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**6A. PROGRAM OPEN SPACE LOCAL SHARE (cont'd)**  
**Washington County**

4. **Doubs Woods Arts Pavilion Roof - \$18,000**  
Washington County, POS #6612-21-344 MD20161219-1034

**Background:** Replace roof on Doubs Woods Arts Pavilion. The roof is over 30 years old and is deteriorating due to age and weather conditions.

**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 \$18,000

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement A  
Department of Natural Resources  
ACTION AGENDA  
February 8, 2017



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

**7A. PROGRAM OPEN SPACE LOCAL SHARE**  
*Worcester County*

**Recommendation:** Approval to commit \$13,560 for the following **development** project.

**John Walter Smith Park Recreation Center Development Phase 6 - \$13,560**  
Worcester County, POS #5835-23-207 MD20100823-0867

**Background:** Install new sport court flooring system in the recreation center at John Walter Smith Park. The removable interlocking flooring system will allow for the addition of two basketball or volleyball courts in the gymnasium.

**Prior Approvals:**      \$118,350 (POS Item 4A(2) [Oct. 6, 2010])  
                              \$ 26,000 (DNR-RP Item 5A(2) [Aug. 22, 2012])  
                              \$ 28,800 (DNR-RP Item 11A(2) [Aug. 17, 2016])  
                              \$ 28,400 (DNR-RP Item 7A [Dec. 7, 2016])

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013  
Program Open Space – Local, Prior Funds Replacement  
Source Code: 13080 Item 080 \$13,560

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement A  
Department of Natural Resources  
ACTION AGENDA  
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Contact: Emily Wilson (410) 260-8436  
emilyh.wilson@maryland.gov

**8A. CONSERVATION RESERVE ENHANCEMENT PROGRAM**

***Rolling View Farm (Gough) Property  
Dorchester County***

**Recommendation:** Approval to grant \$640,014 to the Eastern Shore Land Conservancy, Inc. from Program Open Space Stateside Funds to acquire a 284.24 acre Conservation Reserve Enhancement Program easement.

**Background/Prior Approvals:** Reference is made to Program Open Space Agenda Item 9A (September 16, 2009) in which the Board of Public Works approved the Conservation Reserve Enhancement Program (CREP) easement acquisition program and authorized the use of Program Open Space funds to be used for acquiring permanent conservation easements on stream side forests, natural areas and wetlands as set forth in the *Revision to the Agreement Between the U.S. Department of Agriculture, the Commodity Credit Corporation, and the State of Maryland Concerning the Implementation of the Maryland Conservation Reserve Enhancement Program* (April 24, 2009).

**Project Description:** Acquisition of this CREP easement permanently protects water quality by mandating forested and vegetative stream buffers along 7,700 linear feet of Little Choptank River, Smith Cove, and unnamed tributaries. As part of the transaction, the landowner is donating an additional 27.6 acres of the farm into easement. The easement will be co-held by the Eastern Shore Land Conservancy, Inc. and the Department of Natural Resources.

**Easement Value:** \$604,270 (\$2,126 per acre)

**Other Costs:** \$35,744

Administrative:	\$ 18,128
Incidental:	\$ 8,552
Compliance:	\$ 9,064

**Total Amount Requested:** \$640,014

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

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**8A. CONSERVATION RESERVE ENHANCEMENT PROGRAM (cont'd)**

*Rolling View Farm (Gough) Property  
Dorchester County*

***Easement Valuation System:*** DNR uses an easement evaluation system based on:

- (1) whether the property is located within a “Target Level 1” or “Target Level 2” county;
- (2) the width of the buffers; and
- (3) the amount of land in the CREP contract that will be covered by the easement.

The program seeks to retain conservation practices beyond the 10- to 15-year contract period available under the federal CREP rental program. The easement acquires development rights and a portion of the agricultural production value beginning at the end of the federal contract term and continuing into perpetuity.

***Fund Source:***

Maryland Consolidated Capital Bond Loan – 2012, Chapter 444, Acts of 2012

POS Stateside – Prior Year Funds Replacement

Source Code: 12056 Item: 056 Amount: \$186.30

Maryland Consolidated Capital Bond Loan – 2014, Chapter 463, Acts of 2014

POS Stateside – Prior Year Funds Replacement

Source Code: 14090 Item: 090 Amount: \$604,083.70

Outdoor Recreation Land Loan – 2016, Chapter 310, Acts of 2015

POS Stateside – Additional Acquisition Funding

Source Code: A0510 Item: 010 Amount: \$35,744.40

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
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 February 8, 2017



Contact: *Dirk Griffin* 410-379-9073  
*Dirk.Griffin@Maryland.gov*

**1-S. MARYLAND DEPARTMENT OF STATE POLICE**

*Medical Administration  
 Services Contract*

**Contract ID:** Critical Incident Psychological Services; MDW0031025297;  
 ADPICS # W00B7400002

**Contract Description:** Provide critical incident psychological services Statewide to Maryland Department of State Police sworn personnel and civilian employees.

**Awards:** Peninsula Psychological Services  
 Salisbury, MD

**Term:** 3/1/2017 – 2/29/2020

**Amount:** \$114,750 (3 Years)

**Procurement Method:** Competitive Sealed Proposals

**Proposals:** Only One Proposal Received

**MBE Participation:** None (see Requesting Agency Remarks)

**Performance Security:** None

**Incumbent:** Same

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to 12 prospective vendors, nine of which are Maryland firms, and included five MBEs. A copy was also sent to the Governor's Office of Minority Affairs. This is the second procurement for these services. The Maryland Department of State Police (MDSP) posted an RFP for these services a year ago that was cancelled after receiving only one proposal.

One proposal was received in response to this second RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the offeror was determined to be responsible; the financial offer was considered fair and reasonable based upon market research of similar critical incident psychological services for Baltimore County and general hourly rates for psychological services. It was also determined that other potential offerors had a reasonable opportunity to respond to the solicitation because the RFP was posted for 30 days. Therefore, award is recommended to Peninsula Mental Health Services, the sole offeror.

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**1-S. MARYLAND DEPARTMENT OF STATE POLICE (cont'd)**

The directly solicited vendors were surveyed to determine why they did not respond to the RFP with the responses stating that the vendor does not normally provide the work required.

This contract is to provide critical incident psychological services to Maryland State Police (MDSP) employees and their immediate family members. The contractor will provide 24/7 crisis response and intervention to call-outs on critical incidents such as hostage/barricade situations, shootings, homicides, suicides, major catastrophes, fatal accidents, unexpected or sudden deaths and other emergencies. The contractor will provide professional psychological to MDSP employees and certain family members when approved by the MDSP Medical Director.

No MBE or VSBE goals were established for this contract based upon the limited subcontracting opportunities and the limited minority and veteran-owned businesses within the service area. MBEs and VSBEs were encouraged to submit proposals as prime contractors to increase competition for these services.

**Fund Source:** 100% General

**Appropriation Code:** A0BJ0205

**Resident Business:** Yes

**MD Tax Clearance:** 16-3036-0110

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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Contact: Dennis J. Krysiak 410-229-4109  
 dennis.krysiak@maryland.gov

**2-S. OFFICE OF ADMINISTRATIVE HEARINGS**  
*Services Contract*

**Contract ID:** Court Reporting Service; OAH 16-01; ADPICS # D99B7400002

**Contract Description:** **RETROACTIVE** - Provide court reporting services including: recording testimony, transcription and furnishing transcripts or other media for the administrative hearings and other events as needed.

**Award:** For The Record, Inc.  
 White Plains, MD

**Term:** 4/1/2015 – 12/31/2016

**Amount:** \$215,000 (1 Year, 9 Months)

**Procurement Method:** Sole Source

**MBE Participation:** 100% (Contractor is a Maryland Certified MBE)  
 5% Subcontracting Goal

**Performance Security:** None

**Incumbent:** Same

**Requesting Agency Remarks:** The Office of Administrative Hearings (OAH) is requesting retroactive approval of a sole source contract to provide court reporting services that include recording testimony, transcription, and furnishing transcript or other media for administrative hearing and other to-be-designated events. Court reporting and transcriptions are vital to preserve administrative hearings for appellate review.

The original contract was executed on April 1, 2012 with a three-year base term and two one-year renewals options. The base contract term expired on March 31, 2015. As of April 1, 2015, For the Record, Inc. (FTR) continued to provide services to OAH; however, OAH never obtained approval for its intention to exercise the available renewal options with FTR.

OAH had a change in personnel in its administrative staff that unfortunately resulted in no one realizing that the contract had expired until preparing for FY2016. Admittedly, OAH did not plan properly to meet the contract expiration date for renewal of the remaining options on the contract. OAH apologizes for its part in the delay in presenting the contract to the BPW for approval.

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**2-S. OFFICE OF ADMINISTRATIVE HEARINGS (cont'd)**

Upon finding out the contract expired, OAH immediately began the process to obtain retroactive approval of a sole source contract for continuation of services until a new competitive procurement could be conducted.

OAH conducted a new competitive procurement for court reporting and transcription services in May 2016. The new court reporting services contract was approved by the Board of Public Works on December 7, 2016 as Item 1-S for five years that began on January 1, 2017.

A 5% MBE participation goal was established for this contract based upon the available subcontracting opportunities. In addition, the recommended awardee is a Maryland Certified MBE. No VSBE participation goal was established for this contract based upon the limited subcontracting opportunities.

**Fund Source:** 100% Reimbursable

**Appropriation Code:** D99A11.01

**Resident Business:** Yes

**MD Tax Clearance:** 17-0225-0111

**DBM Remarks:** Retroactive approval requested pursuant to 11-204(c) State Finance & Procurement Article. DBM has determined that this contract should be treated as voidable rather than void because: (1) all parties have acted in good faith; (2) ratification for the procurement contract would not undermine the purposes of the Procurement Law; and (3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the Procurement Law.

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
 Department of Budget and Management  
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Contact: Jamie Tomaszewski 410-260-7386  
 Jamie.tomaszewski@maryland.gov

**3-S. DEPARTMENT OF BUDGET AND MANAGEMENT**

*Office of Personnel Services and Benefits/Recruitment & Examination Division  
 Services Contract*

**Contract ID:** The Baltimore Sun Recruiting/Advertising Services; ADPICS # 050B7400007

**Contract Description:** Statewide contract to provide job recruiting and advertising services at a discounted group rate.

**Award:** The Baltimore Sun Company, LLC  
 Wilmington, DE  
 (Local Office in Baltimore, MD)

**Term:** 3/1/2017 – 2/28/2018

**Amount:** \$400,000 NTE (1 Year)

**Procurement Method:** Sole Source

**MBE Participation:** None (Single Element of Work)

**Performance Security:** None

**Incumbent:** Same

**Requesting Agency Remarks:** Request for approval of a Sole Source contract with The Baltimore Sun newspaper (The Sun) to provide job recruiting and advertising at a discounted group rate for all State agencies. This group rate is established under the presumption that all State agencies collectively will place at least \$75,000 worth of job recruiting advertising during the one year contract. This contract allows the State to obtain the lowest available pricing, a 25% reduction from the open rate, to run advertisements in The Sun. The open rates at The Sun for 2017 remain the same since 2014.

The sole source procurement method was chosen rather than a competitive procurement because The Baltimore Sun is the only general daily newspaper with Sunday and Wednesday advertising that is distributed throughout the entire Baltimore metropolitan area.

As part of the advertising package, if Agencies purchase multiple days of advertising, i.e. Sunday and Wednesday, there is an additional discount on each advertisement of 10% for two days, 15% for three days, and 25% for four days. In addition, at the option of the Agencies, a 30-day online job posting with Careerbuilder.com may be purchased at a 25% discounted rate when bundled with a print advertising purchase.

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**3-S. DEPARTMENT OF BUDGET AND MANAGEMENT (cont'd)**

Historically, the advertising purchases by individual State agencies have varied with some agencies paying much higher rates than other agencies. Some agencies only advertise once a year while other agencies advertise once a month. When combined over a year period, the State agencies' advertising purchases have well exceeded the \$75,000 minimum threshold level per year, as further discussed below. Therefore, this contract is requesting \$400,000 in order to meet the needs of all of the State agencies combined for the one-year period.

If by the end of the contract period State agencies collectively have failed to place the minimum annual agreement rate of \$75,000 worth of recruiting/advertising, the Contractor may submit a single supplemental invoice to each State agency that ran an advertisement during the Contract term for short-fall billing. This short-fall billing may be up to the 25% discount that was initially taken from the established rates, as mentioned above. However, based upon the usage by State agencies of the current contract, there will be no problem reaching the \$75,000 minimum annual agreement rate

The total not-to-exceed contract amount of \$400,000 will ensure coverage of the State's usage for the full year, taking into consideration the advertising rates for 2017 and the optional features that include bundling a 30-day online job posting.

By establishing this Statewide contract with the Baltimore Sun, over \$75,000 in savings was realized because individual agencies were not being charged the open rate for job recruitment advertising. Even with the reductions in State job positions, the State continues to hire people each month just to maintain the core functions of the State. Also, creating a statewide contract for advertising provides an additional level of transparency in State government showing that the small purchases among the agencies do add up. Without this contract not only would agencies be spending more money at higher rates for advertising, but the State would not readily see how much money is being spent throughout the State on advertising.

Because these services are for purchasing print or on-line advertising space only, there are no subcontracting opportunities, thus there are no MBE or VSBE participation goals.

This contract is available for use by any agency of the State of Maryland, including the judicial and legislative branches. In addition, all local governments and qualifying not-for-profit organizations in Maryland are permitted to use the contract to be awarded under this item at the same prices and levels of service as for State agencies.

NOTE: Whereas usage of these contracts by non-State of Maryland agencies is to be tracked and reported by the contractor, the requested contract approval amount listed on this Item is for State agency usage only.

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**3-S. DEPARTMENT OF BUDGET AND MANAGEMENT (cont'd)**

***Fund Source:*** Various

***Appropriation Code:*** Various

***Resident Business:*** Yes

***MD Tax Clearance:*** 17-0216-1110

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
 Department of Budget and Management  
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Contact: Nita Settina 410-260-8157  
 nita.settina@maryland.gov

**4-S. DEPARTMENT OF NATURAL RESOURCES**

*Maryland Park Service  
 Services Contract*

**Contract ID:** Greenbrier State Park Concession Services; ADPICS # K00B7400086

**Contract Description:** Provide full operation of the Concession Program that includes a beach store, snack bar, and boat rental, at the Greenbrier State Park for the 2017 through 2021 summer vacation seasons.

**Award:** Jay Vending Company  
 Crofton, MD

**Term:** 5/1/2017 – 4/30/2022

**Amount:** \$750,000 Est. Gross Revenue (5 Park Seasons)  
 (\$180,750 Commission to the State @ 24.1% of Gross Revenue)

**Procurement Method:** Competitive Sealed Bidding

**Proposals:** Only One Bid Received

**MBE Participation:** None (see Requesting Agency Remarks)

**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 six prospective vendors, five of which are Maryland firms, and included no MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Only one bid was received in response to this solicitation. The recommended contractor is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable based upon historic commission rates for this contract and other concession contracts within the same region of the State. It was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation.

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

Historically, when soliciting bids for DNR's concession contracts located in Maryland's western region, it has been a challenge to find a large pool of vendors willing to submit bids. An inquiry was made to vendors who did not respond to the IFB; responses from the vendors as to why they did not submit a bid included the location of the venue and the limited opportunity for profit. The previous contract solicitation received three bids; however, the other two bids were 3.5% less than the current contractor's commission rate. The commission rate for this new contract award is 0.6% higher than the current contract. It is believed that even if other potential bidders did respond to the IFB, the bids would not be as high as the bid received from the incumbent.

This contract is an important source of revenue for DNR and also provides an important service to the park patrons who visit Greenbrier State Park. The Concession Program provides visitors with access to a beach store, snack bar, and boat rentals. The contract is revenue generating, so the Contractor receives the proceeds from these purchases and rentals, and DNR receives 24.1% commission of all gross revenues.

Greenbrier State Park is a multi-use park open year round that provides a variety of recreation options for visitors. The 44-acre man-made lake and beach draw many visitors who enjoy swimming, boating, hiking, picnicking, fishing, and hunting. The busiest season for the park is during the summer from Memorial Day through Labor Day; however, the campground is open through the end of October. The Beach Store, Snack Bar/Concession Stand and Boat Rentals will be available for use from 11:00 A.M. to 5:00 P.M. on weekdays and 10:00 A.M. to 7:00 P.M. on Fridays, Saturdays, Sundays and holidays from May through October each year. Hot food items at the snack bar include hamburgers, hotdogs and french fries. The Beach Store will sell various camping and beach supplies such as grills, charcoal, sun block and ice. Rowboats and paddle boats are available to rent and use on the lake.

No MBE or VSBE participation goals were established for this contract based upon the limited subcontracting opportunities available under this minimal scope of work. In addition, of the possible areas of work that could be subcontracted, there are few or no MDOT certified minority businesses or verified veteran-owned firms available for those services located in close proximity of the park.

**Fund Source:** 100% Revenue Generating (MD Park Service)  
**Appropriation Code:** K00A0406  
**Resident Business:** Yes  
**MD Tax Clearance:** 16-4042-1111

**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
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Contact: Col. Robert K. Ziegler, Jr. 410-260-8887  
 robert.ziegler@maryland.gov

**5-S. DEPARTMENT OF NATURAL RESOURCES**

*Natural Resources Police  
 Services Contract*

**Contract ID:** Natural Resources Police Promotional Testing; ADPICS # K00B6400139

**Contract Description:** **RETROACTIVE** - Design, develop, administer, and score promotional examinations for the Maryland Natural Resources Police Officers for the ranks of Corporal, Sergeant, and Lieutenant.

**Award:** The Pittman McLenagan Group, LC  
 Bethesda, MD

**Term:** 5/15/2016 – 5/14/2018

**Amount:** \$158,593 (2 Years)

**Procurement Method:** Competitive Sealed Bidding

**Bids/Proposals:** Only One Bid Received

**MBE Participation:** 100% (Awardee is a Maryland Certified MBE)  
 0% Subcontracting Goal

**Performance Security:** N/A

**Incumbent:** N/A

**Requesting Agency Remarks:** Request for retroactive approval of a contract to design, develop, administer, and score promotional examinations for the Maryland Natural Resources Police.

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 14 prospective vendors. A copy was also sent to the Governor's Office of Minority Affairs.

Only one bid was received in response to the IFB. The recommended contractor is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable based upon historic pricing from previous contracts. It was also determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. Potential bidders were surveyed to obtain reasons why they did not submit a bid. The responses included too busy, project too small, and vendor lacked enough experience in subject to develop a testing mechanism.

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

DNR submitted the documentation for approval of the new contract award to DBM; however, because the contract value was over \$50,000 and only one bid was received, Board of Public Works (BPW) approval was required. The DBM procurement analyst, in an effort to conduct an expedited approval at DNR's request, did not realize there was only one bid received. When the contract award was reviewed for DBM's Procurement Agency Activity Report (PAAR), it was determined that DBM should not have approved the contract award; and it was removed to be submitted to the BPW for proper approval.

This contract provides services to develop and administer comprehensive promotional examinations for the Natural Resources Police Officers for the ranks of Corporal, Sergeant, and Lieutenant. This examination tool is a necessary requirement to ensure a fair, equitable, and non-biased evaluation and promotional procedure is in place for the Natural Resources Police work force.

**Fund Source:** 100% Special (Waterway Improvement Funds)

**Appropriation Code:** K00A07.04

**Resident Business:** Yes

**MD Tax Clearance:** 16-1298-0111

**DBM Remarks:** Retroactive approval requested pursuant to 11-204(c) State Finance & Procurement Article. DBM has determined that this contract should be treated as voidable rather than void because: (1) all parties have acted in good faith; (2) ratification for the procurement contract would not undermine the purposes of the Procurement Law; and (3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the Procurement Law.

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**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**  
 February 8, 2017



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

**6-S. DEPARTMENT OF JUVENILE SERVICES**

*Behavioral Health Services  
 Services Contract*

**Contract ID:** Community Sex Offender Treatment Services for Youth in the Metro Region of Maryland; 17-BH-002; ADPICS # V00B7400095

**Contract Description:** Provide community sex offender treatment, assessments, and counseling services for youth that reside in Maryland communities in the Metro Region, which consists of Montgomery and Prince George's counties.

**Award:** Psychological Trauma Solutions  
 Hyattsville, MD

**Term:** 3/1/2017 – 2/29/2020

**Amount:** \$484,500 (3 Years)

**Procurement Method:** Competitive Sealed Bidding

**Bids:**

<b>Bidders</b>	<b>Bids</b>
Psychological Trauma Solutions Hyattsville, MD	\$484,500
Compass Mental Health Consultants, LLC Severn, MD	\$1,559,400

**MBE Participation:** None (see Requesting Agency Remarks)

**Performance Security:** None

**Incumbent:** Compass Mental Health Consultants, LLC  
 Severn, MD

**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 two prospective vendors, all of which are Maryland firms, and included no MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

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**6-S. DEPARTMENT OF JUVENILE SERVICES (cont'd)**

Two bids were received in response to this solicitation. Psychological Trauma Solutions submitted the lowest responsive bid and was determined to be a responsible bidder. Its bid met the technical requirements set forth in the IFB. Therefore, award is recommended to Psychological Trauma Solutions. DJS determined that the bid from Psychological Trauma Solutions was fair and reasonable despite the fact that it is 69% less than the incumbent's bid based upon market research of comparable services and similar contracts with the Departments of Health and Mental Hygiene and Public Safety and Correctional Services. The incumbent obtained the current contract through an emergency procurement. The recommended awardee's bid is between 24 – 33% less than the bids from the previous contract for the Metro Region.

Services to be provided for the Community Sex Offender Treatment Program include:

- Weekly group counseling sessions;
- Individual counseling, family counseling, crisis intervention and/or diagnostic interview sessions, if clinically warranted; and
- Full or updated psychosexual assessments.

No MBE or VSBE participation goals were established for this contract based upon the limited subcontracting opportunities.

**Fund Source:** 100% General

**Appropriation Code:** V00L0101

**Resident Business:** Yes

**MD Tax Clearance:** 17-0054-0000

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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 February 8, 2017

**REVISED**



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

**7-S. DEPARTMENT OF JUVENILE SERVICES**

*Somatic Health Services  
 Services Contract*

**Contract ID:** Nursing Services at Identified DJS Facilities; 17-SH-001;  
 ADPICS # V00B7400097

**Contract Description:** Provide nursing services for male and female youth ages nine to 21 that are alleged or adjudicated offenders and housed at nine DJS operated facilities across the State: Alfred D. Noyes Children's Center; Baltimore City Juvenile Justice Center; Charles H. Hickey, Jr. School; Cheltenham Youth Facility; J. DeWeese Carter Center; Lower Eastern Shore Children's Center; Thomas J.S. Waxter Children's Center; Victor Cullen Center; and the Western Maryland Children's Center.

**Award:** Staffing Etc.  
 Lanham, MD

**Term:** 3/1/2017 – 2/28/2022  
 (or earlier upon BPW approval)

**Amount:** \$12,655,313 (5 Years)

**Procurement Method:** Competitive Sealed Proposals

**Proposals:**

Offerors	Technical Ranking	Financial Price/Ranking (5 Years)	Overall Ranking
Staffing Etc. Lanham, MD	2	12,655,313 (2)	1
Maxim Healthcare Services, Inc. Towson, MD	1	15,156,658 (4)	2
Delta T Group Maryland, Inc. Columbia, MD	3	12,901,759 (3)	3
Nursing & Health Services Training Consultants, Inc. Baltimore, MD	4	11,581,952 (1)	4

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

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**7-S. DEPARTMENT OF JUVENILE SERVICES (cont'd)**

**MBE Participation:** 100% (Awardee is a Maryland Certified MBE)  
13% Subcontracting Goal

**Performance Security:** None

**Incumbent:** Maxim Healthcare Services, Inc.  
Columbia, MD

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to one prospective vendor, which is a Maryland firm. A copy was also sent to the Governor's Office of Minority Affairs.

Four offers were received in response to the RFP. All were determined to be reasonably susceptible of being selected for award. Staffing Etc. was ranked overall #1 with the second ranked technical offer and second lowest price. There was a 20% difference between the prices offered by Staffing Etc. and the #1 ranked technical offeror. It was determined that the slight technical differences between these two offerors did not outweigh the 20% difference in the prices. There was only a 9% difference between the prices of Staffing Etc. and the lowest priced offeror that was ranked technically #4. The technical differences between Staffing Etc. and the #4 ranked technical offeror did outweigh the slight 9% difference in price. Therefore, award is recommended to Staffing Etc. as having the most advantageous offer to the State.

The Maryland Department of Juvenile Services (DJS) provides individualized care and treatment to youth who are alleged or adjudicated offenders and are supervised in the community. As such, DJS utilizes a continuum of services and treatment for juveniles with expanded community based focus. Confinement or placement within a DJS facility allows the Department the opportunity to screen, assess, treat, and/or refer youth for somatic and mental health problems.

By providing optimal health care to DJS youth, DJS strives to maximize each youth's potential for success. Many of the youth entering the Department's residential facilities have a common background of family dysfunction and a lack of adequate health and dental care. They often enter DJS facilities with poor health and neglected medical, dental, and mental health problems.

The contractor will provide nursing services for male and female youth ages nine to 21 that are alleged or adjudicated offenders and housed at nine DJS operated facilities across the State: Alfred D. Noyes Children's Center; Baltimore City Juvenile Justice Center; Charles H. Hickey, Jr. School; Cheltenham Youth Facility; J. DeWeese Carter Center; Lower Eastern Shore Children's Center; Thomas J.S. Waxter Children's Center; Victor Cullen Center; and the Western Maryland Children's Center.

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**7-S. DEPARTMENT OF JUVENILE SERVICES (cont'd)**

A 13% MBE participation goal was established for this contract based upon the limited subcontracting opportunities available. In addition, the recommended awardee is a Maryland Certified MBE. No VSBE participation goal was established for this contract based upon the limited subcontracting opportunities and limited veteran-owned firms that provide these services within Maryland.

***Fund Source:*** 100% General

***Appropriation Codes:*** Various

***Resident Business:*** Yes

***MD Tax Clearance:*** 17-0029-0110

**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
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Contact: Ronn Wade 410-706-3313  
 Ronn.Wade@Maryland.gov

**8-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

*State Anatomy Board  
 Services Contract*

**Contract ID:** Transportation of Bodies Area 1 – Baltimore Metropolitan and Northern Maryland; DHMH/OPASS 17-17222; ADPICS # M00B7400469

**Contract Description:** Provide for the removal and transportation of donated and unclaimed bodies from hospitals, nursing homes and residences, 24 hours a day, 7 days a week in Baltimore City, and Anne Arundel, Baltimore, Carroll, Cecil (north of the C&D Canal), Harford and Howard Counties (Area 1) to the State Anatomy Board's Facility in Baltimore. Also included with this service are the removal and transportation of deceased infants from Area 1 hospitals or the MEO and the transportation of bodies and anatomical tissue from the Board's facility to the crematory.

