

*BOARD OF PUBLIC WORKS*  
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*JANUARY 2, 2019*

*MEETING LOCATION: STATE HOUSE, 100 STATE CIRCLE  
GOVERNOR'S RECEPTION ROOM, ANNAPOLIS, MD 21401*

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Contact: Gabriel Gnall 410.260.7335  
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1. **BOARD OF PUBLIC WORKS**  
***Procurement Agency Activity Report***

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

*Public Safety & Correctional Svs*

*November 2018*

**Authority:** COMAR 21.02.01.05

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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**WITHDRAWN**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  
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*Contact: Gabriel Gnall 410-260-7335  
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**2. BOARD OF PUBLIC WORKS**

***COMAR Title 21: State Procurement Regulations/FINAL Action***

***Recommendation:*** That the Board of Public Works take final action to adopt, with non-substantive changes, new and amended COMAR Title 21, State Procurement Regulations.

***Proposal Approved:*** Secretary's Agenda Item 23 (7/19/2018)

***AE LR Review:*** Complete

***Proposal Published:*** 44 *Maryland Register* 942-954 (9/28/2018)

***Public Comment:*** Public comment was received that gave valuable insight leading to more appropriate terminology for final adoption.

***Final Action:*** Upon review of the proposal and public comment, the Procurement Advisor recommends that the Board adopt the proposal with limited non-substantive changes, as noted below, to improve clarity.

**(1) Implement new procurement laws from 2017 legislative session**

***Amend as proposed:***

21.01.03.01(17)	Exemptions – Custody of Investments
21.01.03.01(35)	Exemptions – Historic Structures
21.01.03.01(35-3)	Exemptions – Care of Art
21.02.01.05	Review and Approval of the Award of Procurement Contracts
21.05.01.01	Methods of Source Selection
21.05.01.02	Preference for Competitive Sealed Bidding – Repealed
21.05.02.04	Competitive Sealed Bidding – Public Notice
21.05.02.05	Competitive Sealed Bidding – Prequalification – Repealed
21.05.03.01	Competitive Sealed Proposals – Remove Determinations
21.05.03.03	Competitive Sealed Proposals – Evaluation
21.05.06.01	Emergency and Expedited Procurements – Application
21.05.07.01B(4)	Small Procurement – Definitions
21.05.07.04	Small Procurement – Categories
21.05.07.05	Small Procurement – Prohibitions
21.05.08	Authority – Statute Reference
21.05.09.04	Intergovernmental Cooperative Purchasing – Determinations
21.05.09.05	Intergovernmental Cooperative Purchasing – Approvals
21.05.09.08	Intergovernmental Cooperative Purchasing – Agreements
21.10.03	Authority – State Reference
21.10.04.04	Contract Claims and Disputes – Disposition of Claim
21.11.01.01B	Small Business Procurements – Definitions

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**2. BOARD OF PUBLIC WORKS (cont'd)**  
***COMAR Title 21: State Procurement Regulations/FINAL Action***

**(1) (cont'd)**

- 21.11.01.04 Small Business Eligibility/Certification
- 21.11.01.05 Small Business Preference Program
- 21.11.01.06 Small Business Reserve Program
- 21.11.03.10 Minority Business Enterprise – Contract Award
- 21.11.03.12 Amendment of MBE Participation Schedule
- 21.11.03.12-1 Counting MBE Participation
- 21.13.01.17 Reporting Requirements – SBE Quarterly Report

**(2) Revise regulations in accordance with prior legislative changes**

- Amend as proposed:*** 21.05.01.05B Permissible Disclosures – Statute Citation
- 21.05.03.02G(2) Receipt of Proposals – Statute Citation
  - 21.11.03.12 Amendment of MBE Participation Schedule
  - 21.11.05.01B Preferred Providers – Definitions
  - 21.11.05.04 Duties of Pricing Authorities – Pricing Committees
  - 21.11.05.07 Responsibilities of Procuring Agencies – Order of Priority
  - 21.11.13.01A Veteran-Owned Small Business Enterprises

**(3) Revise regulations to coincide with prior regulation revisions**

- Amend as proposed:*** 21.01.03.01A(4) Exemptions – Reference to 21.14
- 21.07.02.10 Mandatory Contract Provisions – Performance Bond

**(4) Revise regulation to correct typographical error**

- Amend as proposed:*** 21.02.05.04A(4) DGS – Commodity Procurement

**(5) Revise regulation to correct inconsistent terminology**

- Amend as proposed:*** 21.01.02.01B(29) Definitions – Control Authority or Agency

**(6) Implement new procurement laws from 2017 legislative session**

***Adopt/amend with non-substantive changes:*** Final adoption will include minor revisions to the proposed text. The minor revisions reflect public comment received; clarify the proposal's intent; and do not disadvantage in any significant way the groups affected by the regulations.

**21.05.13 Master Contracting (New Chapter)**

Language added to define “master contractor agreement” to differentiate between proposal's use of “master contract” in two senses; related language changes made throughout to clarify which usage was intended.

**21.07.01.19 Mandatory Contract Provisions – Financial Disclosure**

Language clarified to ensure that regulation does not go beyond statutory requirements and is consistent with COMAR 21.07.01.25 and 21.07.03.07.

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2. **BOARD OF PUBLIC WORKS** (*cont'd*)  
***COMAR Title 21: State Procurement Regulations/FINAL Action***

(6) (*cont'd*)

21.07.01.25 Mandatory Contract Provisions – Contract Affidavit

Language clarified to ensure that regulation does not go beyond statutory requirements and is consistent with COMAR 21.07.01.19 and 21.07.03.07.

21.07.03.07 Mandatory Terms and Conditions – Financial Disclosure

Language clarified to ensure that regulation does not go beyond statutory requirements and is consistent with COMAR 21.07.01.19 and 21.07.01.25.

(7) Revise regulations in accordance with prior legislative changes

**Amend with non-substantive changes:** Final adoption will include minor revisions to the proposed text. The minor revisions reflect public comment received; clarify the proposal's intent; and do not disadvantage in any significant way the groups affected by the regulations.

21.07.03.08 Mandatory Terms - Political Contribution Disclosure

Language clarified to ensure that regulation does not go beyond statutory requirements.

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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  
January 2, 2019**



*Contact: Gabriel Gnall 410-260-7335  
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**3. BOARD OF PUBLIC WORKS**  
***COMAR Title 21: State Procurement Regulations/PROPOSAL***

**Recommendation:** That the Board of Public Works propose new regulations and amendments to COMAR Title 21, State Procurement Regulations

**Proposal:** Revise regulations in COMAR Title 21 to implement recently-enacted legislation, update requirements, and correct outdated or inconsistent terminology.