**Awards:**

**Primary**

KP & Company LLC  
 Windsor Mills, MD

**Secondary**

Compassionate Care Transport Service  
 Baltimore, MD

**Term:** 4/1/2017 – 6/30/2022

**Amount:** \$1,134,551 NTE (5 Years, 3 Months)

**Procurement Method:** Competitive Sealed Bidding

**Bids:**

<b>Bidders</b>	<b>Bids</b>
KP & Company LLC Windsor Mills, MD	\$1,101,500
Compassionate Care Transport Service Baltimore, MD	\$1,134,551
Conveyor Supply Co., Inc. Westminster, MD	\$1,220,560

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

**MBE Participation:** None (Single Element of Work)

**Performance Security:** None

**Incumbent:** Gerrod March, Licensed Mortician  
 Baltimore, MD

**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 693 prospective vendors, all of which are Maryland firms, and included no MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Three bids were received in response to the IFB. As per the IFB, awards are recommended to the two responsible bidders with the lowest bids. KP & Company LLC, the responsible bidder with the lowest priced responsive bid is recommended for award as the primary contractor. And Compassionate Care Transport Service, the responsible bidder with the second lowest responsive bid, is recommended for award as the secondary contractor. Services will be provided by the right of first refusal. If the primary contractor is unable to provide the services a timely manner, the secondary contractor will provide the services.

The Board is charged with the task of respectful and timely removals of decedents within Maryland and depends on contracted transporters to provide this service as the Board does not have the resources to provide this service. The services will be provided 24 hours a day, 7 days a week.

**Fund Source:** 100% General

**Appropriation Code:** M00F0101

**Resident Business:** Yes

**MD Tax Clearance:** 16-4195-0001 (KP & Company LLC)  
 16-4194-1111 (Compassionate Care Transport Service)

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**9-S. DEPARTMENT OF HUMAN RESOURCES**

*Local Department of Social Services Operations  
 Residential Child Care Maintenance Payments Program  
 Services Contract*

**Contract ID:** Out-of-State Residential Child Care Services; ADPICS # (see page 21B)

**Contract Description:** Five contracts to provide out-of-State Residential Child Care Service for youth diagnosed with developmental disabilities, and significant behavioral, emotional and medical challenges from various jurisdictions throughout the State of Maryland.

**Awards:** See page 21B

**Term:** 3/1/2017 – 2/28/2020 (w/2 one year renewal option)

**Amount:** \$5,353,296 (3 Years, Base Contracts)  
 \$1,784,432 (1 Year, Renewal Options #1)  
\$1,784,432 (1 Year, Renewal Options #2)  
 \$8,922,160 Total (5 Years)

**Procurement Method:** Sole Source (Continuity of Care)

**Bids/Proposals:** N/A

**MBE Participation:** None (See Requesting Agency Remarks)

**Performance Security:** None

**Incumbents:** Same

**Requesting Agency Remarks:** Request for approval of five contracts to provide out-of-State residential child care services for youth diagnosed with developmental disabilities, and significant behavioral, emotional and medical challenges from various jurisdictions throughout the State of Maryland.

Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions. MSDE publishes the Cost Approval Process for Out-of-State Residential Child Care Providers and Individual Placements annually.

These are not-to-exceed per diem contracts where the providers are paid solely per child, per day. As such, DHR will not be charged for any unused capacity.

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**9-S. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

The Maryland State Department of Education is the State Agency responsible for setting rates for facilities that serve Maryland youth which are located outside of the State of Maryland. The Division of Special Education/Early Intervention Services, Nonpublic Special Education Section provides oversight for this work. COMAR 14.31.01 sets forth the guidelines for out-of-State placement of Maryland youth. Rates are set for facilities that provide private residential and nonpublic education services to youth aligned with the specific needs of the placed youth.

Residential Child Care programs are defined in COMAR 14.31.02.03B(13) as “a program of care provided in a residential setting by a provider on a 24-hour basis for longer than 24 hours to a child or children unless otherwise provided by State law.” COMAR 14.31.06.01 articulates the standards that must be met and maintained by residential child care programs for children and youth. These requirements are designed to protect the health, safety, and well being of children placed in residential child care programs.

According to the State Finance and Procurement Article Section 13-107 and COMAR 21.05.12.06 C (Sole Source Contracts); in order to provide continuity of human or social services care to current third-party clients, the procurement officer shall, before the contract with the current provider expires; attempt to negotiate a sole source contract with the current provider. . . (b) Based on an assessment by a licensed or certified health practitioner, the head of a funding unit determines that a change in the human or social services provider would have a detrimental impact on those clients currently being served by the provider. The licensed or certified health practitioner shall be a psychologist, social worker, physician, nurse, or qualified developmental disabilities professional, as defined in COMAR 10.22.03.01B(25).

No MBE participation goal was established for this contract because the services are being provided at a facility located outside the State of Maryland.

**Fund Source:** 100% General

**Appropriation Code:** N00G0001

**Resident Businesses:** No for all

**MD Tax Clearances:** See page 21B

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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**9-S. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

<b>Contract #/Contractor/City/State</b>	<b>MD Tax Clearance</b>	<b>Base Amount (3 Years)</b>	<b>Option #1 (1 Year)</b>	<b>Option #2 (1 Year)</b>	<b>Grand Total Amount</b>
The Devereux Foundation King of Prussia, PA <i>BPO # N00B7400323</i> <i>SSA/OOS-17-011</i>	16-361-0110	\$2,288,916	\$762,972	\$762,972	\$3,814,860
UHS Laurel Heights, LP Atlanta, GA <i>BPO # N00B7400318</i> <i>SSA/OOS-17-018</i>	16-3880-0000	\$438,000	\$146,000	\$146,000	\$730,000
Bancroft Neurohealth Haddonfield, NJ <i>BPO # N00B7400320</i> <i>SSA/OOS-17-020</i>	16-3879-0100	\$967,926	\$322,642	\$322,642	\$1,613,210
Carlton Palms Educational Center, Inc. Mount Dora, FL <i>BPO # N00B7400321</i> <i>SSA/OOS-17-021</i>	16-3881-0000	\$704,160	\$234,720	\$234,720	\$1,173,600
Grafton School, Inc. Winchester, VA <i>BPO # N00B7401322</i> <i>SSA/OOS-17-024</i>	17-0059-0110	\$954,294	\$318,098	\$318,098	\$1,590,490
<b>GRAND TOTAL:</b>		<b>\$5,353,296</b>	<b>\$1,784,432</b>	<b>\$1,784,432</b>	<b>\$8,922,160</b>

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**REVISED**



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

**10-S. DEPARTMENT OF HUMAN RESOURCES**

*Social Services Administration (SSA)  
 Foster Care Maintenance Payments Program  
 Services Contract*

**Contract ID:** Out-of-State Residential Child Care; SSA/OOS-17-019; ADPICS # N00B7400297

**Contract Description:** **RETROACTIVE** – Out-of-State residential child care services for a youth with impulsive, aggressive, and dangerous behaviors that puts himself and others at risk for significant injury and harm.

**Award:** Liberty Point Behavioral Healthcare, LLC  
 Staunton, VA

**Term:** 7/20/2016 – 6/30/2019

**Amount:** \$102,380 (Approx. 5½ Months, Retroactive)  
\$549,954 (Approx. 2½ Years, Proactive)  
 \$652,334 NTE Total (Approx. 3 Years)

**Procurement Method:** Non-Competitive Negotiated Procurement of Human, Social or Educational Services

**Bids/Proposals:** N/A

**MBE Participation:** None (see Requesting Agency Remarks)

**Performance Security:** None

**Incumbent:** N/A

**Requesting Agency Remarks:** Request for retroactive approval of a **...** contract with Liberty Point Behavioral Healthcare, LLC (Liberty Point) for the placement of a youth with impulsive, aggressive, and dangerous behaviors that puts himself and others at risk for significant injury and harm. The youth was placed with the Provider in July 2016 without the knowledge of the Department of Human Resources' (DHR) Contracts and Monitoring Unit.

Prior to placing a youth with an out-of-State Provider, regulations requiring the Local Department of Social Services (LDSS) to exhaust all in-State placement options, as well as document all efforts to do so, must be followed. Additional in-State, as well as DHR contracted out-of-State placements were researched, however, none were able to accept the youth.

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**REVISED**



**10-S. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

It was determined by the LDSS that Liberty Point was most appropriate, as it provides residential treatment services for male residents ages 13 - 22, who struggle with cognitive, emotional and behavioral challenges. Per the child's social worker, the care is working; however, additional care is needed. Liberty Point is aware of the physical, emotional and behavioral needs of the youth and has agreed to continue its care of the youth.

DHR Social Services Administration developed and implemented a formal monitoring process to prevent a reoccurrence of the issue in March 2016. However, DHR is before the Board of Public Works again with this issue. DHR has revised its internal process once more to include additional notifications and follow-up. In addition, refresher training was conducted in October 25, 2016 for the staff responsible for this area.

This is a not-to-exceed per diem contract where the Provider is paid solely for the one child per day. As such, DHR will not be charged for any unused capacity.

Residential Child Care programs are defined in COMAR 14.31.02.03B(13) as "a program of care provided in a residential setting by a provider on a 24-hour basis for longer than 24 hours to a child or children unless otherwise provided by State law." COMAR 14.31.06.01 articulates the standards that must be met and maintained by residential child care programs for children and youth. These requirements are designed to protect the health, safety, and well being of children placed in residential child care programs.

... The services for these contracts are procured under the Non-Competitive Negotiated Procurement of Human, Social or Educational Services method. These services were not competitively bid because currently the number of children in need of placement exceeds the number of available beds. In accordance with COMAR 21.05.12.04, below are reasons for this method of procurement:

- a. Only human, social, or educational services may be procured by this method.
- b. The noncompetitive negotiated procurement method may be used if:
  - 1) The procurement officer, with the approval of the agency head, determines that two or more sources for the services are available but that, because of the absence of effective competition, it is unreasonable to expect those sources to respond to an invitation for bids under COMAR 21.05.02 or request for proposals under COMAR 21.05.03.
  - 2) The procurement is to obtain services for Group foster care services for children or adults under a negotiated rate system adopted by regulation.

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**REVISED**



**10-S. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

The Maryland State Department of Education is responsible for setting rates for facilities that serve Maryland youth which are located outside of the State of Maryland. The Division of Special Education/Early Intervention Services, Nonpublic Special Education Section provides oversight for this work. COMAR 14.31.01 sets forth the guidelines for out-of-State placement of Maryland youth. Rates are set for facilities that provide private residential and nonpublic education services to youth aligned with the specific needs of the placed youth.

Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions. MSDE publishes the Cost Approval Process for Out-of-State Residential Providers and Individual Placements annually.

No MBE participation goal was established for this contract because the services are being provided at a facility located outside the State of Maryland.

**Fund Source:** 100% General

**Appropriation Code:** N00G0001

**Resident Business:** No

**MD Tax Clearance:** 16-3822-0000

**DBM Remarks:** Retroactive approval requested pursuant to 11-204(c) State Finance & Procurement Article. DBM has determined that this contract should be treated as voidable rather than void because: (1) all parties have acted in good faith; (2) ratification for the procurement contract would not undermine the purposes of the Procurement Law; and (3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the Procurement Law.

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
 Department of Budget and Management  
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Contact: Teresa Dantzler 410-767-0114  
 Teresa.dantzler1@maryland.gov

**11-S. MARYLAND STATE DEPARTMENT OF EDUCATION**  
*Division of Early Childhood Education/Office of Child Care  
 Services Contract*

**Contract ID:** Employment and Income Verification, Child Care Subsidy Program;  
 ADPICS # R00B6400090

**Contract Description:** Provide employment and income verification for individuals applying for the child care subsidy program. This service is necessary to verify income and to prevent or identify potential fraud and/or overpayments associated with determining eligibility for child care subsidy benefits.

<b>Award:</b>	SPC Business Consulting Waldorf, MD
<b>Term:</b>	2/23/2017 (or earlier upon BPW approval) – 1/31/2022
<b>Amount:</b>	\$1,556,415 (Approx. 5 Years)
<b>Procurement Method:</b>	Competitive Sealed Proposals
<b>Proposals:</b>	One Acceptable Proposal Received
<b>MBE Participation:</b>	100% (Awardee is a Maryland Certified MBE) 0% Subcontracting Goal
<b>Performance Security:</b>	None
<b>Incumbent:</b>	None

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to eight prospective vendors, four of which are Maryland firms, and included one MBE. A copy was also sent to the Governor's Office of Minority Affairs.

Two offers were received in response to the RFP; however, only one was determined reasonably susceptible of being selected for award. The sole acceptable offeror was determined to be responsible. The financial offer was considered fair and reasonable based upon market research, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to SPC Business Consulting, the sole offeror.

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**11-S. MARYLAND STATE DEPARTMENT OF EDUCATION (cont'd)**

A survey of potential offerors found that they did not respond to the RFP because the vendor did not provide the type of work requested or the vendor was not qualified to respond.

The contractor will provide employment and income verification for individuals applying for the child care subsidy program. The selected contractor will provide the information requested by MSDE and verify that the applicant has provided correct information via various computer databases. MSDE needs to verify income of applicants and prevent or identify potential fraud and/or overpayments associated with determining eligibility for child care subsidy benefits.

No MBE participation goal was established for this contract based upon the inability to identify areas of subcontract opportunity; however, the recommended awardee is a Maryland Certified MBE.

**Fund Source:** 100% Federal  
 (Child Care Development Fund Mandatory and Matching)

**Appropriation Code:** R00A01.10

**Resident Business:** Yes

**MD Tax Clearance:** 16-3902-0000

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
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Contact: Larry D. Unger 410-581-4141  
 lunger@mpt.org

**12-S. MARYLAND PUBLIC TELEVISION**

*Content Division  
 Services Contract*

**Contract ID:** Audience Measurement of Stations; ADPICS # R15B5400053

**Awardee:** The Nielsen Company (US) LLC  
 New York, NY

**Contract Description:** **RETROACTIVE** - Provide audience measurement of stations within MPT's footprint and confidential reports containing estimates of television tuning and viewing in those Designated Market Area regions.

**Contract Term:** 1/7/2014 – 6/30/2019

**Contract Amount:** \$712,966 (5 Years)

**Procurement Method:** Sole Source

**MBE Participation:** None (Single Element of Work)

**Incumbent:** N/A

**Requesting Agency Remarks:** Request for retroactive approval of a sole source contract with The Nielsen Company (US) LLC in order to provide MPT with audience measurement of stations within MPT's footprint relating to viewer profile, demographics, shopping, lifestyle, and media usage data for identified markets.

MPT is submitting this contract for approval by the Board of Public Works at this time as a result of a recently completed legislative audit. The audit concluded that this contract should have been treated as a sole source contract for services. MPT believed that this contract was exempt from COMAR Title 21 and treated this contract as subscription that is exempt from procurement regulations. MPT has managed to contain the price for this contract, despite the contractor's monopoly on these essential services needed by MPT.

Now that the legislative auditors and DBM have determined that these services are not a subscription, MPT will treat this contract as a sole source (to the extent no competitors enter the market) and will follow all procurement regulations for these services.

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**12-S. MARYLAND PUBLIC TELEVISION (cont'd)**

**Fund Source:** 100% Special (Viewer Membership)

**Appropriation Code:** R15P00.03

**Resident Business:** No

**MD Tax Clearance:** 16-2744-1110

**DBM Remarks:** Retroactive approval requested pursuant to 11-204(c) State Finance & Procurement Article. DBM has determined that this contract should be treated as voidable rather than void because: (1) all parties have acted in good faith; (2) ratification for the procurement contract would not undermine the purposes of the Procurement Law; and (3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the Procurement Law.

**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**  
 February 8, 2017



Contact: Larry D. Unger 410-581-4141  
 lunger@mpt.org

**13-S. MARYLAND PUBLIC TELEVISION**

*Content Division  
 Services Contract*

**Contract ID:** Database providing sweep data, carriage data, overnight ratings, national ratings, cable ratings, overlap market reporting, and daypart rating reporting; ADPICS # R15B5400054

**Contractor:** PMN TRAC, Inc. dba  
 Trac Media Services  
 Tucson, AZ

**Contract Description:** **RETROACTIVE** - Provide an internal based ratings database where the MPT research director and other MPT employees can easily run reports. The database shall have preset ratings reports and local Nielsen ratings, including sweeps data, overnight ratings, overlap market reporting, daypart reporting, and ratings by household. The database shall be available via the internet 24 hours a day seven days a week.

**Contract Term:** 1/1/2014 – 6/30/2019

**Contract Amount:** \$215,800 (5 Years)

**Procurement Method:** Sole Source

**MBE Participation:** None (Single Element of Work)

**Incumbent:** N/A

**Requesting Agency Remarks:** Request for retroactive approval of a sole source contract with PMN TRAC, Inc., dba Trac Media Services in order to provide Maryland Public Television (MPT) with comprehensive 24/7 television ratings in the markets where MPT operates.

MPT is submitting this contract for approval by the Board of Public Works at this time as a result of a recently completed legislative audit. The audit concluded that this contract should have been treated as a sole source contract for services. MPT believed that this contract was exempt from COMAR Title 21 and treated it as subscription that is exempt from procurement regulations. MPT has managed to contain the price for this contract, despite the contractor's monopoly on these essential services needed by MPT.

Now that the legislative auditors and DBM have determined that these services are not a subscription, MPT will treat this contract as a sole source (to the extent no competitors enter the market) and will follow all procurement regulations for these services.

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**13-S. MARYLAND PUBLIC TELEVISION (cont'd)**

**Fund Source:** 100% Special (Viewer Membership)

**Appropriation Code:** R15P00.03

**Resident Business:** No

**MD Tax Clearance:** 16-4014-0000

**DBM Remarks:** Retroactive approval requested pursuant to 11-204(c) State Finance & Procurement Article. DBM has determined that this contract should be treated as voidable rather than void because: (1) all parties have acted in good faith; (2) ratification for the procurement contract would not undermine the purposes of the Procurement Law; and (3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the Procurement Law.

**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
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 February 8, 2017



Contact: Robert Howells 410-230-8789  
 Robert.howells@maryland.gov

**14-S-OPT. MARYLAND STATE LOTTERY AND GAMING CONTROL AGENCY**  
***Sales Division***  
***Services Contract Renewal Option***

**Contract ID:** Instant Ticket Vending Machines (ITVMs) and Related Services; #2008-26; ADPICS #E75B7400010

**Contract Approved:** DBM Item 2-S (11/5/2008)

**Contractor:** GTECH Corporation  
 Providence, RI

**Contract Description:** Provide, distribute, install, maintain and relocate new Instant Ticket Vending Machines (ITVMs) to be located at Lottery retailer locations throughout the State and the removal of these ITVMs at the end of this contract.

**Option Description:** Exercise the fourth one-year renewal option.

**Original Contract Term:** 11/10/2008 - 2/28/2014 (w/5 one-year renewal options)

**Option Term:** 3/1/2017 - 2/28/2018

**Original Contract Amount:** \$12,100,000 NTE (5 Years, 4 Months)

**Option Amount:** \$1,637,000 NTE (1 Year)

**Prior Modifications/Options:** \$4,635,000 [Opt #1/Mod #1: \$1,500,000: Mod to purchase up to 150 ITVMs during the option periods: 3/1/2014 – 2/28/2015: DBM Item 3-S-MOD (1/8/2014); Opt #2: \$1,545,000: 3/1/2015 – 2/28/2016: DBM Item 5-S-OPTION (1/28/2015); Opt #3: \$1,590,000: 3/1/2016 – 2/28/2017: DBM Item 1-S-OPT (2/10/2016)]

**Revised Total Contract Amount:** \$18,372,000 NTE

**Original Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** 25%

**MBE Compliance:** 43%

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**14-S-OPT. MD STATE LOTTERY AND GAMING CONTROL AGENCY (cont'd)**

**Requesting Agency Remarks:** Request for approval to exercise the fourth of five one-year renewal options to provide for the continuing maintenance and repair of the ITVMs currently in operation at Retailer locations.

Exercising this fourth one-year renewal option is in the best interest of the State because the contract established firm-fixed unit prices for the purchase of up to 1,000 new ITVMs, monthly maintenance and replacement parts, and other related services that are paid to the contractor. All 1,000 ITVMs have already been purchased so this renewal option is for the maintenance of those ITVMs only. In addition, the MLGCA is satisfied with the services provided by the contract.

**Fund Source:** 100% Special (Lottery Proceeds)

**Appropriation Code:** E75D0001

**Resident Business:** No

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
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Contact: Anne Timmons 410-767-4787  
 Anne.timons@maryland.gov

**15-S-MOD. DEPARTMENT OF BUDGET AND MANAGEMENT**  
*Office of Personnel Services and Benefits/Employee Benefits Division  
 Services Contract*

**Contract ID:** Consulting and Actuarial Services for State Employee and Retiree Health and Welfare Benefits Program; ADPICS # COH08099 (Consultant); COH08100 (Actuarial)

**Contract Approved:** DBM Item 2-S (6/6/2012)

**Contractor:** The Segal Company  
 Washington, DC

**Contract Description:** Provide consultant and actuarial services to support the administration of the State Employee and Retiree Health and Welfare Benefits Program.

**Modification Description:** Extend the contract by seven months to align with the employee benefits contracts that are on a calendar year basis.

**Original Contract Term:** 6/7/2012 - 5/31/2015 (w/2 one-year renewal options)

**Modification Term:** 6/1/2017 - 12/31/2017

**Original Contract Amount:** \$3,424,994 NTE (3 Years)

**Modification Amount:** \$210,000 (7 Months, Actuarial Services)

**Prior Modifications/Options:** \$2,597,877 [\$1,303,462: Opt #1: Exercised the first one-year renewal option: 6/1/2015 – 5/31/2016: DBM Item 6-S-OPT (4/15/2015); \$1,294,415 [Opt #2: Exercised the second one-year renewal option: 6/1/2016 - 5/31/2017: DBM Item 6-S-OPT (3/23/2016)]

**Revised Total Contract Amount:** \$6,232,871

**Overall Percent +/- (This Mod):** +6.1%

**Original Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** 22%

**MBE Compliance:** 21%

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**15-S-MOD. DEPARTMENT OF BUDGET AND MANAGEMENT (cont'd)**

**Requesting Agency Remarks:** It is in the State's best interest to approve this modification in order to align this contract with the calendar year to be consistent with the Health and Welfare Benefits contracts which converted from fiscal year to calendar year in 2013, in particular to align the timing of the contract so that actuaries have adequate time to prepare health plan rate projections. Further, the need for additional reporting requirements under various federal regulations has added to the actuarial portion of the contract.

In addition, the State's multi-billion dollar Pharmacy Benefits Management procurement requires significant input from the consulting and actuarial contractor and is not expected to be completed until the end of CY2017. Transitioning to a new consultant/actuary would jeopardize the successful completion of the procurement.

The contractor has agreed to continue services during the extension with no increase in hourly rates for consulting and actuarial fees will be kept the same as the prior year. The services provided by the contractor, The Segal Company, have been beneficial to the State for a number of projects including those listed above.

DBM is finalizing the new solicitation for these services to be published within the next month. DBM anticipates having a new contract award recommendation for approval by the Board of Public Works in November 2017 to allow time for a transition period, if necessary, with a January 1, 2018 start date.

**Fund Source:** 100% Reimbursable

**Appropriation Code:** F10A02.02

**Resident Business:** No

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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Contact: Sandy Johnson 410-767-7408  
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**16-S-MOD. DEPARTMENT OF HUMAN RESOURCES**

*Social Services Administration/Foster Care Maintenance Payments Program  
 Services Contract Modification*

**Contract ID:** Out-of-State Residential Child Care Services; SSA/OOS-12-013-A7;  
 ADPICS # COH07514

**Contract Approved:** DBM Item 4-S (2/8/2012)

**Contractor:** Woods Services, Inc.  
 Langhorne, PA

**Contract Description:** Approval request of 13 separate contracts to provide out-of-State Residential Child Care Services for youth with developmental disabilities who have significant behavioral, emotional and medical challenges from various jurisdictions throughout the State of Maryland.

**Modification Description:** Extend the contract with Woods Services, Inc. by two months and add funding for the current child placements until the new contract is awarded.

**Original Contract Term:** 3/1/2012 - 2/28/2015 (w/2 one-year renewal options)

**Modification Term:** 3/1/2017 - 4/30/2017

**Original Contract Amount:** \$764,483 NTE

**Modification Amount:** \$349,437 (2 Months)

**Prior Modifications/Options:** \$2,186,351 (see page 37B)

**Revised Total Contract Amount:** \$3,300,271 NTE

**Percent +/- (This Modification):** +45.7%

**Overall Percent +/-:** +268.9%

**Original Procurement Method:** Non-Competitive Negotiated Procurement of Human, Social or Educational Services

**MBE Participation:** None

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**16-S-MOD. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

**Requesting Agency Remarks:** Request for approval to modify the contract by extending the term by two months and adding funds to cover the current child placements until a new contract can be approved for children with complex medical, neurological and escalating behavioral needs. A new long term contract is being negotiated between DHR and the Provider, Woods Services, Inc.

The Maryland State Department of Education is the State Agency responsible for setting rates for facilities that serve Maryland youth. The Division of Special Education/Early Intervention Services, Nonpublic Special Education Section provides oversight for this work. COMAR 14.31.04 sets forth the guidelines for placement of Maryland youth. Rates are set for facilities that provide private residential and nonpublic education services to youth aligned with the specific needs of the placed youth.

Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions. MSDE publishes the Cost Approval Process for Residential Child Care Providers and Individual Placements annually.

**Fund Source:** 100% General

**Appropriation Code:** N00G0001

**Resident Business:** No

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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**16-S-MOD. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

***Prior Modifications/Options (cont'd):***

Mod #1	\$0	Modification (A1) to add a financial disclosure clause: 9/22/2014 - 2/28/2015: Approved by DHR (12/2/2014).
Opt. #1/2	\$479,833	Exercised two 1-year renewal options (A2) and added additional dollars to the Contract to allow for a rate increase: 3/1/2015 – 2/28/2017: Approved by DBM Item 5-S-OPT: (2/18/2015)
Mod #3	\$0	Modification (A3) to amend the Specifications For Out of State Placements (Attachment A) by removing all references to the State Children, Youth and Families Information System (SCYFIS): 1/4/2016 – 2/28/2017: Approved by DHR (1/29/2016)
Mod #4	\$1,264,117	Retroactive Modification (A4) to add additional dollars to the Contract to cover the cost of additional child placements through the end of the Contract term: 4/16/2016 - 2/28/2017: Approved by DBM Item 7-S-Mod: (4/6/2016)
Mod #5	\$393,670	Emergency Modification (A5) to add additional funding to the Contract to cover the cost of four (4) additional child placements: 10/5/2016 - 2/28/2017: Approved by BPW Secretary's Action Agenda Appendix Item A6: (1/25/2017)
Mod #6	\$48,731	Emergency Modification (A6) to add additional funding to the Contract to cover the cost of an additional child placement: 11/17/2016 - 2/28/2017: Approved by BPW Secretary's Action Agenda Appendix Item A4: (1/25/2017)
Total	<u>\$2,186,351</u>	

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

**17-S-MOD. DEPARTMENT OF HUMAN RESOURCES**  
*Child Support Enforcement Administration  
 Services Contract Modification*

**Contract ID:** Privatization of Child Support Services in Baltimore City; CSEA/PR/11-001-A7; ADPICS # COH06496

**Contract Approved:** DBM Item 4-S (12/1/2010)

**Contractor:** Policy Studies, Inc. (PSI)  
 Denver, CO (Local Office in Baltimore, MD)

**Contract Description:** Provide child support services in Baltimore City to ensure that non-custodial parents fulfill their obligations to provide financial and medical support to their children.

**Modification Description:** Extend the contract term by nine months with one three-month renewal option to allow time to complete the procurement for child support services in Baltimore City, which was delayed to incorporate the legislatively mandated cost/benefit analysis, and to allow time for a transition to a new contractor, if needed.

**Original Contract Term:** 12/2/2010 – 2/28/2014 (w/2 one-year renewal options)

**Modification Term:** 3/1/2017 – 11/30/2017 (w/1 three-month renewal option)

**Original Contract Amount:** \$25,833,792

**Modification Amount:** \$6,369,219 (9 Months, Modification)  
\$1,989,739 (3 Months, Renewal Option)  
 \$8,358,958 Total (1 Year)

**Prior Modifications/Options:** \$25,639,928 (See page 41B)

**Revised Total Contract Amount:** \$59,832,678

**Percent +/- (This Modification):** +32.4%

**Overall Percent +/-:** +131.6%

**Original Procurement Method:** Competitive Sealed Proposals

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**17-S-MOD. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

**MBE Participation:** 25.1%

**MBE Compliance:** 38.1%

**Requesting Agency Remarks:** This contract manages and operates the Baltimore City Office of Child Support Enforcement (BCOCSE). Service delivery includes: application intake, parent location; establishment of paternity, child support and medical support; enforcement of child support and medical support; decentralized collections; review and adjustment of support; customer service and case maintenance.

At the start of 2014, as the current contract was entering its final base year, DHR began preparation for a procurement which it anticipated would lead to a new contract for the provision of these services. Had this procurement proceeded as anticipated, this new contract would have been in place before the expiration of the current contract on February 28, 2016. However, in February 2015, the Senate Budget and Taxation Committee and the House Appropriations Committee of the Maryland General Assembly (MGA) required that a “Cost Benefit Analysis [CBA] of BCOCSE be conducted to determine whether it would be more beneficial to the customers and the State to return the child support enforcement function to the State or remain with a private contractor.”

The CBA was finalized in January 2016. Key recommendations from the CBA included continuation with privatized child support services, decentralization of the child support office location, and revamping of certain workflow processes to improve efficiency. These recommendations required significant analysis and subsequent changes to the construction of the solicitation. DHR Child Support Enforcement Administration (CSEA) has incorporated the essential recommendations of the CBA into the new solicitation that was advertised on December 15, 2016 with proposals due on March 6, 2017.

Therefore, CSEA is requesting an additional nine month extension period, to include one three-month option period, in order to complete the procurement for child support services in Baltimore City. This extension will provide the time needed to conduct the proposal evaluations, to include the contract award selection process and approvals, as well as transition to a new contractor, if necessary.

The current contract with Policy Studies, Inc. (PSI) provides three performance goal levels: minimum standards, incentive goals, and enhanced incentive goals. In FFY2016, the contractor again met the minimum standards for three of the four federal performance measures and incentive levels for two goals. As demonstrated by the chart below, performance for the majority of the performance measures improved from FFY15 to FFY16.

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**17-S-MOD. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

Service Level	Goals			Actual Performance	
	FFY16 Minimum Goal	FFY16 Incentive Goal	FFY16 Enhanced Incentive Goal	FFY15	FFY16
Paternity Establishment	84.25%	91.00%	99.41%	92.32%	88.35%
Support Order Establishment	80.25%	83.00%	86.93%	78.53%	79.38%
Current Support Collected	52.25%	58.00%	65.98%	61.36%	61.54%
Cases Paying on Arrears	52.25%	58.00%	64.00%	60.80%	63.59%

Maintaining child support services in the Baltimore City office through this modification for a nine-month extension with one three-month renewal option is in the best interest of the State. PSI has maintained successful performance during the contract to date. DHR believes that the contractor will continue to provide an increase in household incomes for Maryland families during the next nine months while DHR completes the procurement for child support services in Baltimore City.

**Fund Source:** 66% Federal; 34% Special (Child Support Offset)

**Appropriation Code:** N00H0008

**Resident Business:** Yes

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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**17-S-MOD. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

***Prior Modifications/Options (cont'd):***

Mod #1	\$0	Modified the contract to delete one MBE subcontractor and add three additional MBE subcontractors to ensure that the Contractor maintains compliance with the MBE participation requirements in the original contract for the period 9/19/2011 – 2/28/2014. Also added IRS confidentiality provisions and PRISM and Agility software requirements. Approved by DHR.
Mod #2	\$0	Modified the contract to delete one MBE subcontractor and add one new MBE subcontractor to ensure that the Contractor maintains compliance with the MBE participation requirements in the original contract for the period 3/21/2012 – 2/28/2014. Approved by DHR.
Mod #3	\$400,000	Modified the contract to increase child support collections and ensure the accuracy of the case reviews by including: (1) additional enhanced performance area incentive goals for each contract year with incentive payment awards based upon meeting or exceeding the specific federal requirements/goals, and (2) enforceable performance penalties for failure to comply with Contract requirements. The modification increased the amount of the base contract by \$400,000 and each option year by \$200,000. Modification Term: 2/21/2013 - 2/28/2014. DBM Item 6-S-MOD (2/20/2013).
Opt #1/Mod #4	\$9,322,012	Exercised the first one-year renewal option with additional funding based upon increased performances and added funding to the base term due to increased expenditures and reimbursements. Modification Term: 2/6/2014 – 2/28/2015. DBM Item 16-S-MOD (2/5/2014).

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**17-S-MOD. DEPARTMENT OF HUMAN RESOURCES (cont'd)**

Opt #2	\$7,958,958	Exercised the second and final one-year renewal option. Option Term: 3/1/2015 – 2/29/2016. DBM Item 7-S OPTION (1/28/2015).
Mod #5	\$7,958,958	Extended the term of the Contract by twelve (12) months to allow for the completion and study of the results of the Cost Benefit Analysis as requested by the Maryland General Assembly. Modification Term: 3/1/2016 – 2/28/2017. DBM Item 7-S-MOD (11/4/2015).
Total	<hr/> \$25,639,928	

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Contact: Athos Alexandrou 410-767-5369  
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**18-S-OPT. DEPARTMENT OF HEALTH AND MENTAL HYGIENE**  
*Office of Systems/Operations and Pharmacy (OSOP)*  
*Services Contract Renewal Option*

**Contract ID:** Maryland Point-Of-Sale Electronic Claims Management System (Statewide);  
 DHMH/OPASS-07-9030; ADPICS # ~~COH03416~~ **COH08689**

**Contract Approved:** DBM Item 7-S (5/17/2006)

**Contractor:** Xerox State Healthcare, LLC  
 (formerly ACS State Health Care, LLC)  
 Dallas, TX (Local office in Baltimore, MD)

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

**Option Description:** Exercise the first two six-month renewal options as contained in Mod #11.

**Original Contract Term:** 8/1/2006 – 2/4/2007 (Transition Period – MOD #1)  
 2/5/2007 – 7/31/2009 (w/2 two-year renewal options)

**Option Term:** 3/1/2017 - 2/28/2018

**Original Contract Amount:** \$10,076,159 (3 Years)

**Option Amount:** \$5,585,918 (MOD Renewal Options #3 and #4, 1 Year)

**Prior Modifications/Options:** \$37,681,689 (see page 46B)

**Revised Total Contract Amount:** \$53,343,766

**Original Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** 17%

**MBE Compliance:** 18%

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**18-S-OPT. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)**

**Requesting Agency Remarks:** Request for approval to exercise the first two of four six-month renewal options on the Maryland Point-Of-Sale Electronic Claims Management System contract. This contract continues the ongoing development, operation and management of Maryland's Point-of-Sale (POS) Pharmacy System for Medicaid enrollees and other specified Department program enrollees. The contract also includes services for Prospective Drug Utilization Reviews; Automated Drug Formulary Updating Services; Eligibility Services; and services for the National Manufacturers Drug Rebate Program.

The Maryland Medicaid Program was in the process of implementing a new Medicaid Management Information Systems and transitioning from a State-run Medicaid program to a Fiscal Agent-run Medicaid Program; known as the Medicaid Enterprise Restructuring Project. Mod #11 provided for: (a) additional staffing to handle the increase in prior authorizations related to prescribing certain behavioral health drugs that went into effect on January 1, 2015; and (b) extended the contract term by 18 months with four six-month renewal options to allow the Medicaid Enterprise Restructuring Project to be fully implemented and operational before the Maryland Medicaid Program could engage in the procurement for a replacement POS contract. However, the Medicaid Enterprise Restructuring Project was cancelled in October 2015. The Maryland Medicaid Program has estimated that the timeline to procure replacement services for the POS contract is 18 to 24 months. The program is currently soliciting for a Project Manager through the Department of Information Technology to assist with RFP preparation in order to have the new solicitation published and the new contract awarded prior to the end of the available renewal option period.

It is in the State's best interest to exercise options one and two of the available four six-month renewal options, this action allows DHMH one year to continue the procurement process for replacing the current system with the anticipation of completing as much of the procurement as possible, knowing there are two additional six-month renewal options available, if needed. In addition, the contractor continues to satisfactorily perform these services on behalf of the State.

This POS contract involves pharmacy claims processing (including necessary Prospective Drug Utilization Review edits), clinical prior authorization services, and pharmacy drug rebate management services. The pharmacy claims are adjudicated in real time and recipients are able to start the needed drug therapy right away and any interruption in this service can have a significant impact to the recipient's health and well-being.

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**18-S-OPT. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)**

**Fund Source:** 65% Federal; 35% General

**Appropriation Code:** M00Q0103

**Resident Business:** Yes

This Item was withdrawn as Item 6-S-OPT from the 1/4/2017 Agenda.

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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**18-S-OPT. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)**

***Prior Modifications/Options (cont'd):***

Mod #1	\$156,500	Modification extended the transition period on the contract for an additional thirty-five days for the period 1/1/2007 to 2/4/2007. This modification allowed time for the Department to receive final transition files from the incumbent vendor. The transition term was changed to 8/1/2006 – 2/4/2007 and the new base contract term was changed to 2/5/2007 – 7/31/2009. DBM Item 7-S-MOD (12/6/2006).
Mod #2	\$524,781	Allowed changes to the recipient eligibility determination system for implementation of the Medicaid expansion: 1/20/2009 to 7/31/2009: DBM Item 5-S-MOD (1/7/2009).
Option #1	\$6,647,038	Exercised the first two-year renewal option: 8/1/2009 to 7/31/2011: DBM Item 12-S-OPTION (6/17/2009).
Mod #3	\$1,048,316	Mod to implement Phase I of the changes relating to collection and reporting of drug manufacturer rebates associated with the Health Care Reform legislation, especially the Affordable Care Act (ACA) enacted on 3/23/2010: 12/2/2010 to 7/31/2011: DBM Item 7-S-MOD (12/1/2010).
Mod #4	\$389,067	Mod to implement Phase II (described above with Phase I) and provide enhancements to the notices for the Primary Adult Care (PAC) program automated eligibility processing system: 4/21/2011 to 7/31/2011: DBM Item 10-S-MOD (4/20/2011).
Option #2	\$9,351,059	Exercised the second two-year renewal option: 8/1/2011 to 7/31/2013: DBM Item 9-S-OPTION (7/6/2011).
Mod #5	\$10,255,996	Mod to upgrade the system and make changes to enable the program to meet and comply with the ACA; add additional staff to meet policy changes affecting the prescribing of Antipsychotic drugs; and extend the contract term by 24 months in order to effectively and cost efficiently implement the upgrade to the POS system: 7/1/2012 to 7/31/2015: DBM Item 24-S-MOD (6/6/2012).

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**18-S-OPT. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)**

Mod #6	\$0.00	Mod to upgrade the system and make changes to enable the program to meet and comply with the ACA: 7/1/2012 to 7/31/2015: Approved by DHMH on 8/26/2013.
Mod #7	\$23,351	Mod to maintain eligibility for newly eligible adults after January 2014 when the PAC program will cease and the participants will convert to the ACA's newly eligible adults coverage group with full Medicaid benefits. Because of unforeseen delays in the Maryland Health Benefit Exchange's electronic eligibility system, also known as Maryland Health Connection or the HIX, the eligibility verification system in current use for PAC must be used as a back-up system for the newly eligible adults' coverage group. These eligibility records will eventually be converted and maintained in the HIX. Approved by DHMH on 12/17/2013.
Mod #8	\$330,000	Mod to revise and enhance the Maryland Medicaid Program "SmartPA" solution to support the transition to the International Statistical Classification of Diseases and Related Health Problems (ICD) "ICD-10" code sets by October 1, 2014: 2/6/2014 – 7/31/2015. Approved on DBM Item 11-S-MOD (2/5/2014).
Mod #9	\$6,047	Mod to update the eligibility system to process applications in the new ACA "Childless Adult" coverage group: 3/15/2014 - 7/31/2015. Approved by DHMH on 3/15/2014.
Mod#10	\$244,661	Mod to change the existing rebate system in order to identify and report drug rebates for patients that are part of the Affordable Care Act (ACA) Medicaid Expansion. Reporting requirements begin July 1, 2014: 5/1/2014 – 7/31/2015: DBM Item 7-S-MOD (4/30/2014).
Mod #11	\$8,670,744	Mod to add six staff members to meet the January 1, 2015 implementation of changes affecting the prescribing of certain behavioral health drugs and to extend the contract term by 18 months with four six-month renewal options: 1/1/2015 – 1/31/2017: DBM Item 19-S-MOD (12/3/2014)

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**18-S-OPT. DEPARTMENT OF HEALTH AND MENTAL HYGIENE (cont'd)**

Mod #12	\$34,129	Mod to (1) change the "SAS 70" audit to a statement for attestation engagement 16 (SSAE 16) audit & specify the audit period; & (2) enhance the current lock-in functionality of the claims processing system to communicate between programs: 3/13/2015 - 1/31/2017: Approved and reported on the March 2015 PAAR.
Mod #13	\$0	Mod to bridge the contract term in order to submit an agenda item to the Board of Public Works for approval of exercising the available renewal options: 2/1/2017 – 2/28/2017: Approved by DHMH.
Total	<u>\$37,681,689</u>	

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 February 8, 2017

**REVISED**



Contact: Susan Harrison 410-767-1434  
 Susan.harrison@maryland.gov

**19-S. DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

*Office of Health Services  
 Services Contract*

**Contract ID:** Maryland Medicaid Provider Enrollment; DHMH/OPASS # 16-15814;  
 ADPICS # M00B7400420

**Contract Description:** Provide enrollment, re-validation, re-enrollment, and update services for Maryland Medicaid health care providers. The contractor will perform credentialing, call center support, outreach and education, electronic enrollment, maintenance, and document management.

**Award:** Automated Health Systems (AHS)  
 Pittsburgh, PA

**Term:** 3/1/2017 – 2/28/2021 (w/2 one-year renewal options)  
 (Or earlier upon BPW approval)

**Amount:** \$37,596,680 (Approx. 4 Years, 1 Month; Base Contract)  
 \$10,284,244 (1 Year, Renewal Option #1)  
\$10,615,396 (1 Year, Renewal Option #2)  
 \$58,496,320 Total (Approx. 6 Years, 1 Month)

**Procurement Method:** Competitive Sealed Proposals

**Proposals:**

Offerors	Technical Ranking	Financial Offer/Ranking	Overall Ranking
Automated Health Systems Pittsburgh, PA	1	\$58,496,320 (2)	1
Maximus Reston, VA	2	\$53,912,526 (1)	2

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

**MBE Participation:** 15% (See Requesting Agency Remarks)

**Performance Security:** None

**Incumbent:** None

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**REVISED**



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

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to 12 prospective vendors, five of which are Maryland firms, and included five MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Three proposals were received in response to the RFP; two proposals were determined to be reasonably susceptible of being selected for award. The third offeror was notified that its proposal was deemed to be not reasonably susceptible of being selected for award based upon the failure to submit proper MBE documentation as required in the RFP; and, therefore, had its financial proposal returned unopened. Automated Health Systems was ranked overall #1 with the higher ranked technical offer and the higher price. The technical differences between the two offers were determined to outweigh the 8% (or \$4.6M) difference in price. Therefore, award is recommended to Automated Health Systems as having the more advantageous offer for the State.

The contractor will enroll all health care providers who order, prescribe, and issue referrals to Medicaid recipients. The contractor is also responsible for the revalidation of all health care providers. These services include electronic and paper based enrollment, revalidation and updates, outreach and education, and call center support. The services are mandated by The Centers for Medicare and Medicaid Services.

On October 11, 2016, Maximus Health Services, Inc. (Maximus) filed a protest against award to Automated Health Systems. Maximus previously requested a debriefing that was held on October 12, 2016. The Department denied the protest on October 18, 2016. Maximus appealed to the Maryland State Board of Contract Appeals on October 28, 2016. On January 23, 2017 Maximus dismissed their appeal.

CMS requires that all State Medicaid Programs must (1) complete the re-validation of all providers (42 CFR 455.452) and ensure that all ordering, referring, or prescribing providers are enrolled with Medicaid (42 CFR 455.410.). Additionally, States must screen and enroll all managed care organization (MCO) network providers (42 CFR 438.602). To comply with Federal law, Maryland released Request for Proposal (RFP), OPASS 16-15814.

The re-validation Federal requirement is required for Maryland by January 1, 2017. MCO network provider enrollment is required in 2018. In the event of a Federal audit, Maryland would be at risk to lose the federal share (50%) of all claims and encounters reimbursed by Medicaid for all providers not enrolled or re-validated.

Supplement B  
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**REVISED**



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

A 15% MBE participation goal and a 1% VSBE participation goal were established for this contract based upon the number of vendors available to perform the subcontractable staffing services.

**Fund Source:** 75% Federal; 25% General

**Appropriation Code:** M00Q0103

**Resident Business:** No

**MD Tax Clearance:** 16-3835-000

**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement C  
University System of Maryland  
ACTION AGENDA  
February 8, 2017



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

**1-S-MOD. UNIVERSITY OF MARYLAND, BALTIMORE COUNTY**  
*Service Contract Renewal/Modification*

**Contract ID:** Food Services Contract - RFP#0000000161-C

**Contract Approved:** USM Item 5-S (04/16/2008) (5-year base term)  
USM Item 2-S -MOD (09/21/11)  
USM Item 6-S -OPT (5/15/13) (option year 1)  
USM Item 10-S -OPT (05/28/14) (option year 2)  
USM Item 5-S OPT (06/03/15) (option year 3)  
USM Item 5-S-OPT (05/11/16) (option year 4)

**Contractor:** Compass Group, USA, Inc. /Chartwells Division  
York, PA

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

**Option Description:** Exercise fifth of five 1-year renewal options

**Modification Description:** ~~Extend contract by five years~~

**Original Contract Term:** 07/01/2008 – 06/30/13 (with five 1-year renewal options)

**Option Term:** 07/01/2017 – 06/30/2018

**Modification Term:** ~~07/01/2018 – 06/30/2023~~

**Original Contract Amount:** \$35,000,000 (base term)

**Option Amount:** \$11,800,000

**Modification Amount:** ~~\$65,000,000~~

**Original Procurement Method:** Competitive Sealed Proposal

**Performance Security:** \$1 million performance bond required

**MBE Participation:** 25%

**MBE Compliance:** 19%

**Requesting Institution Remarks:** The incumbent contractor submitted an unsolicited proposal to UMBC to extend the contract for an additional 5-year term through 6/30/23 with the commitment of an additional capital investment of \$4 million. All other terms and conditions during this contract extension will remain the same; pricing will increase annually by using the CPI which is the current contract pricing formula.

**1-S-MOD. UNIVERSITY OF MARYLAND, BALTIMORE COUNTY (cont'd)**  
*Service Contract Renewal/Modification*

***Requesting Institution Remarks:*** (cont'd)

In accordance with USM Procurement Policies and Procedures, the University reviewed this unsolicited proposal and found it advantageous to the University to proceed with amending this contract through 6/30/23. This extension will provide an additional \$4 million of capital investment by the contractor; allow additional enhancements to the dining program to be pursued now; and maintain the high level of service and performance and the current cost approach for our students. In student surveys and focus groups the contractor conducted, student satisfaction ratings have averaged 84%. The most recent survey by the Association of College and University Housing Officers (ACUHO) indicates that UMBC students give a higher satisfaction rating for dining services than comparable institutions (survey involves 295 institutions in the Carnegie Class); and they ranked dining services as the factor having the third largest impact on campus satisfaction. Another indicator of satisfaction is the number of meal plans sold which has increased by 24% since July 2008. This extension proposal was reviewed throughout the campus community with extensive consultation with the Residential Student Association, Student Government Association, Graduate Student Association, University Steering Committee, and Vice Presidents and Deans as well as the University's outside dining services consultant.

***Board of Regents:*** The USM Board of Regents has approved this proposal.

***Fund Source*** Current Unrestricted Funds [University's Auxiliary Services Dining Program's self-support funds generated by student meal plans purchased]

***Approp. Code:*** R30B31

***Resident Business:*** No      ***MD Tax Clearance:*** 16-0798-1111

This item was withdrawn as Item 5-S from the 1/4/17 USM Agenda and as Item 1-S from the 1/25/17 USM Agenda.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED\***

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

\* Option period approved; modification disapproved.

Supplement C  
University System of Maryland  
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Contact: Thomas Hickey 301-445-2774  
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USM Rep: Joe Evans

**2-S. UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE  
*Services***

**Contract ID:** On-line Digital Advertising Placement and Media Buying Services  
RFP 91435

**Description:** On-line digital marketing services using analytics, predictive algorithms

**Award:** Kepler Group, LLC  
6 E. 32<sup>nd</sup> Street, Ninth Floor  
New York, NY 10016

**Contract Term:** 2/9/17-2/8/18 (1 year base term with four 1-year renewal options. If all options are exercised, term ends 2/8/22). The University requests Board approval of all five contract years.

**Amount:** \$16 million (annually) comprising:

\$14.518 million	Media
\$ 1.482 million	Services

If all four option years are exercised:

\$80 million (five-year term) comprising:

\$72.59 million	Media
\$ 7.41 million	Services

**Procurement Method:** Competitive Sealed Proposals

**Proposals:**

	Technical	Financial	Overall	Base Term Evaluated Price (Less Media)
Kepler Group, LLC New York, NY	1	3	1	\$7.41 million
Working Planet Inc., Providence, RI	2	2	2	\$6.28 million
Blacklight, Inc. New York, NY	3	1	3	\$4.97 million

**MBE Participation:** 0%

**Performance Bond:** No

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**2-S. UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE (cont'd)**  
*Services*

**Requesting Institution Remarks:** University of Maryland University College connects with prospective students through a number of marketing channels including the very competitive on-line space. This contract will allow the University to maximize the effectiveness of the \$72.59 million it expects to spend on on-line advertising, resulting in increased enrollments. The recommended firm specializes in the science of on-line marketing through the use of sophisticated tools including analytics and predictive algorithms.

The solicitation was advertised in *eMaryland Market Place* and on the University's internet electronic Bid Board. Additionally, the University directly solicited 41 firms of which 33 were certified Minority Business Enterprises. Fourteen firms responded to the solicitation. An evaluation committee consisting of marketing experts evaluated the proposals and determined that seven were not susceptible for award as they did not meet the minimum requirements or did not demonstrate the capability to provide cutting edge on-line digital optimization services. Technical factors had more weight than financial in the solicitation.

The remaining seven firms were asked to submit more detailed technical proposals. Six technical proposals were received. After further evaluation, five firms were invited to give oral presentations to the committee. Thereafter, three firms were asked to submit price proposals.

Kepler Group, LLC was judged far superior to its competition in its ability and knowledge in the on-line marketing space and was therefore ranked number one overall. The committee believes that Kepler Group, LLC is best positioned to maximize the University's on-line advertising spend resulting in greater enrollments. There are no subcontracting opportunities and therefore, there is no MBE goal under this contract because the work is done exclusively in house. The vast majority of the dollars under this contract are for the direct pass through cost of advertising.

**Fund Source:** University Non Restricted Funds

**Appropriation Code:** R30B30

**Resident Business:** No      **MD Tax Clearance:** 16-3659-0000

The Board of Public Works deferred this Item as Item 6-S from the 12/21/16 USM Agenda. It was withdrawn as Item 6-S from the 1/4/17 USM Agenda and Item 2-S from the 1/25/17 USM Agenda.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement C  
University System of Maryland  
ACTION AGENDA  
February 8, 2017



Contact: Thomas Hickey 301-445-2774  
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USM Rep: Joe Evans

**3-RP. UNIVERSITY OF MARYLAND EASTERN SHORE**  
*Real Property – Acquisition by Deed*

**Recommendation:** That the Board of Public Works approve the University of Maryland Eastern Shore: (1) acquiring a student housing project critical to the University's student housing needs; and (2) assuming mortgage loans in connection with the property known as Hawk Plaza.