**(1) Implement new procurement laws from 2018 legislative session**

**Amend:**

21.05.01.04	Reciprocal Preferences – Supplies or Services
21.05.01.04-1	Reciprocal Preferences – Architectural or Engineering
21.07.01.14	Mandatory Contract Provisions – Liquidated Damages
21.07.01.27	Performance and Payment Bonds (New Regulation)
21.07.01.27-1	Performance and Payment Bonds – Multiyear Annual and Renewable (New Regulation)
21.07.02.08	Mandatory Construction Contract Clauses – Liquidated Damages
21.07.02.10-1	Performance and Payment Bonds – Multiyear Annual and Renewable (New Regulation)
21.11.03.10	Minority Business Enterprise – Contract Award
21.11.13.04	Veteran-Owned Small Business Enterprises – Responsibility

**(2) Revise regulations in accordance with prior legislative changes**

**Amend:**

21.01.02.01B(80)	Definitions – Small Business
21.05.12.03	Procurement Methods – Small Procurement
21.11.01.02	Small Business Procurement Programs
21.11.01.05	Small Business Preference Program
21.13.01.03	Reporting Requirements – Small Business Programs

**(3) Revise regulations to update Minority Business Enterprise Policies**

**Amend:**

21.11.03.09	Minority Business Enterprise – Procurement Solicitations
21.11.03.10	Minority Business Enterprise – Contract Award
21.11.03.11	Minority Business Enterprise – Waiver

**(4) Revise regulation to update Procurement Agency Activity Reports (PAAR) requirement**

**Amend:**

21.02.01.05	Reporting by Maryland Environmental Service
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**3. BOARD OF PUBLIC WORKS (cont'd)**  
***COMAR Title 21: State Procurement Regulations/PROPOSAL***

**(5) Revise regulations to update terminology**

<b>Amend:</b>	21.05.02.08	Competitive Sealed Bidding – Amendments to IFB
	21.07.02.02	Mandatory Construction Contract Clauses – Changes
	21.07.02.03	Mandatory Construction Contract Clauses – Variations in Estimated Quantities
	21.07.02.04	Mandatory Construction Contract Clauses – Suspension of Work
	21.07.02.05	Mandatory Construction Contract Clauses – Differing Site Conditions
	21.07.02.06	Mandatory Construction Contract Clauses – Site Investigation
	21.07.02.07	Mandatory Construction Contract Clauses – Default, Delay and Time Extensions
	21.07.02.09	Mandatory Construction Contract Clauses – Termination for Convenience
	21.07.02.10	Performance and Payment Bonds

**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*.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**REVISED**

BOARD OF PUBLIC WORKS  
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Contact: Bill Morgante 410-260-7791  
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**4. BOARD OF PUBLIC WORKS**  
***Wetlands Licenses***

**Recommendation:** The Board of Public Works Wetlands Administrator recommends that the Board grant licenses for projects involving dredging and filling in the navigable waters of Maryland.

**MDE:** The Maryland Department of the Environment concurs with this recommendation.

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

**KENT COUNTY**

18-0614 **WILLIAM VAIL** – To maintain navigable access by mechanically dredging a channel and boat slip.

*Rock Hall, Swan Creek*

Special conditions: *Time-of-year restriction. Requirements for maintenance dredging, transport of dredged material, staking, approval from Kent Co. Planning & Zoning, and post-dredge bathymetric survey.*

**TALBOT COUNTY**

18-0570 **JOHN RELMAN** – To protect the shoreline by constructing a sand containment sill, and filling, grading and planting with marsh vegetation.

*Royal Oak, Choptank River*

Special conditions: *Requirements for marsh establishment area and marsh maintenance plan.*

**Wetlands created:** *5,500 s.f.*

18-0400 **TALBOT COUNTY DEPARTMENT OF PUBLIC WORKS** – To maintain navigable access by hydraulically or mechanically maintenance dredging a marina basin.

*Tilghman, Knapps Narrows*

Special Conditions: *Requirements for dredged material disposal plan, coordination with U. S. Coast Guard and reporting back to MDE, dredged area staking and approval, maintenance dredging, and a post bathymetric survey. If hydraulic dredging is used: requirements for pipeline markings, dredged material releases, and pipeline removal.*

**REVISED**

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

**WORCESTER COUNTY**

- 17-1274 *OCEAN CITY MAYOR AND CITY COUNCIL* – To extend an airport runway to adhere to FAA design standards by filling vegetated wetlands and **mitigating for the impact of the fill by converting, onsite,** *Phragmites* wetlands to low marsh.  
*Berlin, Sinepuxent Bay*  
Special conditions: *Requirements for site monitoring and reporting.*
- 17-0951 *OCEAN CITY MAYOR AND CITY COUNCIL* – To improve navigable access by mechanically maintenance dredging a channel and providing for a six-year dredging period.  
*Ocean City, Assawoman Bay*  
Special conditions: *Time-of-year restriction. Requirements for maintenance dredging, disposal plans, and Worcester County Soil Conservation approval.*

BOARD OF PUBLIC WORKS

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**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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**5. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT  
Maryland Bond Program/Rental Housing Works**

**Recommendation:** That the Board of Public Works approve DHCD allowing the borrower to grant an easement for a communication facility (rooftop cell tower) as described on real property that secures two loans, one through the Maryland Bond Program and one through Rental Housing Works.

**Authority:** §§ 4-101 -- 4-255, Housing & Community Development Article,  
Annotated Code of Maryland; COMAR 05.12.01  
Maryland Consolidated Capital Bond Loan of 2015

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

**Borrower:** Hampstead Cumberland Arms Partners II, LP

**Project Address:** Cumberland Arms Apartments  
10 N. Liberty Street, Cumberland 21502, Allegany County

**Amount:** Original MBP Loan/Current Balance: \$3,415,000/\$3,380,000  
Original RHW Loan/Current Balance: \$2,500,000/\$2,500,000

**History:** In September 2015, DHCD lent general obligation bond proceeds to Hampstead Cumberland Arms Partners II, LP to finance the construction of the Cumberland Arms Apartments, an affordable rental housing project for seniors. The project, comprising 69 units, provides housing for elderly tenants with limited incomes.

The borrower seeks to grant New Cingular Wireless PCS, LLC an option to lease approximately 450 square feet of rooftop space, including the air space above it, to install a communication facility. The initial lease term is five years with an automatic renewal of four additional five year terms. New Cingular Wireless will pay \$2,400 monthly. This easement will provide additional cash toward repayment of the loan.

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**BOARD OF PUBLIC WORKS**

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**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
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**6. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve new grant and loan funding up to \$46,959,973 to **Washington Suburban Sanitary Commission** for the **Piscataway Wastewater Treatment Plant Bio-Energy Project** in Prince George's County. Funding may involve multiple sources, including general obligation bond proceeds as the required 20% match to federal funds and other funds. (Legislative District 26)

**A. New Loan - Water Quality State Revolving Loan Fund estimated \$43,959,973**

Borrower will repay this loan over a period not to exceed 30 years following project completion, at the Disadvantaged Community interest rate of 25% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, loan recipients in State fiscal year 2018 received interest-rates ranging from 0.70% to 0.80%. To secure this debt, Borrower will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration.

**B. New Grant - Energy-Water Infrastructure Program up to \$3,000,000**

**Project Description:** This project involves the design and construction of bio-energy facilities at the existing site of the Washington Suburban Sanitary Commission (WSSC) Piscataway Wastewater Treatment Plant in Prince George's County that will receive sludge from the other WSSC wastewater treatment plants. The project will include a high-temperature thermal hydrolysis solids treatment process to precondition sludge prior to anaerobic digestion, anaerobic digestion facilities, and facilities to provide dewatered Class A Biosolids. In addition, a combined heat and power facility will be constructed to capture the biogas from the digesters to be used for the production of steam and electrical power for the plant. Odor control, process water treatment, generators, and boilers are also included in the project. The anticipated project outcomes are production of Class A Biosolids for beneficial uses, recovery of renewable energy from biomass and reduction in energy, chemical and sludge disposal costs.