**Property:** Hawk Plaza, 10800 Clipper Circle, Princess Anne

**Grantor:** Maryland Hawk Corporation

**Grantee:** State of Maryland to the use of the University System of Maryland on behalf of its constituent institution University of Maryland Eastern Shore

**Appraised Value:** W. R. McCain & Associates \$13,030,000  
Trice Group, LLC \$12,830,000

**Consideration:** Assumption of \$12,700,000 of debt

**Fund Source:** Plant Funds/R30B35

**Requesting Institution Remarks:** The 27+ acre property is improved with Hawk Plaza, a 90-unit, 180-bed project currently housing more than 150 University graduate students. Maryland Hawk Corporation, a not-for-profit entity created by the University to advance economic development activities on the Eastern Shore, purchased and developed the property to provide housing for graduate students. The project is Maryland Hawk's sole financial responsibility and is not supported by any guaranty or other obligation of the University System.

The original development plan anticipated a project divided into three phases. The completed Phase I includes Hawk Plaza as well as infrastructure (such as parking, paving and roads) for future development of Phases II and III. Phase II would add 60 units/120 beds and Phase III would add 29 units/58 beds.

The project has struggled financially. Maryland Hawk is behind on mortgage payments to Bank of DelMarva and the U.S. Department of Agriculture which jointly financed the construction. Maryland Hawk received notice of impending foreclosure in August 2016. Additionally, Maryland Hawk is to repay the University \$864,250 for funds improperly transferred from the University and identified in Office of Legislative Audit and USM internal audit reports. Repayment was expected to be made in installments with net income from the project.

**3-RP. UNIVERSITY OF MARYLAND EASTERN SHORE (cont'd)**  
*Real Property – Acquisition by Deed*

***Requesting Institution Remarks (cont'd):***

The University will work with Maryland Hawk to identify other options and possible sources for repayment. However it may be necessary in the future to seek Board of Public Works approval to release this debt.

Maryland Hawk, unable to meet current loan payments, has no prospects for future revenue streams that would enable it to continue to own and operate the project. The non-profit has engaged the University, the University System, and both lenders in discussions to develop a plan of action that would ensure the University's ongoing access to and use of the project.

While housing under Phase I consists of 90 units or 180 beds (rentals are per bed), Phase I put in place much of the infrastructure for Phases II and III as well, including paving, parking and streets necessary for phases two and three were completed during the construction of the Project. If the University and the University System decide that additional student housing is needed in the future, the original development plan can still be used.

The University obtained two appraisals of the property in October 2016. The appraisals provided valuation categories: (i) the *as is* value of Phase I using the income approach; (ii) the *stabilized value* of Phase I using the income approach based on a number of assumptions, including future vacancy rates, rents, operating expenses, University ownership; and (iii) applying the sales approach, the valuation of the unimproved land intended for development of Phases II and III.

The *stabilized-value* approach provided the highest estimated value for Phase I at \$11.85 million by Trice and \$12.1 million by W.R. McCain. While these amounts are assumed based on future performance, the University is comfortable that the basis of the valuations are realistic and achievable. Project income is expected to support the debt service as well as ordinary operating expenses with appraised estimated net annual operating income at \$769,500 and \$844,278. The appraisal amounts shown in the Appraisal field on the first page of this Item reflect the total of adding to the value of the unimproved land to the stabilized value of Phase I.

The University currently leases 429 beds under two-year master leases in two private student housing projects for an aggregate cost of \$4.6 million. The master leases may be terminated at the end of the 2016-17 academic year. Acquisition of Hawk Plaza is expected to be an integral part of University student housing options for graduate and undergraduate students and an asset that will reduce the need to lease privately-owned student housing.

**3-RP. UNIVERSITY OF MARYLAND EASTERN SHORE (cont'd)**  
*Real Property – Acquisition by Deed*

Hawk Plaza is expected to reduce costs to the University over the long-term through integration into University housing available to all students, and reducing the need to lease private housing. The University can operate the project profitably by:

- reducing the vacancy rate by opening it to all students and not restricting rental to graduate students
- eliminating the costly private-property management services currently in place
- reducing insurance costs – Maryland Hawk is required to pay for private insurance whereas the University is covered by the State's self-insurance program.

The University will make mortgage payments to the Bank of Delmarva and the U.S. Department of Agriculture from the rental fees it collects.

**Summary:** Because of the property's proximity to the campus, the potential of the Hawk Plaza project to mitigate the need to master-lease private housing to meet student needs, and the need to recover funds owed the University by Maryland Hawk, the University proposes for Board of Public Works approval to accept title to the property; to assume liability for approximately \$12.7 million in Maryland Hawk's debt to the Bank of Delmarva and the U.S. Department of Agriculture.

**Regents Approval:** This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 21, 2016.

This item was withdrawn as Item 9-RP from the 12/7/16 USM Agenda and Item 8-RP from the 1/25/17 USM Agenda.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement C  
University System of Maryland  
ACTION AGENDA  
February 8, 2017



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USM Rep: Joe Evans

4-RP.

**UNIVERSITY OF MARYLAND, COLLEGE PARK**  
*Real Property Disposition*

**Recommendation:** That the Board of Public Works approve the University of Maryland, College Park conveying an approximately 55-acre property, including the Washington County Agricultural Education Center and various agricultural buildings, to Washington County.

**Prior Approval:** USM Item 8-RP (12/7/2016): Board declared property surplus. In that Item, the University stated that it would “return to the Board 45 days after the surplus declaration to recommend approval to sell the property to the County.”

**Property:** 7313 Sharpsburg Pike, Boonsboro, MD 21713

**Owner/Grantor:** State of Maryland for the use of the University System of Maryland on behalf of constituent institution the University of Maryland, College Park

**Grantee:** Board of Commissioners of Washington County, Maryland

**Appraisal:** \$4,700 Turlington Valuation Associates, Inc.

**Price:** \$1

**Remarks:**

1. Washington County currently leases the property which includes the Washington County Agricultural Education Center and various agricultural buildings. The County operates and maintains recreational and other public facilities on the property serving the citizens of Washington County.
2. The property is part of a larger parcel of real property acquired by quitclaim deed from the United States on February 10, 1977 for no financial consideration.
3. The initial term of the 1994 lease between the County and the University ends in 2024; the County has an option to extend the lease for two more 25-year terms. If both options were exercised, the lease would extend to 2074. The rent for the initial term was \$23,815, paid in 1994. The rent for the two additional terms would be \$1/year.
4. Due to the lease terms, the property has minimal financial value to the University as owner.

**4-RP. UNIVERSITY OF MARYLAND, COLLEGE PARK (cont'd)**  
*Real Property Disposition*

**Remarks: (cont'd)**

5. The University's College of Agriculture and Natural Resources has reporting requirements associated with ownership of the property. The College prefers the property to be conveyed to the County, as the property is used by and benefits the County and not the University.
6. After conducting an intergovernmental review of the project, the State Clearinghouse recommended declaring the property surplus and offering it for sale to Washington County. [MD201600302-0155 (5/2/16).]
7. The County has agreed to accept title under a quitclaim deed that will require the County to continue to use the property for public use as an agricultural and heritage center or for any public use that may be approved in the future by the University.
8. As specified in a Memorandum of Understanding between the College and the County, the County would continue to provide space free of charge to the University of Maryland Extension program.
9. The University System of Maryland Board of Regents approved this transaction at its 10/9/15 meeting.
10. The University sent a letter dated September 21, 2016, to the chairmen of the Senate Budget and Taxation and House Appropriations Committees for review and comment on the disposition. No comments were received.

**BOARD OF PUBLIC WORKS**

**APPROVED DISAPPROVED**

**WITH DISCUSSION**

**THIS ITEM WAS:**

**DEFERRED WITHDRAWN**

**WITHOUT DISCUSSION**

Supplement C  
University System of Maryland  
ACTION AGENDA  
February 8, 2017



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## **5-GM. GENERAL MISCELLANEOUS**

**Recommendation:** That the Board of Public Works approve use of general obligation bond funding proceeds for the following contract in the amount of \$4,553.

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

**Frostburg State University**  
**Public Safety Facility**

**Description:** Miscellaneous A/V equipment

**Procurement Method:** DOIT Hardware Contract

**Award:** Daly Computers Inc.  
PO Box 1956  
Merrifield, VA 22116-1956

**Amount:** \$4,553

**Fund Source:** MCCBL of 2015: *Provide funds to continue design of and to construct and equip a facility to serve the Frostburg State University Police Department.* Item: 147.

**Resident Business:** No

**MD Tax Clearance:** 17-0051-1111

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**BOARD OF PUBLIC WORKS**

**APPROVED** **DISAPPROVED**

**WITH DISCUSSION**

**THIS ITEM WAS:**

**DEFERRED** **WITHDRAWN**

**WITHOUT DISCUSSION**

Supplement D  
Department of Information Technology  
ACTION AGENDA  
February 8, 2017



Contact: Carolyn Mitchell (410) 767-2219  
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**1-IT-MOD. DEPARTMENT OF LABOR, LICENSING AND REGULATION**  
***Division of Workforce Development and Adult Learning***

**Contract ID:** Maryland Workforce Exchange One-Stop, System End User Software License Agreement  
ADPICS BPO No.: P00B6400010, COH07773

**Contract Approved:** DoIT Item 2-IT (10/21/2015)

**Contractor:** Geographic Solutions, Inc., Palm Harbor, FL

**Contract Description:** Software as a Service (SaaS) solution to improve and make Maryland Workforce Exchange System more efficient. The improved system will be an operational, comprehensive, one-stop operating system that integrates information from the workforce information database and real-time labor market information with labor exchange functionality in a self-service mode to employers and individuals. The solution will also provide a staff-assisted interface that connects with the current Maryland Workforce Exchange System.

**Modification Description:** (1) Add two modules to the Maryland Workforce Exchange System to maximize integration and efficiency of across the State; and (2) increase amounts of Options 1 and 2.

**Original Procurement Method:** Competitive Sealed Proposals

**Original Contract Term:** 1/1/2016 – 12/31/2019 (3-year base with two 1-year terms)  
1/1/2020 – 12/31/2020 (Option 1)  
1/1/2021 – 12/31/2021 (Option 2)

**Original Amount:** \$6,052,458 (3-year base)  
\$3,323,976 (Options 1&2)  
\$9,376,434

**This Modification Amount:** \$1,059,820 (add to base)  
\$ 954,656 (add to Options 1&2)  
\$2,014,476

**Prior Mods/Options:** \$151,825 (DoIT Item 5-IT-MOD [5/11/2016])

**Revised Total Contract Amount:** \$11,542,735

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**1-IT-MOD. DEPARTMENT OF LABOR, LICENSING AND REGULATION (cont'd)**

**Percent +/- (This Mod):** +33.28%

**Overall Percent +/-:** +35.79%

**MBE Participation:** 5%

**MBE Compliance:** 5.84%

**Remarks:** Geographic Solutions provides Software as a Service for DLLR's Maryland Workforce Exchange System. The Reemployment Exchange (REX) Services and Eligibility Assessment and Early Intervention Program is a model program that targets unemployment insurance claimants most likely to exhaust benefits and provides information to claimants regarding reemployment services available in American Job Centers. The U.S. Department of Labor made this experimental program permanent April 2015 and provided for a transition year to enable states to make changes to their own Workforce Information Databases to accommodate the reporting.

Geographic Solutions provides the custom conversion and integration to the legacy Maryland Workforce Exchange System Software as a Service solution needed to accomplish this system enhancement. DLLR is seeking to: (1) add two modules to the Maryland Workforce Exchange System; and (2) increase the option year amounts.

**Module one:** Functionality for a new focus on reemployment strategies by connecting the Unemployment Insurance systems with Workforce Development systems creating a common intake for workforce registration, work search, and linkage to unemployment insurance claim filing under the REX. Integration of these two systems would provide a centralized data system and coordinated registration for unemployment insurance claimants to enter and perform necessary tasks while collecting benefits.

**Module two:** The second module supports the Supplemental Nutrition Assistance Program (SNAP) with functionality that specifically tracks SNAP employment and training participant progress and outcomes that aligns with USDA requirements. States are required to provide the FNS with SNAP employment and training outcomes and impact data. The contractor's customized module specifically tracks SNAP employment and training participant progress and outcomes that align with FNS requirements. The module is designed to track demographic data and work history, required activities, notifications to SNAP agency of non-compliance or determinations made for exemption in the program, participant activity completions and credential attainment, and employment. Further, the module produces SNAP case management reports, SNAP 583 reports, and quarterly and annual performance reports. Adding this functionality will provide Maryland with an effective tracking system to accurately collect, analyze and produce the new reports.

Supplement D  
Department of Information Technology  
ACTION AGENDA  
February 8, 2017



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**1-IT-MOD. DEPARTMENT OF LABOR, LICENSING AND REGULATION (cont'd)**

**Remarks:** (cont'd)

*Increase Option Amounts:* DLLR is seeking approval to modify the Contract to include increases to Options 1 and 2. This increase to the option years should have been recommended when DLLR modified the base term. (DoIT Item 5-IT-MOD [5/11/2016])

**Fund Source:** 100% Federal

**Approp. Code:** P00G0107

**Resident Business:** No

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement D  
Department of Information Technology  
ACTION AGENDA  
February 8, 2017



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**2-IT. DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**  
*Information Technology & Communications Division*

**Contract ID:** Cross Match Livescan Systems  
DPSCS-Contract-2017-14; ADPICS BPO No.: Q00B7400047

**Contract Description:** Provide seventeen Crossmatch model 1000PX Livescan systems for Division of Parole and Probation offices Statewide

**Award:** Cross Match Technologies, Inc., West Palm Beach, FL  
**Term:** 3/10/2017\* – 3/9/2018 (\*or earlier upon Board approval)  
**Amount:** \$384,026  
**Procurement Method:** Sole Source  
**MBE Participation:** None

**Remarks:** DPSCS seeks to acquire finger and palm print scanning systems to replace the current systems that have reached the end of their technologically useful lives and are no longer eligible for support and maintenance. The new equipment will replace units currently deployed at seventeen Parole and Probation offices Statewide.

The new systems are exact replacements, including hardware and software upgrades. Procuring identical systems means that Parole and Probation staff will not require significant downtime for training on the new equipment.

DPSCS has determined that this sole source procurement is necessary to provide the State with the capability of rapid positive identification and criminal and non-criminal subjects through electronic fingerprint processing. In addition, these systems have the capability to interface with the Offender Case Management System, Sex Offender Registration; State employment applicant background checks and FBI requirements.

Cross Match Technologies, Inc. is the owner, manufacturer and distributor of this proprietary Livescan hardware and software and there are no alternative sources for obtaining the systems required, and no opportunities for MBE participation.

**Fund Source:** 100% General Funds  
**Resident Business:** No

**Approp. Code:** Q00A0102  
**MD Tax Clearance:** 16-3870-1111

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement D  
Department of Information Technology  
ACTION AGENDA  
February 8, 2017



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**3-IT-MOD. MARYLAND DEPARTMENT OF TRANSPORTATION  
*Motor Vehicle Administration***

**Contract ID:** Enterprise Management System Project Management Office Services  
V-HQ-12037-S, ADPICS BPO No.: J00B3400032, COH06034

**Contract Approved:** DoIT Item 3-IT (3/6/2013)

**Contractor:** Mathtech, Inc., Hamilton, NJ

**Contract Description:** Provide services to support planning and oversight related to Project Core. Project Core will modernize enterprise legacy motor vehicle systems, processes, and overall IT infrastructure.

**Modification Description:** Support and oversight for DIWS II, the Document Imaging and Workflow Systems replacement.

- Provide structure and support, evaluate, define, execute, and track project.
- Communicate support data for impact analysis and associated business decisions regarding prioritization, funding, staffing, and workload changes
- Enhance MVA's ability to save time on DIWS II and continuously increase project success rates.
- Primarily responsible for all project tasks required to implement DIWS II.
- Ensure all analysis and documentation required for subsequent phases of DIWS II is completed on time and examined for accuracy.

**Original Procurement Method:** Competitive Sealed Proposals

**Original Contract Term:** 3/11/2013 – 3/10/2018 (5-year base w/ five 1-year options)

**Modification Term:** 2/23/2017 – 3/10/2018 (or earlier upon Board approval)

**Original Amount:** \$10,174,939 (base term)

**Modification Amount:** \$2,172,724

**Prior Mods/Options:** None

**Revised Total Contract Amount:** \$12,347,663 (base term only)

**Percent +/- (This Mod):** +21.35%

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

**MBE Participation:** 34%  
**MBE Compliance:** 18%

**Remarks:** Reference is made to DoIT Item 3-IT (3/6/2013) in which the Board of Public Works approved MVA awarding a contract to Mathtech, Inc. to provide services to support planning and oversight related to Project Core. Project Core will modernize MVA's enterprise legacy motor vehicle systems, processes, and overall IT infrastructure. Services included establishing a project management office, developing RFPs for the implementation of the new system(s), and providing ongoing project management and oversight support for the modernization efforts. The systems included in MVA's modernization plan are driver, vehicle, business, and point of sales systems.

Concurrently, the MVA also has a need to replace its 15-year-old Document Imaging and Workflow system, known as DIWS. DIWS is a critical and integral system used to conduct MVA's daily workflow processes and contains approximately 300 million images.

The replacement of DIWS functionality was initially a separate major IT development project. During the planning phase, MVA consolidated Project Core and DIWS II into one overall modernization effort. However, after evaluating the size and scope of the modernization, MVA decided that splitting the efforts and releasing two RFPs for the modernization efforts was the most manageable and least risky path to success. Mathtech was instrumental in developing both RFPs.

MVA released the RFP for Project Core in January 2016 and the second RFP for DIWS II was released a few months later. Although these projects are separate and may end up being implemented by two different vendors, there is a significant amount of system and data integration that will be required. This cannot be accomplished without a great deal of coordination between the implementing contractors, the MVA, and the oversight contractor. Although the intent was for Mathtech to provide the support and oversight for MVA's modernization efforts, MVA had not initially intended to have two implementation vendor teams. To reduce significant risks, the requested budget increase will provide the additional human resources required to adequately support two simultaneous implementation teams. Both efforts are massive and would have critical ramifications to the State if not executed properly. Unfortunately, with the efforts thus far in the development of two separate RFPs, as opposed to one as initially planned, and other project improvement efforts, the current Mathtech team does not have the capacity to support two simultaneous implementation teams.

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

**Remarks:** (cont'd)

The MVA studied the feasibility of procuring the services of a separate DIWS II oversight vendor, but concluded that managing two implementation contractors and two oversight contractors significantly increases the risk to successful project implementation. Introducing a new oversight contractor for DIWS II will increase risk because the new contractor will not have the experience and knowledge of the MVA's systems and processes that Mathtech has gained over the last three years. Further, the steep learning curve will be a significant factor in a new contractor's ability to provide value added services to these mission critical programs and to the MVA. The cost that would be associated with bringing a new vendor up to speed is also prohibitive.

Increasing the contract ceiling with Mathtech will insure the necessary oversight for both projects, reduce the risk of vendor disputes, and allow for a smoother integration of the two systems and schedules—all at a lower cost than soliciting for a new vendor. Through this approach, MVA will achieve cost savings and reduce project risk. Each project will have its own project manager and senior IT architect while the other resources will be shared between Project Core and DIWS II. This resource-sharing arrangement will allow MVA to have consolidated and coordinated oversight needed for large efforts at a lower cost than if another oversight contract was awarded.

MVA has estimated that the amount needed to fund a separate DIWS II oversight contract for five years would be \$6.4 million. The amount needed to increase Mathtech, Inc.'s contract capacity for the remaining base term of the contract (15 months) is \$2.17 million.

The MBE vendor was not providing qualified resources. In an effort to meet MVA's MBE goal, the prime vendor filled the vacancies from other subs. The contractor and its sub-contractors have come to an agreement as to how to fill the positions and bring the MBE goals back into compliance. Resources were realigned among the sub-contractors so that the sub goals will be met going forward.

**Fund Source:** 100% Special

**Approp. Code:** E0008

**Resident Business:** Yes

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement D  
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**4-IT. MARYLAND DEPARTMENT OF TRANSPORTATION**  
***Financial Management Information System***

**Contract ID:** State of Maryland Financial Management Information Systems Support Services  
ADPICS BPO No.: J01B6400027

**Contract Description:** Provides maintenance, technical and business support for the State's two Financial Management Information Systems, one operated by the Maryland Department of Transportation and one by the Department of Information Technology.

**Award:** Deloitte Consulting, LLP, Baltimore, MD

**Term:** 3/1/2017 – 2/28/2022

**Amount:** \$44,800,000 (5-year base)  
\$40,200,000 (5-year renewal option)  
\$85,000,000 total (10-years)

**Procurement Method:** Competitive Sealed Proposals  
Single proposal received

**Proposals:** Deloitte Consulting, LLP

**MBE Participation:** 27%

**Incumbent:** Deloitte Consulting, LLP

**Remarks:** The State seeks maintenance, technical, and business support for its two Financial Management Information Systems (FMIS). One is operated by MDOT and the other by DoIT.

**State FMIS:** The State FMIS is a comprehensive system of integrated software applications, business procedures and network technology that supports State agency-based accounting, purchasing and asset management. FMIS's R\*STARS and ADPICS applications are the State's official accounting and procurement systems. These two systems are mission critical and must be available to approximately 65 agencies and 7,000 on-line users.

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#### **4-IT. MARYLAND DEPARTMENT OF TRANSPORTATION (cont'd)**

**Remarks:** (cont'd)

**MDOT FMIS:** The MDOT FMIS is a comprehensive system of integrated software applications, business practices and network technology that supports MDOT-specific agency-based accounting, purchasing, billing and asset management functions; FMIS is the hub of MDOT's financial management infrastructure. MDOT FMIS has approximately 2,400 users who use the system to aid in administering an organization with a \$3.7 billion budget, \$1 billion in Consolidated Transportation Bonds and \$18 billion in capital assets. This mission-critical system must continue to remain stable, reliable, and available, run efficiently, and be responsive to the MDOT's users and management.

The two systems access over 400 files and use over 2,500 computer programs, which contain over 3.9 million lines of code. The reliability and stability of these two systems and the accuracy of its data must be maintained 24 hours, 7 days per week to ensure State leaders are making accurate assessments of the State's fiscal situation.

**Procurement:** This solicitation was advertised on *eMarylandMarketplace*; the solicitation was also sent to GOMA. In addition, the Procurement Officer directly solicited 114 firms, including 72 MBE firms. This solicitation was solicited with a 27% MBE goal with subgoals of 7% African-American, 8% Woman-owned and 2% Hispanic-American participation and a 2%VSBE goal. A single Offer was received.

Firms attending the pre-proposal conference were likely networking to seek sub-contractible opportunities. Feedback received from vendors stated they did not provide the type of service required. No companies indicated a concern that the RFP was too restrictive. In the planning stages of this procurement MDOT and DoIT initially considered a sole source award to the incumbent; however, it was determined that there may have been an opportunity for competitive proposals and an RFP was issued to encourage competition or validate a single provider.

**Pricing:** The year-one base rate for the new contract is 1% over the current contract base rate (the current contract rate has remained the same since 2015). Base years 2-5 and option years 6-10 are capped at a not to exceed 2% increase based on the Bureau of Labor Statistics Seasonally Adjusted Cost Index for total compensation, by ownership, occupational group, and industry. These increases will be adjusted based on the fourth quarter of the previous year plus each quarter through the third quarter of the current year to adjust pricing, beginning on the anniversary date of the contract. If there is a decrease, no adjustment will be made and current pricing will continue.

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**4-IT. MARYLAND DEPARTMENT OF TRANSPORTATION (cont'd)**

**Remarks:** (cont'd)

New labor rates for year one have both increased and decreased marginally in comparison to current rates. In 11 labor categories, 5 have rates lower than current rates; 4 are increased by no more than 1%; and 2 of the labor rates are increasing by more than 1% over current labor rates. Combined, this is a total 0.004% increase over current rates. Comparatively, the overall average GSA Schedule labor rates were -3.3% less than the proposed labor rates. CATS+ labor rates were -11.5% less than proposed labor rates. Based on other Deloitte contracts, the same or similar labor rates were 16% higher for a contract with the State of New York Statewide Financial System Contract, 32% higher for a contract with the Maryland Health Exchange Contract, and 42% higher for its GSA contract pricing. Overall Deloitte's contract pricing is found to be fair and reasonable and on average comparatively low.

**Task Orders:** MDOT and DoIT will specify services to be furnished under the Contract by issuing specific task orders as needed throughout the contract. Labor rates will be used for time and material work or fixed price work under task orders to provide maintenance, or support services to either or both MDOT FMIS or DoIT FMIS.

Deloitte, the incumbent, is currently exceeding the MBE goal, so the 27% goal will be used for this new effort.

**Fund Source:** 15% General Funds, 80% Special Funds, 5% Reimbursable

**Approp. Code:** J01A0107 (MDOT), F50B0403 (DoIT), Various (Reimbursable Agencies)

**Resident Business:** Yes

**MD Tax Clearance:** 16-3984-1111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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**5-IT-OPT. STATE BOARD OF ELECTIONS**  
***Voting Systems Division***

**Contract ID:** Voting System Solution  
ADPICS BPO No.: D38B4400019, D38B7400011

**Contract Approved:** DoIT Item 7-IT (12/17/2014)

**Contractor:** Election Systems and Software, LLC, Chicago, IL

**Contract Description:** Statewide voting system, primarily for necessary hardware as well as services such as equipment repair and maintenance. The voting system solution produces a voter-verifiable paper record of each voter's selections.

**Option Description:** Exercise first of two 2-year options

**Original Contract Term:** 1/1/2015 – 3/31/2017 (w/2 two-year options)

**Option Term:** 4/1/2017 – 3/31/2019

**Original Contract Amount:** \$28,142,662 (base term plus 2 two-year options)

**Option Amount:** \$9,307,691 (2-year option)

**Prior Modifications:** \$1,683,416

**Revised Total Contract Amount:** \$29,826,078

**Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** None

**Remarks:** In 2007, SBE was mandated to select, certify, and implement a new Statewide paper-based voting system. *See Election Law Article, § 9-102, Annotated Code of Maryland.* The new Statewide system was successfully used in the 2016 Primary and General Elections.

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**5-IT-OPT. STATE BOARD OF ELECTIONS (*cont'd*)**

**Remarks: (*cont'd*)**

Over 2.7 million voters used the new voting system in the 2016 General Election. Over 2,400 tabulation units and 1,800 accessible ballot marking devices were deployed in this election, and less than 25 tabulation units and ballot marking devices were replaced on Election Day. With any paper-based system, paper jams are expected. Data from Election Day shows 2,062 jams out of 2.7 million pieces of paper – a jam rate of 0.076%. The various computer networks that accumulate and report results and the scanners used to tabulate absentee and provisional ballots generally worked well.