**Project Funding Sources:**

<b>Water Quality State Revolving Loan Fund</b>	<b>\$ 43,959,973</b>
Water Quality State Revolving Loan Fund - Green (Future)	\$ 42,663,099
<b>Energy-Water Infrastructure Program (EWIP 02.16)</b>	<b>\$ 3,000,000</b>
Local Share	<u>\$159,053,928</u>
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$248,677,000</b>

**Authority:** Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act and Capital Budget Appropriation - Energy Water Infrastructure Program (U00A01.14)

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.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

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**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
January 2, 2019**



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**7. OFFICE OF THE ATTORNEY GENERAL**

**Recommendation:** That the Board of Public Works approve the Attorney General's proposal to compensate outside special litigation counsel with a portion of the State's recovery in litigation concerning the manufacture and distribution of prescription opioids.

**Authority:** Section 10-305, State Finance & Procurement Article,  
Annotated Code of Maryland

**Contractors:** Robbins Geller Rudman & Dowd LLP, San Diego, CA  
Lieff Cabraser Heimann & Bernstein LLP, San Francisco, CA  
Silverman Thompson Slutkin & White LLC, Baltimore, MD

**Contract Description:** Opioids Investigations Special Litigation Counsel

**Fee:** Calculated as percentage of net monetary recovery:

Amount of Recovery	Percentage %			
	Before Filing Statement of Charges/Complaint	Before Motions for Summary Decision/Motions for Summary Judgment	Before Administrative Hearing/Trial	After Entry of Judgment and Post-Trial Motions
\$1-\$10,00,000	0	0	0	0
\$10,000,001-\$50,000,000	2	4	8	8
\$50,000,001-\$100,000,000	4	8		
\$100,000,001-\$150,000,000				
\$150,000,001-\$200,000,000				
\$200,000,001-\$250,000,000				
\$250,000,001-\$300,000,000	3	6	6	6
\$300,000,001-\$400,000,000				
\$400,000,001-\$500,000,000				
\$500,000,001-\$1,000,000,000		3	3	3
More than \$1,000,000,000				

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**7. OFFICE OF THE ATTORNEY GENERAL (cont'd)**

***Remarks:***

*Opioids epidemic.* Despite widespread public and private sector efforts, the opioid crisis exacts a heavy toll in lives, suffering, and resources. As one of the most serious public health and safety emergencies of our time, the crisis requires a strong response across all levels and branches of government to ensure that all avenues for abating this epidemic are pursued and supported.

*Opioids investigations.* The Office of the Attorney General has been pursuing Maryland-specific investigations and participating in several multi-state investigations of opioid manufacturers and distributors for potential violations of State laws governing the marketing, sale, and distribution of prescription opioids. Earlier this year, the Consumer Protection Division filed charges against Insys Therapeutics, Inc. for multiple violations of the Consumer Protection Act. The charges allege that Insys engaged in unfair and deceptive trade practices through a calculated scheme to increase profits and market share of an extremely potent opioid at the expense of vulnerable patients and consumers.

*Outside Counsel.* The multiple targets and enormous scope of these ongoing investigations require an investment of effort and resources significantly beyond the capacity of the Office of the Attorney General, even assuming an addition of personnel to the Consumer Protection Division. Thus, after receiving approval from the Governor, the Attorney General issued a Request for Proposals for outside counsel. The Office received timely proposals from nine teams of law firms and appointed a committee, which included a representative of the Governor's office, to evaluate the proposals. The committee evaluated the technical proposals and interviewed all of the applicant teams. After deciding which teams' technical proposals were the five best qualified on the basis of criteria set forth in the Request for Proposals, the committee opened and considered the sealed fee proposals.

After requesting Best and Final Offers from the four highest-ranking teams, the committee unanimously recommended to the Attorney General that the best-qualified team is Robbins Geller Rudman & Dowd LLP, Lieff Cabraser Heimann & Bernstein LLP, and Silverman Thompson Slutkin & White LLC. The first two members of this team are nationally-recognized as expert counsel in opioids litigation and are representing clients in the Multi-District Litigation as well as in other suits across the country. The third member of the team is a highly respected local firm with a wealth of relevant experience.

*Fee Arrangement.* The Attorney General seeks to compensate outside counsel with a percentage of recovery in cases handled by outside counsel as shown in the Amount field. This arrangement compares favorably to fee schedules used by other state and local governments for similar litigation. If the Attorney General terminates outside counsel before there is a recovery, the outside counsel will not receive any recovery for costs. The only way outside counsel may receive a recovery is as a percentage of any recovery the State receives.

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7. **OFFICE OF THE ATTORNEY GENERAL** (cont'd)  
***Legal Representation with Contingency Fee***

***Fund Source:*** Litigation Recovery

***Resident Business:*** Silverman Thompson Slutkin & White (Local Counsel) Yes

***Tax Compliance:*** Silverman Thompson Slutkin & White 1(Local Counsel 8-3201-0101)

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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  
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**8. ST. MARY'S COLLEGE OF MARYLAND  
*Historic St. Mary's City Commission  
Maryland Heritage Interpretive Center***

***Contract ID:*** Maryland Heritage Interpretive Center  
SMC-9C-4271

***Description:*** AE services: revise, update construction documents, exhibit designs

***Award:*** SmithGroup JJR, Inc. Architects

***Amount:*** \$495,200

***Procurement Method:*** Sole Source

***Remarks:*** Reference is made to Secretary's Agenda Item DGS Item 8-GM (7/11/2007) in which the Board of Public Works approved the Department of General Services transferring procurement authority to the Historic St. Mary's City Commission for the Maryland Heritage Interpretive Center project. That Item explained that DGS, the Commission, and St. Mary's College of Maryland would enter into a memorandum of understanding through which the College would manage, design, and construct the Maryland Heritage Interpretive Center project in conjunction with the College's nearby project to replace Anne Arundel Hall. The project would be conducted through the College's procurement authority under State Finance and Procurement Article, § 11-203(e) and Education Article, § 14-405(f).

Subsequently, the Board approved the College awarding a "full AE design and construction administration services" contract to Smith Group for the "replacement of Anne Arundel Hall and construction of the Maryland Heritage Interpretive Center." Secretary's Agenda Item 18 (3/4/2009). Later, the Board approved a modification to that contract to add exhibit design services. Secretary's Agenda Item 10 (3/10/2010).

SmithGroup completed the design for the Center in January 2012. Construction did not proceed due to funding constraints. Six years later, capital funds have been appropriated to the Commission "to design, construct, and conduct archeology on the site of the Maryland Heritage Interpretive Center."



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8. **ST. MARY'S COLLEGE OF MARYLAND** (*cont'd*)  
*Historic St. Mary's City Commission*  
*Maryland Heritage Interpretive Center*

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

The College now requests that the original architect complete a review of the previously-developed construction documents and revise them to meet current codes. This scope of work also includes the architect's services during the bidding phase, the architect's procurement of a consultant for exhibit design (the previous firm is defunct), and the update and redesign of the exhibits to meet the Commission's current requirements.

**Fund Source:** MCBBL 2018 (104)

**Approp. Code:** 622

**Resident Business:** No

**MD Tax Clearance:** 18-1922-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
January 2, 2019



Contact: Maury Schlesinger  
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9. **ST. MARY'S COLLEGE OF MARYLAND**  
*Historic St. Mary's City Commission*  
*Maryland Heritage Interpretive Center*

**Recommendation:** That the Board of Public Works approve the Historic St. Mary's City Commission expending general obligation bond proceeds as described.

**Authority:** State Finance & Procurement Article, Annotated Code of MD, § 8-301

**Description:** Contractual archaeologists to perform archaeological field work; supplies; equipment rental; and other purchases in direct support of archaeological efforts during Maryland Heritage Interpretive Center project.

**Amount:** \$ 345,849

**Fund Source:** MCCBL 2018 (104) **Appropriation Code:** 622

**Remarks:** Construction is planned to begin January 2020; the site's National Historic Landmark status requires archaeological investigation before construction. Commission staff archaeologists will supervise the contracted personnel.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
January 2, 2019



APP 1

Contact: Eric Lomboy 410-767-7522  
Eric.Lomboy@maryland.gov

**A1. DEPARTMENT OF GENERAL SERVICES for  
DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES  
*Baltimore City Booking and Intake Center***

**Contract ID:** Replace Fire Alarm System  
ADPICS No.: 001B9400187, Project: K-745-190-001

**Contract Type:** Architecture and Engineering

**Description:** Design specifications and drawings to install new fire alarm system at the Baltimore City Booking and Intake Center

**Procurement Method:** Emergency

**Date Emergency Declared:** July 30, 2018

**Bid:** Koffel Associates, Inc. Columbia, MD \$63,000

**Award:** Koffel Associates, Inc.

**Award Date:** September 7, 2018

**Contract Amount:** \$63,000

**Term:** 90 calendar days

**MBE Participation:** 0%

**Fund Source:** H00 19 77051 01 1498

**Remarks:**

*Nature of Emergency:* The 23-year old fire alarm system at the Baltimore City Booking and Intake Center failed regularly. DGS solicited for construction companies; however, no bids were received because the design requirements were insufficient. There is insufficient DPSCS or DGS in-house staff to provide the project design. To obtain the necessary design specifications and drawings for the fire alarm system emergency procurement, DGS had to engage in this emergency procurement as well. See Emergency Report A2 on today's Agenda for a report on the construction procurement.

*Basis for Selection:* This firm has a full understanding of the work to be accomplished under this project and immediately made staff available to meet the timeline for the bid documents. This firm communicates well with the State Fire Marshall's Office and has an intimate knowledge of the special needs for correctional facilities. The proposal was reviewed and deemed a fair cost for the work.

**Tax Compliance:** 18-2954-1111      **Resident Business:** Yes

**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

**ACCEPTED**

**REMANDED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
January 2, 2019



APP 2

*Contact: Eric Lomboy 410-767-7522  
Eric Lomboy@maryland.gov*

**A2. DEPARTMENT OF GENERAL SERVICES for  
DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES  
*Baltimore City Booking and Intake Center***

**Contract ID:** Replace Fire Alarm System  
ADPICS No: 001B9400239, Project No.: K-745-190-001

**Contract Type:** Construction

**Description:** Labor, materials, supervision, equipment, insurance, services to provide and install fire alarm system at the Baltimore City Booking and Intake Center.

**Procurement Method:** Emergency

**Emergency Declared:** July 30, 2018

**Bids:** Star Electric Company, Inc., Odenton, MD \$1,233,576  
QSS International, Inc., Fairfax, VA \$1,597,632

**Award:** Star Electric Company, Inc. Odenton, MD

**Award Date:** October 23, 2018

**Contract Amount:** \$1,233,576

**Term:** 270 Calendar Days

**MBE Participation:** None

**Fund Source:** MCCBL 2018 Item 106

**Remarks:**

*Nature of Emergency:* The 23-year old fire alarm system at the Baltimore City Booking and Intake Center failed regularly basis and was inadequate to protect the facility, the workers, and the 954 detainees. Repeated efforts were made to repair the system with results that did not last.

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
APPENDIX  
January 2, 2019



APP 3

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**A2. DEPARTMENT OF GENERAL SERVICES**  
**DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES** (cont'd)  
***Baltimore City Booking and Intake Center***

*Basis for Selection:* When DGS first solicited for a contractor, no bids were received. DGS then procured a fire protection consultant to provide specifications and drawings to bidders. See Emergency Report A1 on today's Agenda. DGS then held a pre-bid conference that resulted in two bids. The responsible bidder submitting the lower responsive bid confirmed its bid. Due to the emergency nature of the project, the bidder was unable to obtain MBE participation.

***Tax Compliance No.:*** 18-2762-1111

***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  
January 2, 2019



APP 4

*Contact: Eric Lomboy 410-767-7522  
Eric.Lomboy@maryland.gov*

**A3. DEPARTMENT OF GENERAL SERVICES**

***Attman-Glazer Building***

**Contract ID:** Industrial Hygienist Services  
ADPICS No.: 001B9400270, Project: BA-450-191-003

**Contract Type:** Construction

**Description:** Perform mold inspection, testing, oversight, and clearance services on building components, surfaces, and materials affected by mold growth in the Attman-Glazer Building in Annapolis.

**Procurement Method:** Emergency  
**Emergency Declared:** October 11, 2018

**Bid:** Green Street Environmental, Baltimore, MD \$ 13,174  
**Award:** Green Street Environmental

**Award Date:** November 2, 2018  
**Contract Amount:** \$13,174  
**Term:** 60 calendar days

**MBE Participation:** 0%

**Fund Source:** H00 19 77051 01 1498

**Remarks:**

**Nature of Emergency:** Interior conditions are causing mold to grow on building components, surfaces, and materials throughout the Attman-Glazer Building in Annapolis. DGS had to procure industrial hygiene services for the inspection, testing, oversight, and clearance of mold throughout the building.

**Basis for Selection:** One response was received to DGS's solicitation. Green Street Environmental (GSE) is a specialty industrial hygiene consultant with experience in all aspects of mold remediation. GSE understands maintaining air quality for mold removal and mitigation in settings such as labs, archives, hospitals, offices, and storage facilities. GSE can provide all services required to oversee the emergency mold situation and has successfully completed projects for federal, state, and local governments. GSE has an outstanding reputation for project coordination with the requirements and needs of the occupants kept at the forefront to minimize disturbance of day-to-day functions in an office environment.

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**A3. DEPARTMENT GENERAL SERVICES (cont'd)**  
***Attman-Glazer Building***

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

*Scope of Work:* GSE will provide recommendations and monitoring services to ensure that the correct mitigation methods are being implemented. In addition, DGS will hire an engineer to conduct a complete conditions assessment of the building's mechanical system and building envelope to assist in identifying any potential deficiencies affecting the building's operation which are contributing to mold growth. This parallel approach of interior air quality stabilization and mitigation will help to protect the building's occupants and building materials from additional mold exposure.

See Emergency Report A4 on today's Agenda.