There is no MBE participation goal for this effort because it is primarily a commodities purchase of proprietary hardware from a pre-certified vendor. As a result, only the prime contractor has the rights to manufacture and support the system.

Exercising this option period has a positive economic impact on Maryland's economy. ES&S rents office and warehouse space in Bowie and employs several full-time employees in the State.

**Fund Source:** 50% General, 50% Special

**Approp. Code:** D38I0103

**Resident Business:** Yes, local office in Bowie, MD

**MD Tax Clearance:** 17-0017-0111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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**5-IT-OPT. STATE BOARD OF ELECTIONS (cont'd)**

**PRIOR MODIFICATIONS**

<b>Mod</b>	<b>Date</b>	<b>Description</b>	<b>Value</b>
1	DoIT Item 3-IT-MOD (8/5/2015)	Allowed SBE to take advantage of newer model equipment, adjusted quantities of voting system equipment, improved efficiency of the State's acceptance process, added ballot transfer bins, soft carrying case and stand-alone voting booths, and removed costs associated with modems in the tabulation units. <i>*This modification applies to the base and all option periods. If an option is approved, a portion of this amount will be applied to the option period.</i>	\$987,033*
2	DoIT Item 6-IT-MOD (10/7/2015)	Provided additional equipment to tabulate unofficial results from approximately 1,800 polling places and 24 local boards of election on election night and provide timely Statewide and local results on election night. Ensured continued federal and State certification.	\$97,125
3	9/30/15	Allowed SBE to utilize ES&S' election night results system.	\$0
4	10/20/2015	Provided four additional field technicians for a mock election.	\$6,300
5	1/5/2016	Provided delivery of certain equipment from SBE's central warehouse to 24 locations and installation of Express Vote units in hard cases with TSx legs for early voting.	\$0
6	3/24/2016	Added rented equipment for an additional early voting center approved by the General Assembly for the 2016 election cycle, on-site and field support for the primary election, and the purchase of additional thumb drives.	\$23,233
7	6/7/2016	Altered individuals deemed "Key Personnel," defined duties, and removed certain reporting requirement for "Key Personnel."	\$0
8	DoIT Item 11-IT-MOD (8/17/2016)	Added rented equipment and purchased ancillary equipment for several local boards of elections for the 2016 General Election.	\$525,505
9	10/3/2016	Added rented equipment and on-site and field support for several local boards of election for the 2016 General Election.	\$22,395
10	11/2/2016	Added one individual to support election preparation activities in three counties for the 2016 General Election and additional ballot transfer bins for five counties due to the higher than predicted turnout during early voting.	\$21,825
		<b>TOTAL</b>	<b>\$1,683,416</b>

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**6-IT-MOD. STATE BOARD OF ELECTIONS**

**Contract ID:** Voting System Support Services  
SBE 2010-01, ADPICS BPO No.: D38B0400003

**Contract Approved:** DoIT Item 4-IT (2/24/2010)

**Contractor:** Cirdan Group, Inc., Columbia, MD

**Contract Description:** IT project management support services for the previous voting system over several elections and to implement the new Statewide voting system. Services include coordinating transportation of voting equipment for the elections, training assistance, and providing staffing support during critical election periods.

**Modification Description:** **RETROACTIVE.** Add staff to assist with field support, business analyst to update voting system and electronic poll book system documentation, senior project manager for election support; extend project manager. Eliminate other planned positions.

**Original Contract Term:** 2/24/2010 – 2/23/2013 (3-year base with four 1-year options)

**Modification Term:** 3/2/2011 – 2/23/2013 (options not exercised)

**Prior Options:** None

**Original Amount:** \$20,877,852

**Modification Amount:** -\$5,735,654 (decrease)

**Revised Total Contract Amount:** \$15,142,198

**Overall Percent+/-:** -27.47%

**Original Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** 30%

**MBE Compliance:** 26%

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**6-IT-MOD. STATE BOARD OF ELECTIONS (cont'd)**

**Remarks:** Reference is made to DoIT Item 4-IT (2/24/2010) in which the Board of Public Works approved the State Board of Elections awarding a nearly \$21 million contract for election support services for several elections and to implement a new voting system to Cirdan Group.

During the three-year term, Elections and Cirdan modified the contract without Board of Public Works approval. The Office of Legislative Auditor identified these modifications in its recent audit report. The parties:

- Reduced the contract's scope when the State's FY2011 budget did not include funds for a Statewide implementation of a new voting system. Without Statewide implementation, Elections did not need certain contracted resources: business analyst, subject matter expert, acceptance testers, interface developer, warehouse manager, and voter outreach resources.
- Revised some positions' duties were revised (e.g., Election Day support)
- Reduced the number of some resources (e.g., Election Day helpdesk staff, site support, and trainers).

These changes totaled about \$6.5 million, reducing the overall contract value by 30%.

After the reduction, the parties added other staffing that was necessary to support the existing voting system and election tasks, including additional project management support and election field support for the local boards of elections. This modification added just under \$800,000 to the contract.

The net change in the total value of the contract was a 27% decrease.

During this contract, Elections lacked a procurement officer, and even after one was hired, information about modifications was not always properly routed internally. Elections was unaware that modifications decreasing the contract value required Board approval. Elections' contract managers have now been trained on which modifications must be reported to the agency's procurement officer. The procurement officer reviews each proposed modification and determines the appropriate reporting and approval path. Since this audit finding, Elections has made several contract modifications, and each modification has been reported to the control agency and if required, the Board of Public Works.

The State has paid the vendor for services rendered. Elections is requesting that the Board of Public Works ratify the modifications.

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**6-IT-MOD. STATE BOARD OF ELECTIONS (cont'd)**

**DoIT Remarks:** Recommend retroactive approval pursuant to Section 11-204(c) State Finance & Procurement Article, Annotated Code of Maryland.

**Fund Source:** General and Special Funds 50%/50% split

**Approp. Code:** I0102

**Resident Business:** Yes

**MD Tax Clearance:** 16-3397-0000

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement D  
 Department of Information Technology  
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**2<sup>nd</sup> REVISION**



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**7-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY**

**Contract ID:** Microsoft Software & Services Large Account Reseller  
 ADPICS BPO No.: 060B2490024 **COH09990**

**Contract Approved:** DoIT Item 4-IT (10/17/2012)

**Contractor:** SHI International Corp., Somerset, NJ

**Contract Description:** Provide Microsoft Select Plus and Enterprise software products and related services from authorized Microsoft North American Large Account Reseller.

**Request to:**

**Modify:** Option #1 (current) ceiling amount: Increase

**Exercise:** Option # 2

**Modify:** Option #2 ceiling amount: Increase

**Term:**

**Original Contract:** 11/1/2012 – 10/31/2015 (3-year base, w/two 2-year options)

**Option #1:** 11/1/2015 – 10/31/2017(DoIT Item 9-IT-OPT [9/16/2015])

**Option #2:** 11/1/2017 – 10/31/2019 (This Item)

**Amount requested to:**

**Increase Option #1 (current) ceiling amount:** \$13,000,000

**Exercise Option # 2:** \$ 5,000,000

**Increase Option #2 ceiling amount:** \$ 5,000,000

**TOTAL requested in this Item** \$23,000,000

**Original Amount:** \$15,000,000

**Option #1 Amount:** (DoIT Item 9-IT-OPT [9/16/2015]) \$ 5,000,000

**Prior Mods:** Add funds (DoIT Item 11-IT-Mod [12/17/2014]) \$ 6,000,000

                  Add funds (DoIT Item 5-IT-Mod [4/27/16]) \$ 8,000,000

**Total Amount Base Term + Options:** \$57,000,000

**Percent +/- (This Option):** +67%

**Percent +/- (This Mod):** +87%

**Overall Percent +/-:** +280%

**Original Procurement Method:** Competitive Sealed Bids [single bid received]

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**2<sup>nd</sup> REVISION**



**7-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)**

**MBE Participation:** None

**Remarks:** Contract provides Microsoft Inc. software to multiple State agencies. DoIT recommends:

- increasing the current term not-to-exceed amount by \$13 million;
- exercising the second and final renewal option; and
- **doubling the amount of the final option**

There is no opportunity for MBE participation. During this option period, DoIT will conduct a market analysis to determine if there are other sources for these products and services.

**Fund Source:** Various

**Approp. Code:** Various

**Resident Business:** No

This Item was withdrawn as Item 3-IT-MOD from the 1/25/2017 Agenda.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**Maryland Department of Transportation**  
*The Secretary's Office*

**Larry J. Hogan**

Governor

**Boyd K. Rutherford**

Lt. Governor

**Pete K. Rahn**

Secretary

## **BOARD OF PUBLIC WORKS (BPW)**

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**1-AE. MARYLAND TRANSIT ADMINISTRATION**  
*Architectural/Engineering Services Contract*

**Contract ID:** On-Call Fare Collection and Associated Systems and Equipment Engineering Services; *MTA-1463A and B*

ADPICS Nos.: TMTA1463A; TMTA1463B

**Contract Description:** Provide professional and technical engineering services for MTA's fare collection and associated systems and equipment on a task order basis.

**Awards:** LTK Engineering Services Contract A  
Ambler, PA

CH2M Hill, Inc. Contract B  
Baltimore, MD

**Contract Term:** 02/23/2017 – 02/22/2022

**Amount:** \$2,500,000 NTE each  
(Grand Total \$5,000,000 NTE)

**Procurement Method:** Maryland Architectural and Engineering Services Act;  
recommendation approved by the Transportation Professional Services Selection Board on January 26, 2017.

**Proposals:**

	<b>Technical Proposal Rating (Max 1100)</b>	<b>Technical Ranking</b>	<b>NTE Price</b>
LTK Engineering Services Ambler, PA	1025	1	\$2,500,000 (Contract A)
CH2M Hill, Inc. Baltimore, MD	985	2	\$2,500,000 (Contract B)
Parsons Transportation Group, Inc. Baltimore, MD	900	3	N/A

**DBE Participation:** 27%

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



1-AE.

**MARYLAND TRANSIT ADMINISTRATION** (*cont'd*)

**Requesting Agency Remarks:** The Solicitation was advertised in *The Daily Record*, on MTA's web page and on eMaryland Marketplace notifying 133 firms, including 56 certified minority firms. A total of three engineering consultant firms submitted technical proposals in response to the solicitation.

The Consultant shall provide experienced electrical, mechanical, systems, and/or transit technology engineers with expert level knowledge of Fare Collection Systems and Equipment technology and infrastructure. The services may include, but are not limited to:

- develop design specifications; upgrade and/or replacement cost estimates; and lifecycle cost analysis;
- develop and implement system integration testing; test protocols and procedures; and source, assembly and acceptance inspections; and
- perform various types of expert level testing and technical troubleshooting

Existing and anticipated projects requiring systems and equipment engineering support include:

- Automatic Fare Collection System - Upgrade and migrate to a stand-alone environment and perform State of Good Repairs;
- Mobile Ticketing Services – Implementation;
- Local Bus Farebox - Upgrade and implement;
- Purple Line Fare Collection System – Assist with planning and implementation; and
- Account Based, Open Payment Fare Collection System – Research, design and implement (e.g., use of contactless credit cards, mobile wallets, etc.)

CH2M Hill, Inc. is the current incumbent performing these services and LTK Engineering Services is new to MTA.

**Fund Source:** 80% Federal; 20% Special Funds (Transportation Trust Fund)

**Approp. Code:** J05H0105      **Resident Businesses:** Yes

<b>MD Tax Clearances:</b>	LTK Engineering Services	17-0105-0101
	CH2M Hill, Inc.	17-0106-0111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
<b>WITH DISCUSSION</b>		<b>WITHOUT DISCUSSION</b>	

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
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DOT 3



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**2-AE. STATE HIGHWAY ADMINISTRATION**  
*Architectural/Engineering Services Contract*

**Contract ID:** Geotechnical Exploration and Field Testing Services, Statewide; BCS 2014-02 A, B, C, and D

ADPICS Nos.: SBCS1402A, SBCS1402B, SBCS1402C and SBCS1402D

**Contract Description:** These contracts are a complete series of four open-ended, task-order based contracts to provide Geotechnical Exploration and Field Testing Services, Statewide

**Awards:** KCI Technologies, Inc. Contract A  
Sparks, MD

EBA Engineering, Inc. Contract B  
Laurel, MD

DIW Group, Inc., / Contract C  
T/A Specialized Engineering, Inc.  
Frederick, MD

Schnabel Engineering, LLC Contract D  
Baltimore, MD

**Contract Term:** 02/23/2017\* – 02/22/2022 (\*or earlier upon BPW approval)

**Amount:** \$3,500,000 NTE each  
(Grand Total \$14,000,000 NTE)

**Procurement Method:** Maryland Architectural and Engineering Services Act;  
recommendation approved by the Transportation Professional  
Services Selection Board on January 26, 2017.

**Proposals:**

	Technical Proposal Rating (Max 770)	Technical Ranking	NTE Price
KCI Technologies, Inc. Sparks, MD	583.90	1	\$3,500,000 (Contract A)

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
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2-AE.

**STATE HIGHWAY ADMINISTRATION** (*cont'd*)

***Proposals (cont'd):***

	<b>Technical Proposal Rating (Max 770)</b>	<b>Technical Ranking</b>	<b>NTE Price</b>
EBA Engineering, Inc. Laurel, MD	556.80	2	\$3,500,000 (Contract B)
DIW Group, Inc., T/A Specialized Engineering, Inc. Frederick, MD	552.50	3	\$3,500,000 (Contract C)
Schnabel Engineering, LLC Baltimore, MD	537.90	4	\$3,500,000 (Contract D)
Johnson, Mirmiran & Thompson, Inc. Sparks, MD	519.40	5	N/A
Rummel, Klepper & Kahl, LLP Baltimore, MD	516.6	6	N/A
Michael Baker International, Inc. Linthicum, MD	493.60	7	N/A
Hillis-Carnes Engineering Associates, Inc. Annapolis Junction, MD	464.40	8	N/A
Froehling & Robertson, Inc. Jessup, MD	419.60	9	N/A
Advantage Engineers, LLC Columbia, MD	308.60	10	N/A

**DBE Participation:**      23% for Contract A  
                                   41.96% for Contract B  
                                   22% for Contracts C and D

**Requesting Agency Remarks:** On April 10, 2015 the solicitation was advertised in The Daily Record, SHA's web page and eMaryland Marketplace. A total of 748 firms were notified via eMaryland Marketplace, of which 128 were certified DBEs. A total of 10 engineering Consultant firms submitted technical proposals for this project.

DEPARTMENT OF TRANSPORTATION  
**ACTION AGENDA**  
**February 8, 2017**



2-AE.

**STATE HIGHWAY ADMINISTRATION** (*cont'd*)

***Requesting Agency Remarks (cont'd):***

The consultant shall perform Geotechnical Exploration and Field Testing Services, Statewide. Services include geotechnical explorations engineering, in geotechnical field exploration and/or instrumentation, and soil and rock testing services; complete and accurate exploration surveys relative to surface and subsurface conditions within the specified time period; exercise of caution and worksite safety for the protection of all persons, including employees, and property, and shall be present during all related field operations. The consultant will also perform inspections to ensure that all work is done in accordance with standards provided by SHA and will prepare report(s) on the basis of field data, drilling logs and/or laboratory test reports in accordance with the Administration's standards of format, scope and documentation.

Though the established DBE goal for these contracts is 22%, KCI Technologies, Inc. proposes to exceed the established goal by 1% proposing a DBE participation plan of 23% on Contract A, and EBA Engineering, Inc. proposes to exceed the established goal by 19.96% proposing a DBE participation plan of 41.95% on Contract B.

The previous incumbents who performed these services are: Applied Research Associates, Inc., Schnabel Engineering, LLC, Wallace Montgomery & Associates, LLP / John D. Hynes & Associates, Inc. (JV) and Axiom Decision Systems, Inc.

***Fund Source:*** Federal and Special Funds

***Approp. Code:*** J02B0101

***Resident Businesses:*** Yes

<b><i>MD Tax Clearance:</i></b>	KCI Technologies, Inc.	17-0135-1110
	EBA Engineering, Inc.	17-0136-1111
	DIW Group, Inc. T/A Specialized Engineering, Inc.	17-0137-0111
	Schnabel Engineering, LLC	17-0138-0111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Eric T. Lomboy  
410-545-0330  
[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)

**3-AE. STATE HIGHWAY ADMINISTRATION**  
*Architectural/Engineering Services Contract*

**Contract ID:** Traffic Control Engineering and Design Services, Statewide; BCS 2014-12 A, B, C, D, E and F

ADPICS Nos.: SBCS1412A, SBCS1412B, SBCS1412C, SBCS1412D, SBCS1412E and SBCS1412F

**Contract Description:** These contracts are a complete series of six open-ended, task order based contracts to provide Traffic Control Engineering and Design Services, Statewide.

<b>Awards:</b>	Rummel, Klepper & Kahl, LLP Baltimore, MD	Contract A
	Sabra, Wang & Associates, Inc. / STV Incorporated (JV) Columbia, MD	Contract B
	Parsons Brinckerhoff, Inc. Baltimore, MD	Contract C
	Whitman, Requardt and Associates, LLP Baltimore, MD	Contract D
	Wallace, Montgomery & Associates, LLP / Johnson, Mirmiran & Thompson, Inc. (JV) Hunt Valley, MD	Contract E
	Century Engineering, Inc. Hunt Valley, MD	Contract F

**Contract Term:** 02/23/2017\* – 02/22/2022 (\*or earlier upon BPW approval)

**Amount:** \$6,000,000 NTE each  
(Grand Total \$36,000,000 NTE)

**Procurement Method:** Maryland Architectural and Engineering Services Act;  
recommendation approved by the Transportation Professional Services Selection Board on January 26, 2017.

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



**3-AE. STATE HIGHWAY ADMINISTRATION (cont'd)**

***Proposals:***

	<b>Technical Proposal Rating (Max 706)</b>	<b>Technical Ranking</b>	<b>NTE Price</b>
Rummel, Klepper & Kahl, LLP Baltimore, MD	559.0	1	\$6,000,000 (Contract A)
Sabra, Wang & Associates, Inc./ STV Incorporated (JV) Columbia, MD	537.3	2	\$6,000,000 (Contract B)
Parsons Brinckerhoff, Inc. Baltimore, MD	533.7	3	\$6,000,000 (Contract C)
Whitman, Requardt and Associates, LLP Baltimore, MD	533.5	4	\$6,000,000 (Contract D)
Wallace, Montgomery & Associates, LLP / Johnson, Mirmiran & Thompson, Inc. (JV) Hunt Valley, MD	533.2	5	\$6,000,000 (Contract E)
Century Engineering, Inc. Hunt Valley, MD	479.6	6	\$6,000,000 (Contract F)
KCI Technologies, Inc. Sparks, MD	453.4	7	N/A
Whitney, Bailey, Cox & Magnani, LLC / AECOM Technical Services, Inc. (JV) Baltimore, MD	449.8	8	N/A
Brudis & Associates, Inc. Columbia, MD	399.0	9	N/A
Gannett Fleming, Inc./ A.Morton Thomas & Associates, Inc. (JV) Baltimore, MD	389.9	10	N/A
Street Traffic Studies, LTD Glen Burnie, MD	330.9	11	N/A

**DBE Participation:** 25% for Contracts A, C, D, E and F  
46.1% for Contract B

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



3-AE.

**STATE HIGHWAY ADMINISTRATION** (*cont'd*)

**Requesting Agency Remarks:** On February 20, 2015, the solicitation was advertised in The Daily Record, SHA's web page and eMaryland Marketplace. A total of 11 engineering consultant firms submitted technical proposals for this project. A total of 738 firms were notified, of which 125 were certified DBEs.

The consultant shall provide coordinated Traffic Control Engineering and Design Services of Traffic Control Devices (TCD) for Signals, Signing, Lighting, Pavement Markings, Coordinated Highway Action Response Team (CHART) and Intelligent Transportation Systems (ITS) devices, and staffing for on-site design support as required, Statewide. Services include activities related to plan and study reviews, field investigations, right-of-way information, and preparation of traffic engineering design and/or milestone review packages. Task assignments may also include utility relocation and right of way coordination, re-design under construction, red line revisions, preparation for expert testimony, and analysis and development of best acceptable solutions.

Though the established DBE goal for these contracts is 25%, the joint venture firm of Sabra, Wang & Associates, Inc. / STV Incorporated proposes to exceed the goal by 21.1% on Contract B.

The current incumbents performing these services are: Sabra, Wang & Associates, Inc. / STV Incorporated; Parsons Brinckerhoff, Inc.; Brudis & Associates, Inc.; Whitman, Requardt and Associates, LLP; KCI Technologies, Inc.; and Rummel, Klepper and Kahl, LLP.

**Fund Source:** Federal and Special Funds

**Approp. Code:** J02B0101

**Resident Businesses:** Yes

<b>MD Tax Clearance:</b>	Rummel, Klepper & Kahl, LLP Sabra, Wang & Associates, Inc. / STV Incorporated (JV) Parsons Brinckerhoff, Inc. Whitman, Requardt and Associates, LLP Wallace, Montgomery & Associates, LLP / Johnson, Mirmiran & Thompson, Inc. (JV) Century Engineering, Inc.	17-0139-1111 17-0140-1111 17-0001-1001 17-0141-1111 17-0002-1111 17-0003-1111
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**BOARD OF PUBLIC WORKS ACTION - THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Georgia A. Peake  
410-767-3763  
[gpeake1@mta.maryland.gov](mailto:gpeake1@mta.maryland.gov)

**4-AE-MOD. MARYLAND TRANSIT ADMINISTRATION**

*Modification: Architectural/Engineering Services Contract*

**Contract ID:** Digital Equipment and Systems Engineering Services; *MTA-1079B*  
ADPICS No.: CO339714

**Contract Approved:** DOT Agenda 12/15/2010; Item 4-AE

**Contractor:** Systems Consulting Group, LLC  
Baltimore, MD

**Contract Description:** This contract provides task-order based professional and technical engineering services for MTA Bus and MARC Train Operations' command and control digital equipment and systems.

**Modification Description:** Additional contract authority to complete existing project tasks with the required continuity and to provide these services through the remainder of the contract.

**Original Contract Term:** 12/20/2010 – 12/19/2015

**Modification Term:** 02/23/2017\* – 08/19/2017 (\*or earlier upon BPW approval)

**Original Contract Amount:** \$5,000,000

**Modification Amount:** \$804,681

**Prior Mods/Options:** \$0 (Modification No. 1 - DCAR 10/16/2015)

**Revised Contract Amount:** \$5,804,681

**Percentage +/- Change:** 0% (Modification No. 1)  
16% (Modification No. 2, *this agenda item*)

**Overall Percent +/-:** 16%

**Procurement Method:** Maryland Architectural and Engineering Services Act;  
Recommendation approved by the Transportation Professional Services Selection Board on 12/02/2010

**MBE Participation:** 25%

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
February 8, 2017



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**4-AE-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)**

**MBE Compliance:** 28.5%

**Requesting Agency Remarks:** The MTA is requesting additional contract authority to complete existing projects, such as the Trapeze Bus Scheduling System; Computed Aided Dispatch / Automatic Vehicle Locator (CAD/AVL) System; and MARC Train Systems without disruption and utilizing task-specific continuity through the remainder of the contract term.

**Fund Source:** 80% Federal; 20% Special Funds (Transportation Trust Fund)

**Approp. Code:** J05H0105

**Resident Business:** Yes

**MD Tax Clearances:** 17-0091-0111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**




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**4-AE-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$5,000,000	12/20/2010 – 12/19/2015	12/15/2010, Item 4-AE	
<b>Modification #1</b>	\$0	12/20/2015 – 08/19/2017	10/16/2015 DCAR	Extended expiration date only, as per BPW Advisory 1995-1, 6 <sup>th</sup> Revision
<b>Modification #2</b>	\$804,681	02/23/2017 – 08/19/2017	02/08/2017 4-AE-MOD	Additional contract authority to continue services through the remainder of the contract term
<b>Revised Amount</b>	<b>\$5,804,681</b>			

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Linda D. Dangerfield  
410-859-7097  
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**5-C. MARYLAND AVIATION ADMINISTRATION**  
***Construction Contract***

**Contract ID:** Concourse E Extension – Building at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airport; *MAA-CO-17-001*, ADPICS No.: MAACO-17-001

**Contract Description:** This contract provides for the construction of a 70,000 sq. ft. addition to Concourse E and the renovation of 20,000 sq. ft. within the existing Concourse E at BWI Marshall Airport.

**Award:** The Whiting Turner Contracting Company  
Baltimore, MD

**Contract Term:** 605 Days after Notice to Proceed  
*(Anticipated Term: 02/23/2017\* – 11/22/2019,  
\*or earlier upon BPW Approval)*

**Amount:** \$60,259,843

**Procurement Method:** Competitive Sealed Proposals

<b>Proposals:</b>	<u>Technical Ranking</u>	<u>Financial Offer Ranking</u>	<u>Overall Ranking</u>
Whiting Turner Contracting Company Baltimore, MD	1	\$60,259,843 (1)	1
Clark Construction Group, LLC Baltimore, MD	2	\$65,714,000 (2)	2

**DBE Participation:** 25%

**Performance Security:** 100% Performance & Payment Bonds

**Incumbents:** None

**Requesting Agency Remarks:** The original Engineer's Estimate for this project was \$45,557,096. During the evaluation process the Engineer revised its project estimate to \$55,622,191 based on a number of factors which became apparent. The revised estimate takes into account the rising cost of reliable and experienced mechanical and electrical contractors, due to the increased construction activity in the Baltimore area and at BWI Marshall Airport. The market is very busy and it appears that the electrical and mechanical costs will continue to

**DEPARTMENT OF TRANSPORTATION**  
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5-C.

**MARYLAND AVIATION ADMINISTRATION** (*cont'd*)

***Agency Remarks (cont'd):***

increase. Also, there were revisions due to higher prices by the airport's fire alarm vendor and corrections to the amount of excavation needed for this project.

Whiting Turner's financial offer is \$60,259,843. It is approximately 8% higher than the Engineer's Estimate. The difference is primarily attributed to the cost of the passenger boarding bridges and Pre-Conditioned Air – 400 HZ at the New Departure Gates due to limited passenger boarding bridge suppliers and security requirements based on the contractor requested option of badging all personnel including the need for US Custom Seals.

The Concourse E extension consists of three levels. The lower level will accommodate future baggage make-up operations, a new electrical substation, mechanical and electrical support spaces, two restrooms, and leasable space anticipated to be used by airlines and/or ground handlers. The sterile level will extend the existing sterile corridor and will accommodate support space for Automated Passport Control operations and two mobile lounge docking locations.