***Tax Compliance No.:*** 18-2901-0111

***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  
January 2, 2019



APP 6

*Contact: Eric Lomboy 410-767-7522  
Eric Lomboy@maryland.gov*

**A4. DEPARTMENT OF GENERAL SERVICES**  
***Attman-Glazer Building***

**Contract ID:** Mold Remediation  
ADPICS No: 001B9400247, Project: BA-450-190-001

**Contract Type:** Construction

**Description:** Labor, materials, equipment to stabilize and condition air quality; perform mold mitigation and remediation services on building components, surfaces, and materials affected by mold growth in the Attman-Glazer Building in Annapolis.

**Procurement Method:** Emergency  
**Emergency Declared:** October 11, 2018

**Bids:**

Popowski Brothers, Inc. t/a PBI Restorations, Hunt Valley, MD	\$22,243
Maryland Cleaning & Abatement Services, Corp., Baltimore, MD	\$26,920
Waco, Inc., Mechanicsville, MD	\$39,770
BARCO Enterprises, Inc., White Marsh, MD	\$58,610

**Award:** Popowski Brothers, Inc. t/a PBI Restorations

**Award Date:** November 2, 2018

**Contract Amount:** \$22,243

**Term:** 60 calendar days

**MBE Participation:** None

**Fund Source:** MCCBL 2015 Item 103      **See Record Correction 5/8/19**  
**Additional Fund Source:** MCCBL 2018 Item 106      **Sec Item #14 (2)**

**Remarks:**

**Nature of Emergency:** Interior conditions are causing mold to grow on building components, surfaces, and materials throughout the Attman-Glazer Building in Annapolis. DGS had to procure mold remediation services for the inspection, testing, oversight, and clearance of mold throughout the building.



**BOARD OF PUBLIC WORKS  
SECRETARY'S  
ACTION AGENDA  
May 8, 2019**



*Contact: Geoff McCammon (410)767-4225  
Geoff.mccammon@maryland.gov*

**14. DEPARTMENT OF GENERAL SERVICES  
Record Corrections**

***Recommendation:*** That the Board of Public Works approve:

**(1) DGS correcting the record:**

<i>Contract:</i>	Fifth Regiment Armory Roof Replacement, M-341-160-001		
<i>Approved:</i>	DGS Item 36-C (3/6/19)		
<i>Original:</i>	MBE Participation:		15%
<i>Correct:</i>	MBE Participation:		5%
<i>Original:</i>	VSBE Participation		2%
<i>Correct:</i>	VSBE Participation		10%

**(2) DGS substituting fund sources:**

<i>Contract:</i>	Mold Remediation and Building Repairs, BA-450-190-001
<i>Approved:</i>	Appendix A4 (1/2/19)
<i>Original Fund Source:</i>	MCCBL 2015 Item 103
<i>Additional Fund Source:</i>	MCCBL 2018 Item 106
<i>Contract:</i>	Central Maryland Correctional Facility, KS-593-131-001
<i>Approved:</i>	DGS Item 3-C (8/1/18)
<i>Original Fund Source:</i>	MCCBL 2016/Item 101
<i>Additional Fund Source:</i>	MCCBL 2015/Item 101

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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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**A4. DEPARTMENT OF GENERAL SERVICES (cont'd)**  
***Attman-Glazer Building***

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

***Basis for Selection:*** DGS solicited five vendors and conducted a pre-bid meeting one week after declaring the emergency. Four vendors submitted bids. The recommended contractor, PBI Restorations is responsible, its bid responsive and has confirmed its bid.

See Emergency Report A3 on today's Agenda.

***Tax Compliance No.:*** 18-2843-1111

***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  
January 2, 2019



APP 8

*Contact: Sandy Johnson (410) 767-7408  
sandy.johnson@Maryland.gov*

**A5. DEPARTMENT OF HUMAN SERVICES**  
***Residential Child Care Services***

***Contract ID:*** Emergency Residential Child Care Services  
SSA/OOS-19-001, ADPICS #N00B

***Contract Type:*** Human Services

***Contract Description:*** Emergency placement of one youth with extensive psychiatric challenges.

***Procurement Method:*** Emergency

***Emergency Declared:*** August 22, 2018

***Award:*** Rolling Hills Hospital, LLC, Ada, OK

***Amount:*** \$41,475

***Award Date:*** August 22, 2018

***Term:*** 8/22/2018 – 12/31/2018 (4 months, 10 days)

***MBE Participation:*** None

***Fund Source:*** 80% General; 20% Federal (Title IV-E)  
***Appropriation Code:*** N00G0001

***Remarks:***

***Nature of Emergency:*** This contract is to place a 16-year old youth with extensive psychiatric challenges into residential treatment. The youth has been diagnosed with depression, schizophrenia with psychotic features, attention deficit hyperactivity disorder, post-traumatic stress disorder and borderline personality disorder. The youth has a history of eloping, property destruction, and sexually inappropriate behaviors. Several Maryland-based residential treatment centers denied the youth entry.

This four-month contract was an interim measure until the full contract for up to two years was approved by the Board of Public Works as DBM Item 2-S (12/19/18).

BOARD OF PUBLIC WORKS  
SECRETARY'S ACTION AGENDA  
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January 2, 2019



APP 9

**A5. DEPARTMENT OF HUMAN SERVICES (cont'd)**  
***Residential Child Care Services***

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

*Basis for Selection:* Rolling Hills Hospital offers adolescent behavioral health services that are designed to stabilize young people who are battling emotional and behavioral concerns. The Hospital's Anchor Residential Treatment Program is designed for both male and female adolescents (12 thru 17) struggling with the residual effects of trauma. This program supplies a safe and stable environment for youth to help them understand their emotional turmoil and how it has likely contributed to concerns in their lives. Through various therapeutic interventions and treatment modalities, the youth partake in different therapies, educational programming, and recreational activities that allow them to leave Rolling Hills and become functioning, successful members of the community. Additionally, Rolling Hills' clinical staff members work with residents and their families during family therapy sessions so as to prevent the possibility of re-traumatization and so that each resident has a strong network of support among those closest to him or her. Medication management services are accessible: psychiatrists are on hand to recommend, prescribe, and monitor medications if deemed necessary to a youth's care.

*Pricing:* The Maryland State Department of Education sets rates for facilities that serve Maryland youth outside the State. 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. These rates have been determined to be fair and reasonable.

*Reason for Lateness:* The reporting of this emergency procurement was delayed due to the provider not returning the contract documents in a timely manner, as well as a longer than anticipated approval process.

***Tax Compliance No:*** 18-2171-0000

***Resident Business:*** No

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**BOARD OF PUBLIC WORKS ACTION:**

**THIS REPORT WAS:**

**ACCEPTED**

**REMANDED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement A  
Department of Natural Resources  
**ACTION AGENDA**  
January 2, 2019



DNR 1

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

**1A. RURAL LEGACY PROGRAM FUNDS**  
***Baltimore County***

***Recommendation:*** Approval to grant \$372,072.07 to **The Lands Preservation Trust, Inc.** from Rural Legacy Funds to acquire a 55.70 acre conservation easement.

***Piney Run Rural Legacy Area–Cole, Tom and Ashley Property***

***Prior Approval:*** Piney Run Rural Legacy Area Grant for easement acquisitions:  
DNR-RP Item 13A (10/4/2017) \$2,469,138 for FY2018

***Project Description:*** Acquisition of this conservation easement will protect productive agricultural lands, and provide vegetative stream buffers to 1,886 linear feet of unnamed tributaries to Peggys Run, a tributary within the Prettyboy Reservoir watershed. The reservoir supplies Baltimore City with public drinking water. This Rural Legacy easement, RL No. 5529, will be held by The Lands Preservation Trust, Inc. and the Department of Natural Resources.

***Easement Value:*** \$347,428.07 (\$6,237.04 per acre)

<b><i>Total Other DNR Costs:</i></b>	Administrative:	\$10,422
	Incidental:	\$ 9,011
	Compliance:	<u>\$ 5,211</u>
		\$24,644

***Total Amount:*** \$372,072.07

***Fund Sources:*** Outdoor Recreation Land Loan 2018 (Chapter 150, Acts of 2017)  
*Rural Legacy Program*  
Source Code: 18012 \$24,644

Maryland Consolidated Capital Bond Loan 2017 (Chapter 22, Acts of 2017)  
*Rural Legacy Program*  
Source Code: 17185 \$347,428.07

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement B  
Department of Budget and Management  
**ACTION AGENDA**  
January 2, 2019



DBM 1B

Contact: Mary Royer 410-767-5238  
mary.royer1@maryland.gov

**1-S. MARYLAND DEPARTMENT OF HEALTH**

***Prevention and Health Promotion Administration/Maryland WIC Program***

**Contract ID:** Cost Containment for the Purchase of Infant Formula (Milk-Based and Soy-Based); MDH/OPASS 19-18374; ADPICS # M00B9400308

**Contract Description:** Revenue generating contract to provide monetary rebates on all milk-based and soy-based infant formula purchased with the Women, Infants & Children (WIC) Program's State-issued checks.

**Award:** Abbott Laboratories t/a Ross Products Division  
Columbus, OH

**Term:** 1/29/2019 - 1/28/2022 (w/3 one-year renewal options)

**Amount:** \$114,352,775 (3 Years, Base Contract)  
\$ 38,117,592 (1 Year, Renewal Option #1)  
\$ 38,117,592 (1 Year, Renewal Option #1)  
\$ 38,117,592 (1 Year, Renewal Option #1)  
\$228,705,551 Total (6 Years)

**Procurement Method:** Intergovernmental Cooperative Purchasing Agreement

**Bids/Proposals:** N/A

**Performance Security:** None

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

***Incumbents:***

**Milk-Based:**  
Same

**Soy-Based:**  
Gerber Products Company  
Florham Park, NJ

Supplement B  
Department of Budget and Management  
**ACTION AGENDA**  
January 2, 2019



DBM 2B

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

**Requesting Agency Remarks:** The State of Maryland joined the WIC Programs in the National Association of State Procurement Officers (NASPO) which includes Alaska, American Samoa, Arizona, Commonwealth of Northern Mariana Islands (CNMI), Delaware, District of Columbia, Guam, Hawaii, Idaho, Intertribal Council of Arizona (ITCA), Intertribal Council of Nevada (ITCN), Kansas, Montana, Navajo Nation, Nevada, Oregon, Osage Nation, Pueblo of Isleta, Utah, US Virgin Islands, Washington, West Virginia, and Wyoming to solicit a monetary rebate on all infant formula purchased with WIC food instruments in order to comply with Federal Regulations 7-CFR 246.16, that requires state agencies to explore methods of cost containment for the purchase of infant formula.

Since the Maryland WIC Program was a named participant in the solicitation issued by the State of Oregon for this service, under Maryland law it was required that notice of the solicitation be advertised on eMaryland Marketplace. The solicitation was posted as Bid Number MDM0031039413 on June 10, 2018 to solicit and evaluate rebates for all physical forms (concentrated liquid, powder and Ready-to-Feed) of milk-based and soy-based formula.

The Maryland WIC Program will receive a monetary rebate of an estimated \$114,352,774.20 during the base contract term for all milk-based and soy-based infant formula purchased with WIC food instruments in Maryland. By Federal regulation, all revenues generated by this contract must be used to offset food expenditures for the women, infants, and children served by the WIC Program.

**Fund Source:** 100% Federal (Revenue Generating)

**Appropriation Code:** M00F0304

**Resident Business:** No

**MD Tax Clearance:** 18-3066-1111

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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**  
January 2, 2019



DBM 3B

Contact: Dixit Shah 410-767-1455  
dixit.shah@maryland.gov

**2-S-OPT.     MARYLAND DEPARTMENT OF HEALTH**  
***Office of Systems, Operations & Pharmacy***

**Contract ID:** Drug Use Review Analyses, Evaluations & Interventions for Maryland Medicaid Recipients: OPASS 13-13295; ADPICS # COI00120

**Contract Approved:** DBM Item 3-S (7/3/2013)

**Contractor:** Health Information Designs, LLC  
Auburn, AL (local office in Salisbury, MD)

**Contract Description:** Contract to provide development, operation and management of the Drug Use Review Analyses, Evaluations and Interventions for Maryland Medicaid Recipients, as well as maintenance of the Fee for Service (FFS) Preferred Drug List (PDL) and the HealthChoice Managed Care Organizations (MCO) formularies on the Epocrates™ Formulary Listing Service software.

**Option Description:** Exercise the six month renewal option as contained in Mod #2.

**Original Contract Term:** 8/1/2013 – 7/31/2016 (w/1 two-year renewal option)

**Option Term:** 2/1/2019 – 7/31/2019

**Original Contract Amount:** \$2,111,580 (3Years)

**Option Amount:** \$344,891 (6 Months)

**Prior Modifications/Options:** \$1,379,566 [\$1,379,566: Opt #1: Exercised the single two-year renewal option: 8/1/2016 -7/31/2018: DBM Item 6-S-OPT Approved (7/6/2016); \$0: Mod #1: Documented new Electronic Formulary Services vendor: 3/19/2018 – 7/31/2018: Approved by MDH (3/29/2018)]; \$344,891: Mod #2: Extended contract: 8/1/2018 – 1/31/2019: DBM Item 13-S-MOD (8/1/2018)].

**Revised Total Contract Amount:** \$4,180,928

**Original Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** 10%

**MBE Compliance:** 11%



Supplement B  
Department of Budget and Management  
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January 2, 2019



**2-S-OPT.     MARYLAND DEPARTMENT OF HEALTH***(cont'd)*

**Requesting Agency Remarks:** It is in the State's best interest to approve this six-month renewal option to continue to administer pharmaceutical services to Maryland Medicaid recipients and the providers that serve them, and remain in compliance with Federal regulations. In addition, continuity of services ensures that ongoing cost containment efforts remain in place for prescribers to have comprehensive and accurate information provided through the Epocrates™ Formulary Listing Service software that is maintained by the contractor. The total annual cost savings for the State under this contract is approximately \$427,200.

The contractor provides the technical and professional capabilities to continue the ongoing operation and management of the Maryland Drug Use Review (DUR) Program. The Maryland DUR Board was formed in November 1992 with the charge to assist MDH with overseeing retrospective and prospective drug use review within the Maryland Medicaid Program and in conformity with the Omnibus Budget Reconciliation Act of 1990, §1927g(3). The DUR Board holds four meetings yearly. MDH requires clinical expertise and the ability to perform claims data analysis and provider interventions, which is beyond the scope of the Department's in-house abilities. The services provided by the contractor. Health Information Designs, exceed expectations.