The upper level will include two waiting areas for passengers, public restrooms, and shell space for future concessions. Although only two hold-rooms are being constructed, the building (and apron) can accommodate up to six aircraft. Of the six gates, four will be international arrivals only and the two gates with hold-rooms will be able to accommodate arrivals and departures.

The scope of work includes expansion of the existing mechanical room that services Concourse E. This expansion is necessary to house the additional mechanical equipment.

In addition to the new work, there are two locations in the existing Concourse E that will be renovated; which include existing hold-rooms and the existing exit of Concourse E.

This solicitation was advertised on eMaryland Marketplace and MAA website. eMaryland Marketplace notified 2,030 firms, of which 258 were small business firms and 295 were MBE firms. MAA directly solicited 10 prospective offerors. Additionally, MAA notified 36 MBE firms and 25 VSBE firms of the opportunity for services. The solicitation was sent to the Governor's Office of Minority Affairs and five minority business associations on May 19, 2016. Two proposals were received.

MAA contacted the non-proposing offerors to ascertain reasons for not submitting a proposal and found firm's:

were bidding as subcontractors;  
 were too busy to participate; and  
 were not interested in this project.

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
February 8, 2017



5-C.

**MARYLAND AVIATION ADMINISTRATION** (*cont'd*)

***Fund Source:*** 100% Special Funds (Transportation Trust Fund)

***Approp. Code:*** J06I0003

***Resident Business:*** Yes

***MD Tax Clearance:*** 16-4036-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



*Contact: Eric T. Lomboy 410-545-0330*  
*[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)*

**6-C. STATE HIGHWAY ADMINISTRATION**  
***Construction Contract***

**Contract ID:** Wash Bay Installation at Hagerstown Maintenance Facility in Washington County; WA4455149  
 ADPICS No.: WA4455149

**Contract Description:** This contract is for the construction / installation of a wash bay at the Hagerstown Maintenance Facility in Washington County.

**Awards:** Waynesboro Construction Co., Inc.  
 Frederick, MD

**Contract Term:** 02/23/2017 – 10/30/2019

**Amount:** \$2,332,700 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids/Proposals:</b>	Waynesboro Construction Co., Inc.	\$2,332,700
	Frederick, MD	
	Callas Contractors, Inc.	\$2,390,000
	Hagerstown, MD	

**Living Wage Eligible:** No – Prevailing Wage

**MBE Participation:** 0% (Single Element of Work)

**Performance Security:** Performance & Payment Bonds for 100% of the award amount exist for this contract.

**Incumbent:** None

**Requesting Agency Remarks:** The Engineer's Estimate for this contract is \$2,148,853. The low bid received is 8.56% over the Engineer's Estimate. The SHA has confirmed Waynesboro Construction Co., Inc.'s bid price.

This contract was advertised on September 13, 2016 with bids opened on November 3, 2016. The solicitation was advertised in eMaryland Marketplace, notifying 195 potential contractors; 15 of which were MDOT Certified MBE's.

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

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
February 8, 2017



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6-C. **STATE HIGHWAY ADMINISTRATION** (cont'd)

**Fund Source:** 100% Special Funds (Operating Budget)

**Approp. Code:** J02B0101

**Resident Business:** Yes

**MD Tax Clearance:** 16-4280-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Georgia A. Peake 410-767-3763  
[gpeake1@mta.maryland.gov](mailto:gpeake1@mta.maryland.gov)

**7-E-MOD. MARYLAND TRANSIT ADMINISTRATION**  
*Modification: Equipment Contract*

**Contract ID:** Procurement of Eight Electric-Diesel Locomotives; *MRC-15-001-EQ*  
 ADPICS No.: None

**Contract Approved:** DOT Agenda 09/16/2015, Item 16-E

**Contractor:** Siemens Industry, Inc.  
 Sacramento, CA

**Contract Description:** This is an Intergovernmental Cooperative Purchasing Agreement between the Illinois Department of Transportation and the MTA to purchase eight electric-diesel locomotives.

**Modification Description:** Modification No. 1 adds a read-out display box, so-called a Dina Box, which is named for the Engineer who developed the equipment, to each of the eight electric-diesel locomotives being designed and built for MTA MARC Train. The box will allow the locomotive's motor load signal to be transmitted to the cab car ensuring proper function of the load meter and meeting current Federal Railroad Administration (FRA) regulations. No additional contract authority is needed as the total cost will be reallocated within the current contract ceiling.

**Original Contract Term:** 09/16/2015 – 09/15/2020

**Modification Term:** 02/23/2017\* – 09/15/2020 (\*or earlier with BPW approval)

**Original Contract Amount:** \$58,136,682

**Modification Amount:** \$0

**Prior Mods/Options:** None

**Revised Contract Amount:** \$0

**Percentage +/- Change** 0%

**Overall Percent +/-:** 0%

**Procurement Method:** Intergovernmental Cooperative Purchasing

**MBE Participation:** None

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
February 8, 2017



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**7-E-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)**

**Requesting Agency Remarks:** Modification No. 1 provides for the addition of a Dina Box to each of the eight electric-diesel locomotives being designed and built for MTA MARC Train. The Dina Box system will allow a signal, derived from each traction motor on the locomotive, to be transmitted to the cab car where it can be read on a display by the Operator. This system and protocol will allow the Operator to monitor the amount of power the engines are utilizing, ensuring proper and safe load functions and compliance with current Federal Railroad Administration (FRA) regulations. No additional contract authority is needed as the total cost will be reallocated from an existing line item component for spare parts and equipment.

- Delete \$510,642 from Line Item G-1, Spare Parts and Special Test Equipment
- Add \$510,642 as new Line Item G-5, Dina Boxes

**Fund Source:** 80% Federal; 20% Special Funds (Transportation Trust Fund)

**Approp. Code:** J05H0105

**Resident Business:** No

**MD Tax Clearances:** 17-0111-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
February 8, 2017



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7-E-MOD. **MARYLAND TRANSIT ADMINISTRATION** (*cont'd*)

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$58,136,682	09/16/2015 – 09/15/2020	09/16/2015 Item 16-E	
<b>Modification No. 1</b>	\$0	02/23/2017 – 09/15/2020	02/08/2017 7-E-MOD	Add a line item component and reallocate the cost from an existing line item; no additional contract authority or time is requested
<b>Revised Amount</b>	<b>\$58,136,682</b>			

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Linda D. Dangerfield  
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[Ldangerfield@bwiairport.com](mailto:Ldangerfield@bwiairport.com)

**8-M. MARYLAND AVIATION ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Inspection of Elevators, Escalators, Moving Walkways, and ADA Lifts at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airport; *MAA-MC-17-012*

ADPICS No.: MAAMC17012

**Contract Description:** This contract provides for scheduled and on-call inspection of 64 elevators, 33 escalators, 34 moving walkways and three chair lifts at BWI Marshall Airport.

**Awards:** Arundel Inspection Services, LLC  
Glen Burnie, MD

**Contract Term:** 05/01/2017 – 04/30/2022

**Amount:** \$862,933

**Procurement Method:** Competitive Sealed Bidding

<b>Bids:</b>	Arundel Inspection Services, LLC	\$862,933
	Glen Burnie, MD	

<b></b>	ALLSAFE Elevator Inspection	\$940,000
	Parkville, MD	

<b></b>	Vertical Transportation Excellence	\$1,190,651
	Baltimore, MD	

**Living Wage Eligible:** Yes

**MBE Participation:** 0% (Single Element of Work)

**Performance Security:** 100% Performance Bond, Annualized

**Incumbent:** Vertical Transportation Excellence  
Baltimore, MD

**Requesting Agency Remarks:** The Engineer's Estimate for this Contract is \$1,034,500. The low bid is \$862,933, which is 20% lower than the Engineer's Estimate. MAA contacted the low bidder to confirm that the contractor could perform the specified work at the price bid. The contractor confirmed its pricing.

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



8-M.

**MARYLAND AVIATION ADMINISTRATION (cont'd)**

***Agency Remarks (cont'd)***

This Solicitation was advertised on eMaryland Marketplace and the MAA website. eMaryland Marketplace notified 184 firms, of which 31 were small business firms and 24 were MBE firms. The MAA directly solicited 31 prospective bidders. The solicitation was sent to the Governor's Office of Minority Affairs and minority business associations on October 25, 2016. Eight sets of specifications were obtained; three bids were received.

MAA contacted the non-bidding firms to ascertain reasons for not submitting a bid and found:

- one firm did not have the required experience;
- one firm's schedule was booked;
- one firm could not meet the required bonding/insurance requirements; and
- two firms were non-responsive to our requests.

A major objective to be achieved with the contract is to ensure MAA's vertical transportation equipment complies with the Safety Code for Elevators and Escalators ASME A17.1, the requirements of the National Electrical Code and other laws such as Americans with Disabilities Act. The Contractor is responsible for reporting to the MAA any labeling deficiencies and improvement opportunities as required by above-mentioned Codes. The equipment must be maintained to comply with OEM specifications, all applicable ASME/ANSI A17.1 requirements of National Electrical Code, local building codes, and the local jurisdictional authority.

MAA received an untimely protest from the third bidder stating the first and second bidders are non-responsive. MAA denied the protest. No appeal was filed.

***Fund Source:*** 100% Special Funds (Transportation Trust Fund)

***Approp. Code:*** J06I0002

***Resident Business:*** Yes

***MD Tax Clearance:*** 16-4024-0111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Linda D. Dangerfield  
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**9-M. MARYLAND AVIATION ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Interior/Exterior Painting Services at Baltimore/Washington International Thurgood Marshall (BWI Marshall) and Martin State (MTN) Airports; *MAA-MC-15-014*  
ADPICS No.: MAAMC15014

**Contract Description:** This multiple award on-call task order contract provides for interior and exterior painting services at BWI Marshall and MTN Airports.

**Awards:** JNA Painting & Contracting Co., Inc. Contract A  
Baltimore, MD

J.A.K Construction Company, Inc. Contract B  
Baltimore, MD

Micklos Painting & Drywall, LLC Contract C  
Baltimore, MD

Oakmont Contracting, LLC Contract D  
Columbia, MD

**Contract Term:** 03/01/2017 – 02/29/2020

**Amount:** \$1,000,000 NTE

**Procurement Method:** Competitive Sealed Bidding (Small Business Reserve)

<i>Representative Bids</i>		
<b>Bids:</b>	JNA Painting & Contracting Co., Inc. Baltimore, MD	\$4,913
	J.A.K Construction Company, Inc. Baltimore, MD	\$5,177
	Micklos Painting & Drywall, LLC Baltimore, MD	\$5,491
	Oakmont Contracting, LLC Columbia, MD	\$8,988
	JB Contracting, Inc. Silver Spring, MD	\$13,145

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



9-M.

**MARYLAND AVIATION ADMINISTRATION** (*cont'd*)

<i>Bids (cont'd)</i>	<i>Representative Bids</i>
Mid-Atlantic General Contractors Beltsville, MD	\$14,195
Annapolis Painting Services Annapolis, MD	Non-Responsive
C & N Associates, LLC Glendale, MD	Non-Responsive
Colossal Contractors, Inc. Burtonsville, MD	Non-Responsive
Earn Contractors, Inc. Gaithersburg, MD	Non-Responsive
Nehemias Construction and Development Gaithersburg, MD	Non-Responsive
P2 Cleaning Services Laurel, MD	Non-Responsive
Royster Construction, LLC Pikesville, MD	Non-Responsive
<b><i>Living Wage Eligible:</i></b>	Yes
<b><i>MBE Participation:</i></b>	0% (Single Element of Work)
<b><i>Performance Security:</i></b>	100% Performance Bond Required for Tasks over \$100,000
<b><i>Incumbents:</i></b>	None

***Requesting Agency Remarks:*** This Solicitation was advertised on eMaryland Marketplace and MAA website. eMaryland Marketplace notified 20,517 firms. MAA solicited 39 prospective bidders. The solicitation was sent to the Governor's Office of Minority Affairs and five minority business associations on November 1, 2016. Twenty-nine sets of specifications were obtained by bidders; fourteen bids were received. MAA contacted the fifteen non-bidding firms and found four firms had other commitments and the others were non-responsive to our requests.

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



9-M.

**MARYLAND AVIATION ADMINISTRATION (cont'd)**

***Agency Remarks (cont'd):***

To promote competition and control costs, after award, contractors will be required to compete on specific individual tasks. Each task will be competed and the tasks will be assigned on a low bid basis. MAA reserves the right to award any task to one of the successful contractors when a specific expertise is required or when the continuation of a prior task is required.

The contract amount is based on the final budget amount. None of the contractors has a guaranteed minimum or maximum amount. The total awards issued under this contract will not exceed \$1,000,000.

The non-responsive firms were rejected because the firms did not provide a letter from a surety stating the firm is bondable as required in the specifications. No protests were filed.

***Fund Source:*** 100% Special Funds (Transportation Trust Fund)

***Approp. Code:*** J06I0002

***Resident Businesses:*** Yes

<b><i>MD Tax Clearance:</i></b>	JNA Painting & Contracting Co., Inc.	17-0063-0111
	J.A.K Construction Company, Inc.	17-0177-0111
	Micklos Painting & Drywall, LLC	17-0064-0000
	Oakmont Contracting, LLC	17-0065-1000

**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Eric T. Lomboy  
410-545-0330  
[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)

**10-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Brush and Tree Cutting & Stump Removal at Various Locations in Dorchester, Somerset, Wicomico & Worcester Counties (District 1); **429D11419R**  
ADPICS No: 429D11419

**Contract Description:** This contract consists of brush and tree cutting and stump removal at various locations in Dorchester, Somerset, Wicomico & Worcester Counties. The Engineer will determine Work locations after the Award of Contract. Work may or may not be on a continual basis. The limits of this Contract work may extend to the other maintenance shops in District 1.

**Awards:** Asplundh Tree Expert Company  
Dover, DE

**Contract Term:** 02/23/2017 – 12/31/2019

**Amount:** \$1,254,206 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids:</b>	Asplundh Tree Expert Co.	\$1,254,206
	Dover, DE	

Pittman's Tree & Landscaping, Inc.	\$1,320,258
Front Royal, VA	

**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:** Asplundh Tree Expert Company  
Odenton, MD

**Requesting Agency Remarks:** The Engineer's Estimate for this contract is \$866,865.58. The low bid received is 44.6% over the Engineer's Estimate. The Engineer's Estimate failed to account for the Contractor's costs incurred for additional compensation for employees during emergency callouts. SHA has confirmed Asplundh Tree Expert Co.'s bid price.

**DEPARTMENT OF TRANSPORTATION**  
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**February 8, 2017**



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**10-M.        STATE HIGHWAY ADMINISTRATION (cont'd)**

***Agency Remarks (cont'd):***

This contract was advertised on September 20, 2016 with bids opened on October 20, 2016. The Solicitation was advertised in eMaryland Marketplace, notifying 188 potential contractors; 17 of which were MDOT Certified MBE's.

This contract was previously advertised but resulted in a single bid; therefore, the solicitation was cancelled. Standard procedure is to speak with possible bidders who did not bid, gather reasons for not bidding and then make adjustments to the solicitation that would potentially lead to increased competition.

This open ended, on-call contract consists of brush and tree cutting & stump removal at various locations in Dorchester, Somerset, Wicomico & Worcester Counties. The contractor shall be capable of supplying three tree trimming, three-man work crews and all required equipment simultaneously.

***Fund Source:***                    100% Special Funds (Transportation Trust Fund)

***Approp. Code:***                    J02B0102

***Resident Business:***                No

***MD Tax Clearance:***                16-4291-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



*Contact: Eric T. Lomboy*  
*410-545-0330*  
*[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)*

**11-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Brush and Tree Cutting & Stump Removal at Various Locations in Baltimore & Harford Counties (District 4); 429D41420  
 ADPICS No: 429D41420

**Contract Description:** This contract consists of brush and tree cutting and stump removal at various locations in Baltimore & Harford Counties. The Engineer will determine Work locations after the Award of Contract. Work may or may not be on a continual basis. The limits of this Contract work may extend to the other maintenance shops in this District, should extenuating circumstances dictate the need.

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

**Contract Term:** 02/23/2017 – 12/31/2020

**Amount:** \$3,895,005 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids:</b>	Pittman's Tree & Landscaping, Inc.	\$3,895,005
	Front Royal, VA	

Excel Tree Expert Co., Inc.	\$3,999,300
Jessup, MD	

**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

**Requesting Agency Remarks:** The Engineer's Estimate for this contract is \$4,107,200. The low bid received is 5.17% under the Engineer's Estimate. SHA has confirmed Pittman's Tree & Landscaping, Inc.'s bid price.

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
February 8, 2017



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**11-M. STATE HIGHWAY ADMINISTRATION (cont'd)**

***Agency Remarks (cont'd):***

This contract was advertised on October 18, 2016 with bids opened on November 17, 2016. The Solicitation was advertised in eMaryland Marketplace, notifying 707 potential contractors; 102 of which were MDOT Certified MBE's.

This open ended, on-call contract consists of brush and tree cutting & stump removal at various locations in Baltimore & Harford Counties. The contractor shall be capable of supplying three tree trimming, three-man work crews and all required equipment simultaneously.

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

***Fund Source:*** 100% Special Funds (Transportation Trust Fund)

***Approp. Code:*** J02B0102

***Resident Business:*** Yes

***MD Tax Clearance:*** 16-4290-0111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Eric T. Lomboy  
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[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)

**12-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Drainage Repairs at Various Locations in Montgomery & Prince George's Counties (District 3); 440D31418;  
ADPICS No: 440D31418

**Contract Description:** This contract consists of providing labor, materials, and equipment necessary to perform the physical maintenance and repairs of drainage structure at various locations in District 3.

**Awards:** Allied Contractors, Inc.  
Baltimore, MD

**Contract Term:** 02/23/2017 – 12/31/2018

**Amount:** \$2,158,766 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids:</b>	Allied Contactors, Inc.	\$2,158,766
	Baltimore, MD	

Brawner Builders, Inc.	\$2,457,470
Hunt Valley, MD	

Concrete General, Inc.	\$2,559,247
Gaithersburg, MD	

DeAngelo Brothers, Inc.	\$2,687,266
Hazleton, PA	

E & R Services, Inc.	\$2,950,363
Lanham, MD	

**Living Wage Eligible:** Yes

**MBE Participation:** 3%

**Performance Security:** An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract.

**Incumbent:** Allied Contractors, Inc.  
Baltimore, MD

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**




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**12-M. STATE HIGHWAY ADMINISTRATION (cont'd)**

**Requesting Agency Remarks:** The Engineer's Estimate for this contract is \$2,244,720. The low bid received is 3.83% under the Engineer's Estimate. SHA has confirmed Allied Contractors, Inc.'s bid price.

This contract was advertised on July 12, 2016 with bids opened on August 11, 2016. The Solicitation was advertised in eMaryland Marketplace, notifying 252 potential contractors; 31 of which were MDOT Certified MBE's. The low bidder at time of the bid opening, Tri-State Solutions of Maryland, LLC (TSS) was rejected by letter dated September 26, 2016 for submitting a forfeited company to be used for their minority participation. The company submitted a Schedule of Participation that represented a company partly owned by the owner of TSS, knowing they had lost their MBE certification. The company was not allowed to conduct business in Maryland as of October 1, 2015. TSS protested their rejection by letter dated September 29, 2016. The SHA denied their protest by letter dated November 10, 2016. No appeal has been filed.

This open-ended, on-call contract consists of providing labor, materials, and equipment necessary to perform the physical maintenance and repairs of drainage structure at various locations in Montgomery and Prince George's Counties.

**Fund Source:** 100% Special Funds (Transportation Trust Fund)

**Approp. Code:** J02B0102

**Resident Business:** Yes

**MD Tax Clearance:** 16-4292-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Eric T. Lomboy  
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[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)

**13-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Install, Repair or Replace Traffic Barrier at Various Locations in Calvert, Charles & St. Mary's Counties; 4770051419

ADPICS No: 4770051419

**Contract Description:** This contract consists of the installation, repair or replacement of traffic barrier at various locations in Calvert, Charles & St. Mary's Counties. The Engineer will determine Work locations after the Award of Contract. Work may or may not be on a continual basis. This Contract work may extend to the other maintenance shops in District 5 should extenuating circumstances dictate the need.

**Awards:** L. S. Lee, Inc.  
York, PA

**Contract Term:** 02/23/2017 – 12/31/2019

**Amount:** \$787,290 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids/Proposals:</b>	L. S. Lee, Inc.	\$787,290
	York, PA	

Long Fence Company, Inc.	\$851,590
Capitol Heights, MD	

Chesapeake Guardrails – Division of PDI-Sheetz	\$867,440
Linthicum, MD	

**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:** L. S. Lee, Inc.  
York, PA

DEPARTMENT OF TRANSPORTATION  
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13-M. **STATE HIGHWAY ADMINISTRATION** (*cont'd*)

**Requesting Agency Remarks:** The Engineer's Estimate for this contract is \$1,182,506.86. The low bid received is 50.1% under the Engineer's Estimate. The low bidder underbid six items in relation to the brown polyester coated guardrail for a total of \$127,000. On the two items for Type D end treatment, the low bidder was significantly lower than the Engineer's Estimate as well as the other bidder's in the amount of \$68,300. SHA has confirmed L. S. Lee, Inc.'s bid price.

This contract was advertised on October 11, 2016 with bids opened on November 17, 2016. The Solicitation was advertised in eMaryland Marketplace, notifying 307 potential contractors; 31 of which were MDOT Certified MBE's.

This open ended, on-call contract consists of the installation, repair or replacement of traffic barrier at various locations in Calvert, Charles & St. Mary's Counties.

**Fund Source:** 100% Special Funds (Transportation Trust Fund)

**Approp. Code:** J02B0102

**Resident Business:** No

**MD Tax Clearance:** 16-4286-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Eric T. Lomboy  
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[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)

**14-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Install, Repair or Replace Traffic Barrier at Various Locations in Anne Arundel County; 4770251419

ADPICS No: 4770251419

**Contract Description:** This contract consists of the installation, repair or replacement of traffic barrier at various locations in Anne Arundel County. The Engineer will determine Work locations after the Award of Contract. Work may or may not be on a continual basis. This Contract work may extend to the other maintenance shops in District 5 should extenuating circumstances dictate the need.

**Awards:** L. S. Lee, Inc.  
York, PA

**Contract Term:** 02/23/2017 – 12/31/2019

**Amount:** \$2,022,946 - NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids/Proposals:</b>	L. S. Lee, Inc.	\$2,022,946
	York, PA	

Guardrails Etc., Inc.	\$2,238,930
Baltimore, MD	

Long Fence Company, Inc.	\$2,984,150
Capitol Heights, MD	

**Hiring Agreement 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:** L. S. Lee, Inc.  
York, PA

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
February 8, 2017



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**14-M. STATE HIGHWAY ADMINISTRATION (cont'd)**

**Requesting Agency Remarks:** The Engineer's Estimate for this contract is \$3,015,685. The low bid received is 49% under the Engineer's Estimate. The low bidder underbid three items in relation to the brown polyester coated guardrail for a total of \$354,800. The lowest two contractors underbid the w/beam 6' and 8' post items. These items were estimated slightly higher than past history accounting for a small cost-of-living increase. This increase was not reflected in the contractor's bid prices. SHA has confirmed L. S. Lee, Inc.'s bid price.

This contract was advertised on October 11, 2016 with bids opened on November 10, 2016. The Solicitation was advertised in eMaryland Marketplace, notifying 306 potential contractors; 31 of which were MDOT Certified MBE's.

This open ended, on-call contract consists of the installation, repair or replacement of traffic barrier at various locations in Anne Arundel County.

**Fund Source:** 100% Special Funds (Transportation Trust Fund)

**Approp. Code:** J02B0102

**Resident Business:** No

**MD Tax Clearance:** 16-4285-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



*Contact: Eric T. Lomboy  
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**15-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Maintenance and Repairs to Highway Lighting at Various Locations in Dorchester & Wicomico Counties; 5280922149R  
ADPICS No: 5280922149

**Contract Description:** This contract consists of the maintenance and repairs to highway lighting at various locations in Dorchester & Wicomico Counties. The Engineer will determine Work locations after the Award of Contract. Work may or may not be on a continual basis. The limits of this Contract work may extend to the other maintenance shops in District 1 should extenuating circumstances dictate the need.

**Awards:** Rommel Engineering & Construction, Inc.  
Linthicum, MD

**Contract Term:** 02/23/2017 – 12/31/2019

**Amount:** \$232,428 NTE

**Procurement Method:** Competitive Sealed Bidding

**Bids/Proposals:** Rommel Engineering & Construction, Inc. \$232,438  
Linthicum, MD

Electronick Electrical Services, LLC	\$312,475
District Heights, MD	

**Hiring Agreement 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:** Rommel Engineering & Construction, Inc.  
Linthicum, MD

**Requesting Agency Remarks:** The Engineer's Estimate for this contract is \$205,625. The low bid received is 13% over the Engineer's Estimate. The SHA analyzed the bid items and the prices received by the low bidder. This analysis showed four items with a major cost difference. The low bidder over bid three of these items in relation to the hourly use of a pick-up truck,

**DEPARTMENT OF TRANSPORTATION**  
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**15-M. STATE HIGHWAY ADMINISTRATION (cont'd)**

***Agency Remarks (cont'd):***

Electrical foreman and Helper/Flagger for a total of \$72,620. The low bidder underbid on the other item, drums for maintenance of traffic, by \$12,400 because the contractor owns their own drums. SHA has confirmed Rommel Engineering & Construction, Inc.'s bid price.

This contract was advertised on October 18, 2016 with bids opened on November 17, 2016. The Solicitation was advertised in eMaryland Marketplace, notifying 773 potential contractors; 114 of which were MDOT Certified MBE's.

This solicitation was previously advertised and a single bid was received. The bid was opened on June 9, 2016 and rejected on September 6, 2016. After reviewing possible bidder issues that may have limited competition, SHA rejected the single bid to resolicit the services and encourage more competition.

This open ended, on-call contract consists of the maintenance and repairs to highway lighting at various locations in Dorchester & Wicomico Counties. The work may include, but is not limited to, repairs to highway street lighting, exterior facility lighting, overhead sign lighting, bridge lighting, cable designation, cable fault locating and pole replacement, as well as maintenance of traffic to perform the repairs and may or may not be on a continual basis.

***Fund Source:*** 100% Special Funds (Transportation Trust Fund)

***Approp. Code:*** J02B0102

***Resident Business:*** Yes

***MD Tax Clearance:*** 16-4284-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Eric T. Lomboy  
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[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)

**16-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Miscellaneous Roadway Structure Repairs at Various Locations in Baltimore & Harford Counties (District 4); AX0977414R  
ADPICS No.: AX0977414

**Contract Description:** This contract consists of providing the necessary labor, materials and equipment to perform the physical maintenance of miscellaneous roadway structures at various locations in District 4.

**Awards:** PDI-Sheetz Construction Corporation  
Linthicum, MD

**Contract Term:** 02/23/2017 – 12/31/2018

**Amount:** \$1,352,930 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids/Proposals:</b>	PDI-Sheetz Construction Corp.	\$1,352,930
	Linthicum, MD	

Concrete General, Inc.	\$1,558,730
Gaithersburg, MD	

E. E. Cruz & Company, Inc.	\$2,608,080
South Plainfield, NJ	

**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:** PDI-Sheetz Construction Corp.  
Linthicum, MD

**Requesting Agency Remarks:** The Engineer's Estimate for this contract is \$1,498,950. The low bid received is 9.74% under the Engineer's Estimate. SHA has confirmed PDI-Sheetz Construction Corporation's bid price.

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**




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**16-M. STATE HIGHWAY ADMINISTRATION (cont'd)**

***Agency Remarks (cont'd):***

This contract was advertised on May 10, 2016 with bids opened on June 9, 2016. The Solicitation was advertised in eMaryland Marketplace, notifying 163 potential contractors; 17 of which were MDOT Certified MBE's.

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

This contract was protested by two contractors on June 14, 2016, and June 15, 2016, respectively. Both contractors claiming SHA failed to advertise and/or notify prospective bidders on this contract through eMM. These claims were found to be without merit. A Procurement Officer's Final Decision (POFD) was sent on July 14, 2016. On July 22, 2016, the POFD was appealed. Maryland State Board of Contract Appeals granted a motion to dismiss on November 30, 2016.

This bids were previously opened on July 23, 2015, and were rejected on August 26, 2015 due to discrepancies in a few line items. After reviewing the schedule of prices for this contract, it was found the District inadvertently included maximum thresholds for the labor items. Normally, minimum thresholds would be used which closely correspond to existing prevailing wage rates found in the region. By including maximums rather than minimums, the low bidder was able to submit bids for \$.01/hour for several of the labor classification line items.

***Fund Source:*** 100% Special Funds (Transportation Trust Fund)

***Approp. Code:*** J02B0102

***Resident Business:*** Yes

***MD Tax Clearance:*** 16-4281-1110

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Eric T. Lomboy  
410-545-0330  
[elomboy@sha.state.md.us](mailto:elomboy@sha.state.md.us)

**17-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Janitorial Services and Facility Management for Maintenance Shops in Allegany, Garrett and Washington Counties (District 6); *D6SJC2022*  
ADPICS No.: *D6SJC2022*

**Contract Description:** This contract consists of asset management for the Maintenance Shops, inclusive of all janitorial and maintenance services required for the upkeep of the building and grounds in District 6.

**Awards:** Horizon Goodwill Industries, Inc.  
Hagerstown, MD

**Contract Term:** 04/01/2017 – 03/31/2022

**Amount:** \$ 677,048 NTE

**Procurement Method:** Preferred Provider

**Living Wage Eligible:** No (Preferred Provider)

**MBE Participation:** 0% (Single Element of Work)

**Performance Security:** None

**Incumbent:** Horizon Goodwill Industries, Inc.  
Hagerstown, MD

**Requesting Agency Remarks:** The Pricing and Selection Committee for Blind Industries and Services of Maryland and the Employment Works Program approved the pricing on November 17, 2016.

The vendor has performed satisfactorily on previous contract and has met SHA's needs.

**Fund Source:** 100% Special Funds (Transportation Trust Fund)

**Approp. Code:** J02B0102      **Resident Business:** Yes

**MD Tax Clearance:** 17-0027-1111

**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Linda D. Dangerfield  
410-859-7097  
[ldangerfield@bwiairport.com](mailto:ldangerfield@bwiairport.com)

**18-M-OPT. MARYLAND AVIATION ADMINISTRATION**

*Renewal Option: Maintenance Contract*

**Contract ID:** Airfield Lighting System Electrical Repairs and Maintenance at Baltimore/Washington International Thurgood Marshall (BWI Marshall) and Martin State (MTN) Airports; **MAA-MC-12-006**

ADPICS No.: CO340222

**Contract Approved:** DOT Agenda 02/08/2012, Item 3-M

**Contractor:** John W. Tieder, Inc.  
Cambridge, MD

**Contract Description:** This contract provides for repair and maintenance to the specialized airfield lighting system at BWI Marshall and MTN Airports.

**Option Description:** Exercise the second and final renewal option for a period of two years.

**Original Contract Term:** 03/01/2012 – 02/28/2015

**Option Term(s):** 03/01/2015 – 02/28/2017 (Renewal Option No. 1)  
03/01/2017 – 02/28/2019 (Renewal Option No. 2, *this option*)

**Original Contract Amount:** \$1,275,619

**Option Amount:** \$ 930,830 (Renewal Option No. 2, *this option*)

**Prior Mods/Options:** \$ 905,574 (Renewal Option No. 1)

**Revised Contract Amount:** \$3,112,023

**Percent +/- Change:** 70% (Renewal Option No. 1)  
73% (Renewal Option No. 2, *this option*)

**Overall Percent +/-:** 143%

**Original Procurement Method:** Competitive Sealed Bidding

**MBE Participation:** 0% (Specialized Work)

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
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**18-M-OPT. MARYLAND AVIATION ADMINISTRATION (cont'd)**

**Requesting Agency Remarks:** The contractor continues to perform satisfactorily. 100% of the work is being performed by a Certified Small Business Contractor.

MAA performed market research to ensure the pricing provided on the current contract remains in the best interest of the State. MAA contacted DGS and the City of Baltimore and determined the renewal rates for this contract are lower than those found on the newly awarded contracts. Therefore, MAA determined it is in the State's best interest to exercise the final renewal option of this contract.

This action represents exercising the final renewal option as provided for in the original contract.

**Fund Source:** 100% Special Funds (Transportation Trust Fund)

**Approp. Code:** J06I00002

**Resident Business:** Yes

**MD Tax Clearance:** 17-0009-1111

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**BOARD OF PUBLIC WORKS ACTION- THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



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**18-M-OPT. MARYLAND AVIATION ADMINISTRATION (cont'd)**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR</b>	<b>Reason</b>
			<b>Date</b>	
<b>Original Contract</b>	\$1,275,619	03/01/2012 – 02/28/2015	02/28/12; 3-M	
<b>Renewal Option No. 1</b>	\$905,574	03/01/2015 – 02/28/2017	01/28/2015; 15-M-OPT	As provided for in original contract
<b>Renewal Option No. 2</b>	\$930,830	03/01/2017 – 02/28/2019	02/08/2017; 18-M- OPT	As provided for in original contract
<b>Revised Amount</b>	\$3,112,023			

DEPARTMENT OF TRANSPORTATION  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Georgia A. Peake  
410-767-3763  
[gpeake1@mta.maryland.gov](mailto:gpeake1@mta.maryland.gov)

**19-M-MOD. MARYLAND TRANSIT ADMINISTRATION**

*Modification: Maintenance Contract*

**Contract ID:** Elevator and Escalator Maintenance; *T-8000-0332*  
ADPICS No.: CO340261

**Contract Approved:** DOT Agenda 10/19/2011, Item 6-M

**Contractor:** Schindler Elevator Corporation  
Beltsville, MD

**Contract Description:** Provide labor, equipment and materials to perform maintenance and repairs on MTA's elevators, escalators and wheel chair lift at multiple Metro Subway, Light Rail, and MARC Train stations and in MTA facilities.

**Modification Description:** Extend the expiration date and add contract authority in order to maintain these services during the time needed to re-compete and award a replacement contract.

**Original Contract Term:** 11/01/2011 – 10/31/2016

**Modification Term:** 03/01/2017 – 02/28/2018

**Original Contract Amount:** \$28,052,968

**Modification Amount:** \$6,600,000

**Prior Mods/Options:** \$0 (Modification No. 1 – DCAR 09/09/2016)

**Revised Contract Amount:** \$34,652,968

**Percentage +/- Change** 0% (Modification No. 1)  
19.6% (Modification No. 2, *this agenda item*)

**Overall % Change:** 23.5%

**Original Procurement Method:** Competitive Sealed Proposal

**MBE Participation:** 26%

**MBE Compliance:** 24.1%

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**




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**19-M-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)**

**Requesting Agency Remarks:** A new procurement to replace this contract was initiated by a solicitation for Competitive Sealed Bids in July 06, 2016. It was posted on MTA's web page and *eMaryland Marketplace*, notifying 25 vendors, including 14 certified minority vendors, and 42 potential bidders were directly solicited. During the advertisement period there appeared to be limited interest in the solicitation; therefore, the bid opening date was extended for 42 days in an effort to stimulate interest and increase participation. Regardless of the advertisement phase extension and the Procurement Officer's outreach efforts, a single bid was received in October 13, 2016. The MTA is committed to obtaining the best value for the State; therefore, the solicitation was cancelled to allow an opportunity for review and revisions to the replacement contract's specifications and scope of work in an effort to re-solicit for multiple competitive bids. In order to maintain these critical safety-related services during the re-write and re-solicitation period, a modification to this existing contract for additional time and contract authority is necessary.

The existing contract services include providing personnel dedicated to MTA on weekdays 5:00 AM to Midnight and weekends 6:00 AM to Midnight. In addition, the contractor supplies all equipment and materials necessary to perform routine and preventative maintenance, repairs and response to emergency calls at multiple Metro Subway, Light Rail, MARC Train stations and MTA facilities from Baltimore to Rockville. The assets to be maintained and repaired include 45 elevators, 81 escalators and one wheelchair lift.

**Fund Source:** 100% Special Funds (Transportation Trust Fund)

**Approp. Code:** J05H0104

**Resident Business:** Yes

**MD Tax Clearances:** 17-0129-1111

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**




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**19-M-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR</b>	<b>Reason</b>
			<b>Date</b>	
<b>Original Contract</b>	\$28,052,968	11/01/2011 – 10/31/2016	10/19/2011 Item 6-M	
<b>Modification No. 1</b>	\$0	11/01/2016 – 02/28/2017	09/09/2016 DCAR	Extended expiration date only
<b>Modification No. 2</b>	\$5,500,000	03/01/2017 – 12/31/2017	02/08/2017 19-M-MOD	Extend expiration date and add contract authority
<b>Revised Amount</b>	\$33,552,968			

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: George E. Fabula, Jr.  
410-767-3908  
[gfabula@mta.maryland.gov](mailto:gfabula@mta.maryland.gov)

**20-RP. MARYLAND TRANSIT ADMINISTRATION**  
***Real Property – Acquisition***

**Recommendation:** That the Board of Public Works approve MTA acquiring real property.

**Authority:** Transportation Article, Section 7-204 (d) (1)  
Annotated Code of Maryland

**Property:** MTA # 01611  
8802 Plymouth Street ( $\pm$  757 sq. ft.), Silver Spring, MD 20901

**Grantor:** DeChaine Plymouth Street Joint Revocable Trust

**Grantee:** State of Maryland, Maryland Transit Administration

**Consideration:** \$15,000

**Appraised Value:** \$3,000 – Thomas Weigand, (Selected)  
\$3,400 – James Turlington, (Approved)  
Brendan Hantzes, Review Appraiser

**Special Conditions:** None

**Fund Source:** 80% Federal; 20% Special Funds

**Requesting Agency Remarks:** The subject property is required for the construction of MTA's Purple Line Project located in Montgomery County, Maryland. The property is zoned R-10 and the acquisition area consists of 757 sq. ft. of temporary construction easement area and on-site improvements. The acquisition is required for the demolition of buildings on the adjacent property and construction of the Manchester Station. The property owner has agreed to accept an administrative offer of \$15,000, which is \$12,000 above our offer of \$3,000, and has executed the Option Contract. The additional amount is deemed justified based upon the possible after value of the property once the tunnel and rail line is built and the potential for use of the temporary easement for a longer period than referenced in the appraisal. This settlement of \$15,000 is fair and in the public interest.

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



Contact: Georgia A. Peake  
410-767-3763  
[gpeake1@mta.maryland.gov](mailto:gpeake1@mta.maryland.gov)

**21-GM. MARYLAND TRANSIT ADMINISTRATION**  
*General/Miscellaneous Contract*

**Contract ID:** Commuter Bus Services Routes 210 & 215; *OPS-16-013-SR*  
ADPICS No.: OPS16013SR

**Contractors:** Academy Express, LLC  
Hoboken, NJ

**Contract Description:** This contract provides weekday Commuter Bus Services between Kent Island/Annapolis and Baltimore via five round trips on Route 210. It also provides weekday service between Baltimore and Annapolis via three round trips on Route 215.

**Contract Term:** 03/01/2017 – 02/28/2022

**Contract Amount:** \$6,068,750 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids:</b>	Academy Express, LLC	\$6,068,750
	Hoboken, NJ	

Atlantic Coast Charters, Inc.	\$8,125,000
Linthicum, MD	

Dillon's Coach USA	\$8,246,162
Hanover, MD	

Gold Line, Inc.	\$10,213,472
Tuxedo, MD	

**MBE Participation:** 6.3%

**Requesting Agency Remarks:** The low bid is 4.25% under the Engineer's Estimate of \$6,335,938.

Academy Express, LLC has confirmed their bid price as well as their commitment to complete these services as per the specifications.

The Solicitation was advertised in *eMaryland Marketplace*. One hundred forty-seven vendors were notified, of which 57 were MDOT Certified Minority Businesses.

**DEPARTMENT OF TRANSPORTATION**  
**ACTION AGENDA**  
**February 8, 2017**



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**21-GM.**

**MARYLAND TRANSIT ADMINISTRATION** (*cont'd*)

***Agency Remarks (cont'd):***

Commuter Bus Route 210 operates on weekdays only providing five morning trips, originating at the Kent Narrows Park and Ride in Queen Anne's County with two stops in Annapolis / Anne Arundel County, seven stops throughout downtown Baltimore including University of Maryland and City Hall, terminating at Johns Hopkins Hospital. Five reverse trips are provided in the afternoon.

Commuter Bus Route 215 also operates on weekdays only, providing three morning trips, originating at Johns Hopkins Hospital with eight stops throughout downtown Baltimore, terminating at the Annapolis Mall in Anne Arundel County. Three reverse trips are provided in the afternoon.

Although the established MBE goal is 6.1%; Academy Express, LLC has committed to exceeding it by 0.2% and proposed a 6.3% participation.

***Fund Source:*** 100 % Special Funds (Transportation Trust Fund)

***Approp. Code:*** J05H0102

***Resident Business:*** No

***MD Tax Clearance:*** 17-0159-0100

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**BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



DEPARTMENT OF GENERAL SERVICES

Items to be presented to the Board of Public Works

February 8, 2017

	Pages
Maintenance	1 thru 4
Maintenance Contract Option	5 and 6
Maintenance Modification	7 thru 10
General Miscellaneous	11 and 12
Leases	13 thru 22
Capital Grants and Loans	23 thru 39

**REVISED**

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

**1-M. MAINTENANCE CONTRACT**  
*Department of Education*

**Contract ID:** Partial Roof Replacement of Upper Penthouse, Gym and Region 3 Offices  
Project No. LD-230-151-003  
ADPICS No: 001B7400292

**Contract Description:** Approval is requested for a contract to provide labor, materials, equipment and services, etc. required for roof replacement of upper penthouse and gym and roof area of Region 3 Offices. The offices are part of the Workforce and Technology Center located at 2301 Argonne Drive in Baltimore. Work consists of demolition of the existing roof system. Also, the furnishing and installing of a complete 20 year roof system. Additionally, any adjustments, repairs to existing components are included for complete system roof replacement.

**Procurement Method:** Competitive Sealed Bidding

<b>Bids or Proposals</b>	<b>Amount</b>
USA Construction Services, Inc., Beltsville, MD	\$292,029.50
J & K Contracting, Inc. – Upper Marlboro, MD	\$310,070.00
Cole Roofing Co., Inc. – Baltimore, MD	\$340,895.00
Northeast Contracting Corp. – Lorton, VA	\$348,311.00
Paneko Construction, Inc. – Bowie, MD	\$371,492.00
Protec Construction, Inc. – Washington DC	\$499,011.00

**Award:** USA Construction Services, Inc.

**Term:** 150 Calendar Days

**Amount:** \$292,029.50

**MBE Participation:** 10%

**Performance Bond** 100% Of Full Contract Amount

**Remarks:** A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site and *eMaryland Marketplace.com* on August 23, 2016. Bids were opened October 7, 2016 and ten bids were received. Two bidders were determined not responsive because they submitted duplicate bids. The recommended contractor, USA Construction Services, Inc. has been found responsible, its bid responsive and has confirmed its bid. The MBE Goal assigned to this solicitation is 10%. The low bidder USA Construction Services, Inc. has agreed to achieve the 10% MBE goal.

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
February 8, 2017



**REVISED**

**1-M. MAINTENANCE CONTRACT (cont'd)**

**Fund Source:** Using Agency Funds

**Resident Business:** Yes

**MD Tax Clearance:** 16-3770-0111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Contact: Karen Davis  
 410.767.4945  
 karen.davis@maryland.gov

**2-M. MAINTENANCE CONTRACT**  
*Department of Human Resources*

**Contract ID:** Unarmed Uniformed Guard Service  
 Project No. 001IT820402  
 ADPICS NO. 001B7400278

**Description:** Approval is requested for a contract to provide Unarmed Uniformed Guard Service for the Dorchester County Department of Social Services for three years.

**Procurement Method:** Competitive Sealed Bids

<i>Bids or Proposals</i>	<i>Amount</i>
Chesapeake Strategies Group, Inc., Oxford, MD	\$391,310.00
Universal Security, LLC, Rockville, MD	\$395,016.00
Defensor Security, LLC, Alexandria, VA	\$395,016.00
Annapolis Defense & Security, LLC, Odenton, MD	\$413,982.00
Axiom Defense Corp, Clinton, MD	\$418,342.00
Never Left Alone Security Consulting, LLC, Silver Spring, MD	\$432,730.00

**Award** Chesapeake Strategies Group, Inc., Oxford, MD  
 (#SB12-20425)

**Term:** 04/01/2017 – 03/31/2020, w/2, 1 year options

**Amount:** \$234,786.00 (three (3) years)  
 \$78,262.00 Option year 1  
 \$78,262.00 Option year 2  
 Total + Option Years = \$391,310.00

**MBE Participation:** 0%

**Performance Bond:** No

**Hiring Agreement Eligible:** Yes

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**2-M. MAINTENANCE CONTRACT (cont'd)**

**Remarks:** A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site and *eMaryland Marketplace.com* on November 17, 2016. Approximately 509 potential vendors received notification of this solicitation. Bids were opened December 13, 2016 and six bids were received. The recommended contractor, Chesapeake Strategies Group, Inc., from Oxford, MD, has been found responsible, its bid responsive and has confirmed its bid.

**Fund Source:** FY 17 - 20, 0819 \$234,786.00

**Resident Business:** Yes

**MD Tax Clearance:** 16-4187-1111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**REVISED**

Contact: Kären Davis 410.767.4945  
Karen.davis@maryland.gov

**3-M-OPT. MAINTENANCE CONTRACT OPTION**  
*Department of General Services*

**Contract ID:** Solid Waste and Recycling Management Services  
Project No. 001IT819727, ADPICS No. 001B7400280

**Original Contract Approved:** 07/16/2015 BPW, Item 3-M

**Contractor:** Waste Management of MD, Inc.  
Curtis Bay, MD

**Contract Description:** Approval was requested and obtained for the award of the contract to provide solid waste and recycling management services at 51 DGS facilities throughout Maryland for a one year period, with 4 renewal options.

**Original Procurement Method:** Competitive Sealed Proposals

**Option Description:** Approval is requested to exercise the first renewal option and to modify the option amount to include additional usage and correct sizing of equipment for solid waste and recycling management services. Three renewal options still remain available.

**Original Contract Term:** 10/16/15 – 10/15/16 (Year 1)

**Original Contract Amount:** \$193,557.42

<b>Prior Modifications Total:</b>	<u>\$79,869.76</u>	
(COG97602, DPRB 10/11/2016 S-003, 11/11/2016-12/31/2016)	MOD #1 -	<u>\$44,220.99</u>
(COH03539, DPRB 12/13/2016 S-001, 01/01/2017-2/28/2017)	MOD #2 -	<u>\$35,648.77</u>

**Option Term:** 3/01/2017 - 2/28/2018

<b>Original Option Amount:</b>	<u>\$203,235</u>
<b>Option Modification Amount:</b>	<u>\$ 10,705</u>
<b>Total Option #1 Amount:</b>	<u>\$213,940</u>

**REVISED**

**3-M-OPT. MAINTENANCE CONTRACT OPTION (cont'd)**

<b><i>Revised Total Contract Amount:</i></b>	\$273,427 (Year 1 + prior mods)
	\$213,940 (Option #1 w/ mod)
	\$487,367

***MBE Participation:*** 30%

***MBE Compliance:*** 12%

**Remarks:** The Department of General Services is satisfied with the performance of the Contractor and has approved funding to renew the current contract at the same terms, conditions, required contract provisions, and price. The original committed MBE subcontractor became unavailable and the prime Contractor utilized another certified MBE without the knowledge or authorization from DGS. This substitution resulted in the prime Contractor achieving 12% of its 30% MBE subcontracting commitment. The prime Contractor has committed to achieving this 30% MBE subcontracting commitment during this renewal option. DGS has instituted a more robust compliance process that will ensure that this 30% commitment is fulfilled during this one year option period.

***Fund Source:*** DGS Operating Funds

***Resident Business:*** Yes

***MD Tax Clearance:*** 17-0004-1001

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**4-M-MOD. MAINTENANCE CONTRACT MODIFICATION**  
*Department of General Services*

**Contract ID:** Maryland State Archives  
Emergency Mold Remediation & Building Repairs  
Project No. BA-495-160-001  
ADPICS No. 001B7400229

**Original Contract Reported:** BPW: January 4, 2017 Appendix 1

**Contractor:** Popowski Brothers, Inc. ta PBI Restorations  
Hunt Valley, Maryland

**Original Procurement Method:** Emergency Procurement

**Original Contract Description:** Emergency Mold Remediation and Building Repairs

**Modification Description:** Approval is requested for the cost of all labor and material to perform additional mold remediation in the basement level stack area and the removal of the first floor public search room carpet as recommended by the environmental hygienist.

**Original Contract Term:** 60 Calendar Days

**Modification Term:** 0 Calendar Days

**Original Contract Award Amount:** \$ 443,013.71

**Amount of Modification:** \$ 185,874.33

**Prior Modifications/Options:** \$ 58,087.13

**Revised Contract Amount:** \$ 686,975.17

**Percent +/- (This Modification):** 41.96%

**Overall Percent +/-:** 55.07%

**Original MBE Participation:** N/A

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**4-M-MOD. MAINTENANCE CONTRACT MODIFICATION (cont'd)**

***MBE Compliance:*** N/A

***Remarks:*** The contract time will remain unchanged. This work is necessary to remediate mold at affected areas which was identified by the environmental hygienist.

***Fund Source:*** MCCBL 2014 ITEM 012

***Resident Business:*** Yes

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

REVISED

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

**5-M-MOD. MAINTENANCE CONTRACT MODIFICATION**  
*Department of Natural Resources*

**Contract ID:** Town of Ocean City  
Dune Vegetation and Fence Maintenance  
Project No F-024-140-010  
ADPICS No. 001B4400410

**Original Contract Approved:** BPW 02/05/2014; Item 3-M

**Contractor:** Ashton Manor Environmental, LLC  
Ashton, Maryland

**Contract Description:** Approval is requested for a contract to provide all labor, equipment, materials, supplies, supervision, insurance, etc., necessary in performing all operations in connection with removing/replacing dune fencing, repairing dune cross-overs, and re-establishing dune vegetation in the areas specified herein at the Town of Ocean City, MD

**Original Procurement Method:** Competitive Sealed Bids

**Modification Description:** Approval is requested for all labor and material to rebuild the entire 7 miles of the sand dune. Final rehabilitation of multiple vehicular and pedestrian crossovers that are part of the damaged sand dune.

**Original Contract Term:** 1,095 Calendar Days

**Modification Term:** 0

**Original Contract Amount:** \$ 1,448,292.00

**Modification Amount:** \$ 677,818.60

**Prior Modifications/Options:** \$ 1,436,120.01

**Revised Total Contract Amount:** \$ 3,562,230.61

**Percent +/- (This Modification):** 46.80%

**Overall Percent +/-:** 145.96%

**REVISED**

**5-M-MOD. CONSTRUCTION CONTRACT MODIFICATION (cont'd)**

***Original MBE Participation:*** 30%

***MBE Participation:*** 28%

**Remarks:** The contract time will remain unchanged. This work is to provide protection to the vast amount of Real Estate and infrastructure that exists in Ocean City from Coastal Storms. In addition these repairs provide defined, safe emergency vehicular and pedestrian access to the beach, rope fencing limit access to the dune and vegetation to stabilize the dune and prevent wind-blown sand erosion.

***Fund Source:***  
2007 ITEM 402 - \$336,671.18  
2005 ITEM 386 - \$2,238.12  
2017 I0553 - \$338,909.30

***Resident Business:*** Yes

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## **6-GM. GENERAL MISCELLANEOUS**

**Reference:** In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below in the total amount of \$214,456.40. (2 items).

### ***A. Department of General Services/ Maryland School for the Deaf***

**Contract ID:** Refurbishment of Roofing System  
Project No. AH-894-150-001

**Contract Description:** Approval is requested for a contract to provide all labor, equipment, materials, supplies, insurance, etc. necessary to install new roofing system, coating system, and associated components.

**Procurement Method:** Competitive Sealed Bids

**Award:** Paneko Construction, Inc., *Bowie, MD*

**Amount:** \$167,186.00

**Fund Source:** MCCBL 2014 ITEM 12

**Remarks:** A notice of availability of an Invitation for Bids was posted on the DGS Web Site and *eMaryland Marketplace.com* on November 3, 2016 and five bids were received.

### ***B. Department of General Services/ Maryland Public Television***

**Contract ID:** Replace Two Exciters at WWPB  
Project No. TV-675-170-003

**Contract Description:** The Contractor shall provide all labor, equipment, tools, materials, supplies, etc. required for the removal of the two existing Thales / Comark Modap ATSC 8-VSB Digital Television Exciters, and supply and install two new EXACT-ATSC Exciters into an existing Comark DCX model transmitter.