The tools that the contract employs to perform the DUR and the subsequent provide interventions to providers that service the Maryland Fee-For-Service and HealthChoice MCO members have allowed the agency to achieve significant savings due to the reduction in inappropriate drug utilization by members and inappropriate prescribing habits by providers.

**Fund Source:** 50% General; 50% Federal

**Appropriation Code:** M00Q0103

**Resident Business:** Yes

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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**  
January 2, 2019



DBM 5B

Contact: Jeffrey Hitt 410-767-5655  
jeffrey.hitt@maryland.gov

**3-S-MOD.    MARYLAND DEPARTMENT OF HEALTH**  
***Prevention and Health Promotion Administration (PHPA)***  
***Center for HIV Care Services***

**Contract ID:** Client Services Pharmacy Claims and Insurance Premium Payments Services;  
OPASS 14-13490; ADPICS # COH90416

**Contract Approved:** DBM Item 3-S (2/5/2014)

**Contractor:** DYNAXYS, LLC  
Silver Spring, MD

**Contract Description:** Provide a check writing service to make payments to pharmacies; provide the Prevention and Health Promotion Administration (PHPA) with records of paid invoices for the Maryland Drug Assistance Program (MADAP); and process and make payments to Insurance Companies for insurance premiums.

**Modification Description:** Extend the contract term to complete the transition from the contractor (external processing) to internal processing within the agency.

**Original Contract Term:** 2/6/2014 – 1/31/2019

**Modification Term:** 1/31/2019 – 7/31/2019

**Original Contract Amount:** \$191,376,000 Est. (Invoice Payments)  
\$ 942,195 Est. (Administrative Fee)  
\$192,318,195 Est. Total (5 Years)

**Modification Amount:** \$15,555,262 Est. (Invoice Payments)  
\$ 76,583 Est. (Administrative Fee)  
\$15,631,845 Est. Total (6 Months)

**Prior Modifications/Options:** \$27,940,457 [\$27,737,957 Est. (Invoice Payments); \$202,500 Est. (Administrative Fee); Mod #1: Increase funding due to usage for invoice payment services being greater than the projected: 5/1/2018 – 1/31/2019: DBM Item 4-S-MOD (4/18/2018)].

**Revised Total Contract Amount:** \$235,890,497

**Percent +/- (This Modification):** +8.1%  
**Overall Percent +/-:** +22.7%

Supplement B  
Department of Budget and Management  
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January 2, 2019



**3-S-MOD. MARYLAND DEPARTMENT OF HEALTH (cont'd)**

**Original Procurement Method:** Competitive Sealed Bidding

**MBE Participation:** N/A

**Requesting Agency Remarks:** Request for approval to extend the Client Services Pharmacy Claims and Insurance Premium Payments Services contract term by six months in order to complete the transition from external to internal processing.

The Department has made the decision to cancel the pending Invitation for Bids for these services and perform the work internally by the State. This modification will allow the Department time to complete the transition from external to internal processing. The projected costs include an anticipated reduction in premiums for 2019 Maryland health insurance exchange plans. Processing these payments internally will save the State approximately \$1M over five years.

DYNAXYS, LLC has satisfactorily provided this service (cash management, disbursement, accounting and reporting services for pharmacy, health insurance and certain other payments) to the State for over 14 years. It has processed payments on the same day, the next day, or within five days of batch receipts in accordance with contract specifications. DYNAXYS has produced, mailed checks, and maintained a bank account for the MADAP funds and established and maintained a computerized system for recording payments. In addition, DYNAXYS has performed monthly bank reconciliations for collateral accounts and generated month-end reports for MADAP. It is in the State's best interest to approve this modification in order to continue the timely processing of payments while the transition is complete.

**Fund Source:** 62% Special (Drug Rebates); 38% Federal

**Appropriation Code:** 32.06.03

**Resident Business:** Yes

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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**  
January 2, 2019



DBM 7B

*Contact: Mike Hopkins 410-296-9687  
mike.hopkins@maryland.gov*

**4-S-MOD.     DEPARTMENT OF LABOR, LICENSING AND REGULATION**  
***Maryland Racing Commission***

**Contract ID:** Laboratory Services for the Maryland Racing Commission; DLLR-FY-2014-007;  
ADPICS # COH90440

**Contract Approved:** DBM Item 5-S (2/5/2014)

**Contractor:** Truesdail Laboratories, Inc.  
Tustin, CA

**Contract Description:** Provide equine blood and urine testing and analysis for racetracks owned and managed by Maryland Racing Commission.

**Modification Description:** Extend the contract to continue services while the procurement is completed to award a new contract.

**Original Contract Term:** 2/6/2014 – 1/31/2019

**Modification Term:** 2/1/2019 – 7/31/2019

**Original Contract Amount:** \$2,779,922 (5 Years)

**Modification Amount:** \$342,470 (6 Months)

**Prior Modifications/Options:** None

**Revised Total Contract Amount:** \$3,140,392

**Overall Percent +/- (This Mod):** +7%

**Original Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** 3.9%

**MBE Compliance:** 3.7%

Supplement B  
Department of Budget and Management  
**ACTION AGENDA**  
January 2, 2019



DBM 8B

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

**Requesting Agency Remarks:** Request for approval to extend the contract term by six months in order to complete the new procurement and award a new contract. The new RFP is expected to be published in January 2019. DLLR is in the process of compiling a direct solicitation list to encourage more competition. The new contract is expected to be recommended for award prior to the expiration of this modification.

The Maryland Racing Commission (the Commission) licenses all persons, associations, or corporations that hold any horse racing meet within the State where racing is permitted for any stake, purse, or reward, as well as Satellite Simulcast Betting and inter-track betting. As part of its mandate, the Commission also collects and tests blood and urine specimens of horses participating in the races.

**Fund Source:** 100% Special (Laboratory Fees)

**Appropriation Code:** P00E0103

**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  
Department of Budget and Management  
**ACTION AGENDA**  
January 2, 2019



DBM 9B

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

**5-S-MOD. DEPARTMENT OF JUVENILE SERVICES**  
***Behavioral Health***

**Contract ID:** Community Sex Offender Evaluation, Assessment, and Treatment Services for Youth Residing in the Metro Region of Maryland; 17-BH-019; ADPICS # COH90477

**Contract Approved:** Secretary Agenda Item # A1 (11/1/2017)

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

**Contract Description:** Provide a comprehensive community-based sex offender treatment program, to include full psychosexual evaluations; updated psychosexual assessments; and group, individual, family, and crisis counseling, to youth that reside in the Metro Region (Montgomery and Prince George's Counties).

**Modification Description:** Increase funding and extend the contract term to continue services while the procurement is completed to award a new contract.