**Procurement Method:** Small Procurement

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**6-GM. GENERAL MISCELLANEOUS (cont'd)**

**Award:** COMARK Communications, Southwick, MA

**Amount:** \$47,270.40

**Fund Source:** MCCBL 2014 ITEM 024 (UA-MPT) - \$4,507.13  
MCCBL 2016 ITEM 118 - \$42,763.27

**Remarks:** The Government estimate is \$45,000. The contract duration is 90 days.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Contact: Robert Suit

410.767.1819

robert.suit@maryland.gov

**7-LL. LANDLORD LEASE**  
*Department of Natural Resources*

**Tenant:** Mark Boffen  
3795 Old Columbia Pike  
Ellicott City, Maryland 21043

**Property Location:** Ivy Hill  
1201 Driver Road  
Patapsco Valley State Park  
Marriottsville, Maryland 21104

**Space Type:** Land/Building      **Lease Type:** New      **Space:** Two Story Structure, Land  
7 +/- acres

**Duration:** Until death of  
Mark Boffen      **Effective:** February 15, 2017

**Annual Rent:** \$1.00

**Utilities Responsibility:** Tenant  
**Custodial Responsibility:** Tenant  
**Previous Board Action(s):** N/A

**Recommendation:** Approval is requested for a residential curatorship lease with an effective date of February 15, 2017 to be issued to Mr. Mark Boffen. Tenant shall occupy and use the premises for and only for the restoration, rehabilitation, renovation, maintenance and use of the premises.

**Remarks:**

1. Landlord's fee simple interest in the Premises may not be encumbered or subordinated by operation of this Lease or by any action taken by the Tenant.
2. The Tenant shall indemnify and hold harmless the Landlord against and from any and all liability or claim of liability arising out of the use of the Premises.
3. The Tenant shall not make any alteration, addition or improvement to the Premises without first obtaining the Landlord's written approval.
4. Tenant shall at its cost and expense perform all maintenance and repairs to the Premises.
5. Tenant shall maintain at its expense insurance against loss or liability in connection with bodily injury, death, property damage or destruction to the Premises.
6. Tenant shall open the Premises to the public at least five (5) days a year.
7. The Tenant shall also occupy and use the Premises as a single family primary or secondary residence; the restoration, rehabilitation, renovation maintenance and use of the Premises shall be in complete compliance with the Secretary of Interior's Standards for rehabilitation and Guideline for Rehabilitating Historic Buildings.

**7-LL. LANDLORD LEASE (cont'd)**

8. The Clearinghouse conducted an intergovernmental review of the project under MD20160615-0538. It has recommended to change the use and re-issue the search for a new partner to renovate Ivy Hill, a historic stone dwelling house and five outbuildings, in order to preserve them.
9. The revenue derived from this lease will be applied to the State Forest and Park Reserve Fund.
10. The Department of General Services, in conjunction with the Department of Natural Resources, recommends the approval of this item.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**8-LT. TENANT LEASE**

*Department of Natural Resources  
Critical Area Commission*

**Landlord:** Admiral Properties, LLC  
60 West Street, Suite 204  
Annapolis, MD. 21401

**Property Location:** 1804 West Street, Suite 100  
Annapolis, MD 21401

**Space Type:** Office      **Lease Type:** New      **Square Feet:** 5,624  
**Duration:** 10 Years      **Effective:** February 16, 2017  
**Annual Rent:** \$130,263.09 (Avg.)      **Square Foot Rate:** \$23.16 (Avg.)

**Utilities Responsibility:** Lessee

**Custodial Responsibility:** Lessor

**Previous Board Action(s):** 11/10/1999 -31-L; 2/23/2000 - 8-L; 10/20/2004 – 5-L;  
5/19/2010 – 18-LT, 5/13/15 – 35-LT-MOD

**Fund Source:** J0501 13/01

**Recommendation:** Approval is requested for a new 10 year lease of 5,624 square feet of space at an average rate of \$23.16 per square foot for an average annual rent of \$130,263.09, with one 5 year renewal option. The 5 year renewal option is subject to future Board of Public Works approval. Reference is made to item 35-LT-MOD approved on 5/13/15, wherein the Board of Public Works approved a 1 year, 2 month and 15 day term with a renewal option of 5 years. The short-term lease extension was initiated to relocate this office to the State owned complex at 100 Community Place in Crownsville. Space is no longer available at the Crownsville location. The existing lease is set to expire on 02/15/17, which includes the 6 month holdover period. The new lease will take effect on 2/16/17.

**Remarks:**

1. This DNR leased office facility is utilized by the Critical Area Commission Unit #10.
2. The rental rate for this lease is slightly less over the term than the DNR – Licensing & Regulation Unit at the same location, which has a higher retail market visibility.
3. The lease provides ten (10) reserved and ten (10) use-in-common parking spaces at no cost to the State.

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**8-LT. TENANT LEASE (cont'd)**

4. The lease contains a termination for convenience clause.
5. This lease contains escalations for real estate taxes, custodial services and snow/ice removal.
6. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E, as authorized by COMAR 21.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this Item.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**REVISED**

Contact: Robert Suit

410.767.1819

robert.suit@maryland.gov

**9-LT-OPT. TENANT LEASE**  
*Judiciary – District Courts*

**Landlord:** Creek Properties, LLC  
9 Carvel Circle  
Edgewater, MD 21037

**Property Location:** 301 Commerce  
Snow Hill, MD 21863

<b>Space Type:</b> Office	<b>Lease Type:</b> Renewal/modification	<b>Square Feet:</b> 10,070
<b>Duration:</b> 10 years	<b>SF Rate:</b> \$22.50	<b>Effective:</b> July 1, 2017
	<b>Prev. SF Rate:</b> \$20.70	

**Annual Rent:** \$226,575.00

**Utilities Responsibility:** Landlord

**Custodial Responsibility:** Landlord

**Previous Board Action(s):** 8/13/14, Item 17-LT-OPT; 2/20/13, Item 8-LT-OPT; 8/22/07, Item 9-LT; 5/8/02, Item 14-L; 11/13/96, Item 13-L; 11/20/91, Item 6-L; 6/13/90 Item 52-L

**Fund Source:**

Program	Sub-program	Sub-object	PCA	Square Feet	Cost / SF	Annual Contract Amount
		1301	40731	10,070	\$22.50	\$226,575.00

**Recommendation:** Request is made for approval of a 10 year term lease with a 5 year renewal option. Terms for the renewal have yet to be determined and will be subject to future consideration by the Board. The tenant agency will continue to pay the existing effective rate of \$20.70 until such time as the renovation of the space is completed. Once the renovation of the space is completed a supplemental lease agreement will be prepared to reflect the commencement date which will begin the 10 year lease term. The lease will also reflect an expansion of the space from 7,999 nusf to 10,070, an increase of 2,071 nusf.

**Remarks:**

1. This space has been used by the District Court since 1991.
2. This lease will expand District Court's current footprint of 7,999 NUSF by 2,071 NUSF. The lease contains a termination for convenience clause. The total demised premises will be 10,070 NUSF.

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**9-LT-OPT. TENANT LEASE (*cont'd*)**

3. The Landlord will perform a complete renovation of the demised premises as part of this lease renewal at its sole cost. The estimated cost to renovate is \$370,000.00.
4. The renovation includes new HVAC throughout the demised premises.
5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**10-LT-OPT. TENANT LEASE**

*Department of Natural Resources*  
(Licensing & Registration Unit)

**Landlord:** Admiral Properties, LLC  
60 West Street, Suite 204  
Annapolis, MD 21401

**Property Location:** 1804 West Street, Suite 300  
Annapolis, MD 21401

**Space Type:** Office      **Lease Type:** Renewal/Modification      **Square Feet:** 10,412  
**Duration:** Ten (10) Years      **Effective:** February 16, 2017  
**Annual Rent:** \$260,300.00 (avg.)      **Square Foot Rate:** \$25.00 (avg.)

**Utilities Responsibility:** Tenant  
**Custodial Responsibility:** Landlord  
**Previous Board Action(s):** 03/07/01 Item 9-L; 05/19/10 Item 19-LT

**Fund Source:** 100% Special Funds K00A06 Object 1301

**Recommendation:** Approval is requested for a 10 year lease of 10,412 square feet of space at an average rate of \$25.00 per square foot for an average annual rent of \$260,300.00, with one 5 year renewal option. The 5 year renewal option is subject to future Board of Public Works approval. Reference is made to item 19-LT approved on 5/19/10, wherein the Board of Public Works approved a 6 year term with a renewal option of five years. The existing lease is set to expire on 02/15/17 at the conclusion of a six month holdover period. The prior 5 year renewal option has been modified to a 10 year term lease with one 5 year renewal option.

**Remarks:**

1. This office is used by the Department of Natural Resources which assists citizens with natural resource related licensing and registration needs such as hunting and fishing licenses and boat registrations.
2. The rental rate will be \$24.25 per square foot for years 1 – 2, \$24.75 per square foot for years 3 – 5, \$25.25 per square foot for years 6 – 8 and \$25.75 per square foot for years 9 – 10.
3. The lease contains a termination for convenience clause.

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**10-LT-OPT. TENANT LEASE (cont'd)**

4. The lease contains escalations for real estate taxes, custodial services and snow/ice removal.
5. The lease provides (14) reserved and (10) use-in-common on-site parking spaces at no cost to the State.
6. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this Item.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**11-LT-OPT. TENANT LEASE**

*Department of Human Resources*

(Baltimore County Department of Social Services)

**Landlord:** Baltimore County Government  
 400 Washington Avenue  
 Towson, MD 21204

**Property Location:** 6401 York Road  
 Baltimore, Maryland 21212

<b>Space Type:</b> Office	<b>Lease Type:</b> Renewal	<b>Square Feet:</b> 76,583
<b>Duration:</b> 5 Years	<b>Effective:</b> August 1, 2017	
<b>Annual Rent:</b> \$1,367,772.38	<b>Square Foot Rate:</b> \$17.86	

<b>Utilities Responsibility:</b>	Tenant
<b>Custodial Responsibility:</b>	Landlord
<b>Previous Board Action(s):</b>	02/07/2001 – 11-L; 07/11/2012 – 15-LT

<b>Fund Source:</b>	<b>General Funds:</b>	<b>Federal Funds:</b>	<b>Total:</b>
N00G0002 7B03	\$160,564.75	\$126,158.02	\$ 286,722.77
N00G0003 7C03	\$329,454.58	\$258,857.17	\$ 588,311.75
N00G0004 7D03	\$199,813.68	\$156,996.46	\$ 356,810.14
N00G0005 7E03	<u>\$ 76,119.52</u>	<u>\$ 59,808.20</u>	<u>\$ 135,927.72</u>
<b>Total</b>	<b>\$765,952.53</b>	<b>\$601,819.85</b>	<b>\$1,367,772.38</b>

**Recommendation:** Approval is requested for a 5 year lease of 76,583 sf of space at \$17.86 per sf for an annual rent of \$1,367,772.38, with a 5 year renewal option subject to future Board of Public Works approval. The lease approval being requested is a renewal of a prior 5 year option. Reference is made to item 15-LT approved on 7/11/12, wherein the BPW approved a 5 year lease with a 5 year renewal option.

**Remarks:**

1. This space has been used since February 1, 2001 as the Headquarters for the Baltimore County Department of Social Services with client contact. Functions within this office include Family Investment, Housing, Child Support and General Administration.

**11-LT-OPT. TENANT LEASE (cont'd)**

2. The lease provides for 350 parking spaces at no additional cost (50 reserve parking spaces in the covered parking deck and 300 surface use-in common parking spaces).
3. The lease contains a termination for convenience clause.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## **12-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works enter into grant agreements for the following grants:

***Board of Directors of the Agricultural Research & Exposition Foundation, Inc.***

*Agricultural Research and Exposition Foundation (Harford County)*

*“For the site preparation and site improvements of property, located in Harford County.”*

**\$50,000.00**

*Maryland Consolidated Capital Bond Loan of 2015 (MISC – Chapter 495, Acts of 2015)  
DGS Item 127*

**\$100,000.00**

*Maryland Consolidated Capital Bond Loan of 2015 (LSI – Chapter 495, Acts of 2015)  
DGS Item 138, (SL-046-150-038)*

**Matching Fund:** No match is required.

***Background:***

Total Project	\$300,000.00
<b>15-127 (This Action)</b>	<b>\$ 50,000.00</b>
<b>15-138 (This Action)</b>	<b>\$100,000.00</b>
Local Cost	\$150,000.00

***Remarks:***

1. The 2015 bond bills name the Board of Directors of the Agricultural Research & Exposition Foundation, Inc. The full legal name of the grantee organization is Harford County Agricultural Research and Exposition Foundation, Inc. The 2015 grant agreements reflect the grantee's full legal name.
2. The grant agreements have been modified to include: Harford County, Maryland as a "beneficiary" throughout the documents; and *Indemnification. To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations*, Grantee....
3. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

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**12-CGL. CAPITAL GRANTS AND LOANS (cont'd)**

4. 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.
5. Invoices should be submitted to the Department of General Services for the disbursement of funds.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

### **13-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works enter into a grant agreement for the following grant:

***County Executive and County Council of Baltimore County***  
***Baltimore County Streetscaping (Baltimore County)***

***“For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of streetscaping in Baltimore County.”***

**\$5,000,000.00**

***Maryland Consolidated Capital Bond Loan of 2016 (MISC – Chapter 027, Acts of 2016)***  
***DGS Item 131, (SL-022-160-038)***

**Matching Fund:** No match is required.

**Background:**

Total Project	\$5,000,000.00
<b>16-131 (This Action)</b>	<b>\$5,000,000.00</b>
Local Cost	\$ 0.00

**Remarks:**

1. The Grant Agreement has been revised with the following: 16. *Indemnification. To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee...*
2. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
3. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## **14-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

***Board of Directors of The Humane Society of Baltimore County, Inc.***

*Baltimore Humane Society Animal Safety and Energy Efficiency Plan (Baltimore County)*

*“For acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the outdoor dog cages at the shelter and installation of geothermal systems, located in Baltimore County.”*

**\$165,000.00**

*Maryland Consolidated Capital Bond Loan of 2016 (LSI - Chapter 027, Acts of 2016)  
DGS Item G140; (SL-001-100-038)*

**Matching Fund:** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2018 and the Board of Public Works to certify a matching fund. The Board of Directors of The Humane Society of Baltimore, Inc. has as submitted documentation that it has over \$165,000.00 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND:**

Total Project	\$ 685,000.00
<b>16-G140 (This Action)</b>	<b>\$ 165,000.00</b>
13-G054 (Prior Action)	\$ 35,000.00
10-G117 (Prior Action)	\$ 75,000.00
10-G038 (Prior Action)	\$ 75,000.00
Local Cost	\$ 335,000.00

(Prior Action: 12/18/13 Agenda, Item 13-CGL; 5/8/11 Agenda, Item 10-CGL; and 8/11/10 Agenda, Item 35-CGL)

**Remarks:**

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

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**14-CGL. CAPITAL GRANTS AND LOANS (cont'd)**

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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## **15-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

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

*“For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Dorchester County Family YMCA building, including repairs to the building’s roof, located in Dorchester County.”*

**\$100,000.00**

*Maryland Consolidated Capital Bond Loan of 2016 (LSI – Chapter 027, Acts of 2016)*  
*DGS Item G074; (SL-010-100-038)*

**Matching Fund:** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2018 and the Board of Public Works to certify a matching fund. The Board of Directors of the Dorchester County Family YMCA, Inc. has submitted evidence in the form of canceled checks and invoices that they have \$375,959.03 in prior eligible expenditures and \$58,764.00 in eligible expenditures for a total of \$434,723.03 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 Dorchester County Family YMCA, Inc. \$58,764.00 for eligible expenditures.

### ***Background:***

Total Project	\$3,292,000.00
<b>16-G074 (This Action)</b>	<b>\$ 100,000.00</b>
10-G047 (Prior Action)	\$ 70,000.00
08-G063 (Prior Action)	\$ 25,000.00
07-G050 (Prior Action)	\$ 150,000.00
07-G129 (Prior Action)	\$ 50,000.00
06-G147 (Prior Action)	\$ 200,000.00
06-G065 (Prior Action)	\$ 50,000.00
04-G039 (Prior Action)	\$ 10,000.00
Local Cost	\$2,637,000.00

(Prior Agendas: 11/3/10 Agenda, Item 12-CGL; 01/28/09 Agenda, Item 23-CGL; 07/02/08 Agenda, Item 7-CGL A. & B.; 10/3/07 Agenda, Item 13-CGL C.; 08/22/07 Agenda, Item 18-CGL B.; and 07/05/06 Agenda, Item 9-CGL)

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**15-CGL. CAPITAL GRANTS AND LOANS (cont'd)**

**Remarks:**

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. The 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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## **16-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works enter into a grant agreement for the following grant:

***Board of Directors of Elizabeth Seton High School, Inc.***

*Elizabeth Seton High School Athletic Field (Prince George's County)*

*"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Elizabeth Seton High School athletic field, including site improvements to the field, located in Prince George's County."*

**\$30,000.00**

*Maryland Consolidated Capital Bond Loan of 2016 (LSI – Chapter 027, Acts of 2016)*

*DGS Item 144; (SL-031-140-038)*

**Matching Fund:** No match is required.

***Background:***

Total Project	\$1,264,543.61
<b>16-144 (This Action)</b>	<b>\$ 30,000.00 (Non-match)</b>
14-G106 (Prior Action)	\$ 25,000.00 (Match)
14-G178 (Prior Action)	\$ 75,000.00 (Match)
Local Cost	\$1,134,543.61

(Prior Action: 6/17/15 Agenda; Item 18-CGL)

***Remarks:***

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. The 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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## **17-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

***Board of Trustees of the Irvine Natural Science Center, Inc.***

*Irvine Nature Center Native American Village (Baltimore County)*

*“For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Native American village site at the Irvine Nature Center, including landscaping and site improvements to the center’s grounds, located in Baltimore County.”*

**\$50,000.00**

*Maryland Consolidated Capital Bond Loan of 2016 (LSI – Chapter 027, Acts of 2016),  
DGS Item G063*

**\$100,000.00**

*Maryland Consolidated Capital Bond Loan of 2016 (LHI – Chapter 027, Acts of 2016),  
DGS Item G144; (SL-021-160-038)*

**Matching Fund:** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2018 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Irvine Natural Science Center, Inc. is utilizing the value of property as their matching fund. The Department of General Services, Real Estate Office reviewed the appraisal for 11111 Garrison Forest Road in Baltimore County, and approved a value of \$600,000.00 to meet the matching fund requirement for this project.

***Background:***

Total Project	\$300,000.00
<b>16-G063 (This Action)</b>	<b>\$ 50,000.00</b>
<b>16-G144 (This Action)</b>	<b>\$100,000.00</b>
Local Cost	\$150,000.00

***Remarks:***

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

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**17-CGL. CAPITAL GRANTS AND LOANS (cont'd)**

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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## **18-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

***Maryland-National Capital Park and Planning Commission  
Josiah Henson Park (Montgomery County)***

*“For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Josiah Henson Park, including site improvements and landscaping, located in Montgomery County.”*

**\$100,000.00**

*Maryland Consolidated Capital Bond Loan of 2015 (LHI – Chapter 495, Acts of 2015)  
DGS Item G074; (SL-056-150-038)*

**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 Maryland-National Capital Park and Planning Commission has submitted documentation that \$300,000.00 has been approved for the Fiscal Year 2017 budget to meet the matching fund requirement for this project.

<b>Background:</b>	Total Project	\$8,752,000.00
	<b>15-G074 (This Action)</b>	<b>\$ 100,000.00</b>
	Local Cost	\$8,652,000.00

**Remarks:**

1. The grant agreement has been revised with the following: 16. *Indemnification: To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee....*
2. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
3. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

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**18-CGL. CAPITAL GRANTS AND LOANS (cont'd)**

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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## **19-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

***Maryland-National Capital Park and Planning Commission***

***Park Berkshire Neighborhood Park (Prince George's County)***

*"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of concession stands, storage facilities, and restroom buildings at Park Berkshire Neighborhood Park, located in Prince George's County."*

**\$100,000.00**

*Maryland Consolidated Capital Bond Loan of 2015 (LHI – Chapter 495, Acts of 2015)  
DGS Item G081*

**\$150,000.00**

*Maryland Consolidated Capital Bond Loan of 2015 (LSI – Chapter 495, Acts of 2015)  
DGS Item G142; (SL-055-150-038)*

**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 Maryland-National Capital Park and Planning Commission has submitted documentation that \$323,000.00 has been approved through their Fiscal Year 2015 budget to meet the matching fund requirement for this project.

**Background:**

Total Project	\$773,000.00
<b>15-G081 (This Action)</b>	<b>\$100,000.00</b>
<b>15-G142 (This Action)</b>	<b>\$150,000.00</b>
Local Cost	\$523,000.00

**Remarks:**

1. The grant agreement has been revised with the following: 16.*Indemnification: To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee....*
2. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

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**19-CGL. CAPITAL GRANTS AND LOANS (cont'd)**

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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Contact: *Cathy Ensor*  
410.767.4107  
[cathy.ensor@maryland.gov](mailto:cathy.ensor@maryland.gov)

## **20-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

***Mayor and Town Council of the Town of North Beach***

***Town of North Beach Flood Mitigation Project (Calvert County)***

*“For acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of site improvements and flood controls for the 7<sup>th</sup> and 9<sup>th</sup> Street outfalls, located in Calvert County.”*

**\$50,000.00**

*Maryland Consolidated Capital Bond Loan of 2015 (LSI - Chapter 495, Acts of 2015)  
DGS Item G113; (SL-054-150-038)*

**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 Mayor and Town Council of the Town of North Beach has as submitted evidence in the form of canceled checks and invoices that it has \$263,190.80 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Mayor and Town Council of the Town of North Beach \$50,000.00 for eligible expenditures.

**Background:**

Total Project	\$ 250,000.00
<b>15-G113 (This Action)</b>	<b>\$ 50,000.00</b>
Local Cost	\$ 200,000.00

**Remarks:**

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. The 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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Contact: *Cathy Ensor*  
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## **21-CGL. CAPITAL GRANTS AND LOANS**

**Recommendation:** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*County Executive and County Council of Baltimore County  
Worthington Valley Roundabout (Baltimore County)*

*“For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of a traffic roundabout at the intersection of Greenspring Avenue and Tufton Avenue in Baltimore County.”*

**\$400,000.00**

*Maryland Consolidated Capital Bond Loan of 2016 (MISC – Chapter 027, Acts of 2016)  
DGS Item G025; (SL-023-160-038)*

**Matching Fund:** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2018 and the Board of Public Works to certify a matching fund. The County Executive and County Council of Baltimore County has submitted documentation that \$600,000.00 has been approved for the Fiscal Year 2017 budget to meet the matching fund requirement for this project.

<b>Background:</b>	Total Project	\$1,000,000.00
	<b>16-G025 (This Action)</b>	<b>\$ 400,000.00</b>
	Local Cost	\$ 600,000.00

**Remarks:**

1. The grant agreement has been revised with the following: 16. *Indemnification: To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee....*
2. Item ZA00.AL, Chapter 027, Acts of 2016 (page 31 of the MCCBL) incorrectly references “a traffic roundabout at the intersection of Falls Road and Tufton Avenue in Baltimore County”. In accordance with Section 1(9), Chapter 027, Acts of 2016 and as per Department of Budget and Management (DBM) letter dated October 20, 2016, the recommendation above and the grant agreement are corrected to “the intersection of Greenspring Avenue and Tufton Avenue in Baltimore County”. DBM indicates the proposed use of funds should be approved notwithstanding this error in location of the project.

**21-CGL. CAPITAL GRANTS AND LOANS (cont'd)**

3. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
4. 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.
5. 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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

# Supplemental

Contact: Robert Suit

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## 22-LL-MOD. LANDLORD LEASE

*Department of Natural Resources*

**Tenant:** National Sailing Hall of Fame

**Property:** Land and building  
67, 69, and 71 Prince George Street  
Annapolis, Maryland 21401

**Previous Board Actions:** DGS Item 5-LL (2/10/2010)

*[Approved: Agreement to Lease/Lease and Interim Lease]*

DGS Item 10-LL-Mod (1/25/2012)

DGS Item 12-LL-Mod (10/29/2014)

**Type:** Extension

**Effective:** February 24, 2010

**Agreement to Lease/Lease Duration:** 50 years following completion of Trigger Events

**Interim Lease Duration:** Earlier of ten years or satisfaction of Trigger Events

**Annual Rent:** \$1.00

**Utilities Responsibility:** Tenant

**Custodial Responsibility:** Tenant

**Recommendation:** Board of Public Works approval is requested to amend the:

- (1) Agreement to Lease and Lease to extend the date by which the Tenant must satisfy the Trigger Events from February 24, 2017 to February 24, 2020; and
- (2) Interim Lease to extend the termination date from February 24, 2017 to February 24, 2020.

**Background:** The Agreement to Lease and Lease between the Department of Natural Resources and the Tenant provides for the development of a new National Sailing Hall of Fame museum along the downtown Annapolis waterfront upon satisfaction by the Tenant of express conditions. These “Trigger Events” include demonstration to the State’s satisfaction that sufficient funds have been raised for the project and issuance of construction permits and entitlements.

# Supplemental

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## **22-LL-MOD. LANDLORD LEASE (cont'd)**

The Interim Lease permits the Tenant to use the premises and existing structure on the premises while Tenant pursues satisfying the Trigger Events. The Agreement to Lease and Lease commences upon satisfaction of the Trigger Events, and must be accomplished by February 23, 2017 or the Agreement to Lease and Lease automatically terminates.

The Tenant acknowledges that the Trigger Events will not be satisfied by February 23, 2017; however, the Tenant is diligently and actively working toward satisfaction of the Trigger Events. In its current use of the premises under the Interim Lease, the Tenant has provided valuable academic and outreach programs for local and city youth, recovering war veterans, regattas, as well as free public displays of sailing opportunities on historic vessels.

This Item was withdrawn as DGS Item 11-LL from the January 25, 2017 Board of Public Works Agenda.

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### **BOARD OF PUBLIC WORKS**

### **THIS ITEM WAS:**

**APPROVED\***

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**\* Item approved with the following condition:** The National Sailing Hall of Fame shall submit annual reports to the Board of Public Works (with copies to Maryland Historical Trust and the Departments of Natural Resources and General Services) that update information on:

- Progress toward fundraising goals for:
  - Trigger events; and
  - Annual operations;
- Burtiss House historic structure report;
- National Sailing Hall of Fame building design; and
- Educational programs, including participation levels.