**Original Contract Term:** 6/1/2017 – 5/31/2018

**Modification Term:** 2/1/2019 – 6/30/2019

**Original Contract Amount:** \$165,500 (1 Year)

**Modification Amount:** \$171,514 (5 Months)

**Prior Modifications/Options:** \$153,499 [\$34,499: Mod #1: Extended term: 6/1/2018 – 7/31/2018: Approved by DBM); \$119,000: Mod #2: Extended term: 8/1/2018 – 1/31/2019: DBM Item 6-S-MOD (7/19/2018)]

**Revised Total Contract Amount:** \$490,513

**Percent +/- (This Modification):** +104%

**Overall Percent +/-:** +196%

**Original Procurement Method:** Emergency

**MBE Participation:** None

Supplement B  
Department of Budget and Management  
**ACTION AGENDA**  
January 2, 2019



DBM 10B

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

**Requesting Agency Remarks:** Request for approval to increase funding and extend the contract for Community Sex Offender Evaluation, Assessment, and Treatment Services for Youth Residing in the Metro Region of Maryland by five months in order to complete the re-procurement for services. Additional funding is needed to provide services for the increased number of youth requiring individual and family therapy.

The Department of Juvenile Services (DJS) conducted an emergency procurement to secure a short-term outpatient sex offender treatment services contract in order to procure a long-term services contract after the unanticipated termination of the prior competitive procurement contract for performance issues. This short-term contract was needed to ensure continuity of court ordered community sex offender treatment services for youth residing in the Metro Region and allows DJS to remain compliant with the Courts' orders.

DJS issued a Multi-Step Invitation for Bids (MS-IFB) for these services; however, only one bid was received, and the bid price was determined not to be fair and reasonable. DJS cancelled that procurement in order to conduct a new MS-IFB in hopes to receive additional bids for the re-procurement; however, DJS has since made the decision to combine all of the regions into one solicitation. This modification will align the Metro region's end date with the end dates for the other regions. The new solicitation is anticipated to be published in January 2019.

Compass Mental Health Consultants, LLC has successfully performed the required services under this contract. The contractor specializes in sex offender treatment and employs Spanish-speaking staff that has proven to be necessary to serve the high population of Spanish-speaking youth residing in the Metro Region.

**Fund Source:** 100% General

**Appropriation Code:** V00L0101

**Resident Business:** Yes

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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**  
January 2, 2019



DBM 11B

*Contact: Lisa O. Arnquist 410-339-7568  
lisa.arnquist@maryland.gov*

**6-GM. DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**

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

***Appropriation Code:*** Q00A0101

***Request Amount:*** \$73,000

***Description:*** Pursuant to State Government Article §§ 12-404 and 12-501, the Department of Public Safety and Correctional Services and the Office of the Attorney General request approval for the payment of \$73,000 in full settlement of all claims, including attorneys' fees, against the State in *Sherree Lee v. State of Maryland*, U.S. District Court, District of Maryland, Civil Action No. PWG-18-1793.

***Requesting Agency's Remarks:*** If this settlement is approved, a check should be made payable to Sherree Lee and Clark Law Group PLLC in the amount of \$73,000, which shall reference *Sherree Lee v. State of Maryland*: Payment of Settlement. The check should be delivered to Lisa O. Arnquist, Assistant Attorney General, Department of Public Safety and Correctional Services, 300 E. Joppa Road, Suite 1000, Towson, Maryland 21286, who will deliver the check and ensure all of the necessary documentation and releases are completed.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



Supplement D  
Department of Information Technology  
**ACTION AGENDA**  
January 2, 2019



*Contact: Dennis Krysiak (410) 260-7807  
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Carla Thompson (410) 697-9667  
Carla.Thompson@maryland.gov*

**1-IT.      COMPTROLLER OF MARYLAND**  
***Annapolis Data Center***

**Contract ID:** Multiple Virtual Storage  
ADPICS BPO No.: E00B9400021

**Contract Description:** Provide PKZIP MVS product together with PartnerLink software to enable the secure exchange of data files with business partners and governmental agencies on various operating system platforms.

**Award:** PKWARE, Inc., Milwaukee, WI

**Term:** 3/1/2019 – 2/28/2024 (five years)

**Amount:** \$276,597

**Procurement Method:** Sole Source

**MBE Participation:** None

**Remarks:** It is critical that the Annapolis Data Center has the ability to securely exchange data files with business partners and other governmental agencies on various operating system platforms. Many data files are extremely large and require a great deal of time and bandwidth to transmit. Many files contain extremely sensitive data. The PKZIP MVS product together with PartnerLink allows the Data Center to not only significantly reduce file size, but also secure the data with strong encryption. The PartnerLink software is an add-on component of the PKZIP MVS software that enables the secure electronic distribution of data files using strong encryption that meets the regulatory and best-practices standards.

PKWare, Inc. is the only provider of PKZIP software for the mainframe because it owns the rights to the proprietary algorithm for mainframe platforms. This specific product is mandatory because it uses an industry standard that is compatible with PKZIP software running on various computing platforms. An analysis determined the pricing to be fair and reasonable.

**Fund Source:** General  
**Resident Business:** Yes

**Approp. Code:** E00A1001  
**MD Tax Clearance:** 18-2793-1111

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement D  
Department of Information Technology  
**ACTION AGENDA**  
January 2, 2019



*Contact: Michael Leahy (410) 697-9401  
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Carla Thompson (410) 697-9667  
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**2-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY**

**Contract ID:** Microsoft Software & Services Large Account Reseller  
Software House International  
ADPICS BPO No.: 060B2490024, COH91445

**Contract Approved:** DoIT Item 4-IT (10/17/2012)

**Contractor:** SHI International, Corp., Somerset, NJ

**Description:** Provide Microsoft Select Plus and Enterprise software products and related services from authorized North America Large Account Reseller.

**Modification Description:** Authorize increased usage in second 2-year option period

**Modification Amount:** \$25,000,000

**Original Contract Term:** 11/01/2012 – 10/31/2015 (3-yearw/ two 2-year options)

**Second Option Term (current):** 11/1/2017 – 10/31/2019 (DoIT Item 7-IT-MOD [2/8/17])

**Modification Term (this Item):** 1/22/2019\* – 10/31/2019 \*or earlier upon Board approval

**Original Contract Amount:** \$15,000,000 3-year base term DoIT Item 4-IT [10/17/2012]

**Prior Modifications/Options:** \$ 6,000,000 mod to base term DoIT 11-IT-MOD [12/17/14]

\$ 5,000,000 option 1 DoIT 9-IT-OPT [9/16/15]

\$ 8,000,000 mod to option 1 DoIT 5-IT-MOD [4/27/16]

\$23,000,000 option 2 w/ mod DoIT 7-IT-MOD [2/8/17]

\$ 8,000,000 option2 w/ mod 2 DoIT 5-IT-MOD [6/20/18]

**Revised Total Contract Amount:** \$90,000,000

**Percent +/- (This Modification):** +167%

**Overall Percent +/-:** +600%

**Original Procurement Method:** Competitive Sealed Bids [single bid received]

**MBE Participation:** None

Supplement D  
Department of Information Technology  
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**2-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY (cont'd)**

**Remarks:** Contract provides agencies with access to Microsoft software licenses and services. This modification increases the budget threshold based on historical spend to ensure funds are available to allow agencies to purchase products through second option term.

**Fund Source:** Various

**Approp. Code:** Various

**Resident Business:** No

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement D  
Department of Information Technology  
**ACTION AGENDA**  
January 2, 2019



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**3-IT-MOD. DEPARTMENT OF NATURAL RESOURCES**

**Contract ID:** Maryland State Park Reservation System  
ADPICS BPO No.: K00B7400059, COH89222

**Contract Approved:** DoIT Item 1-IT (11/16/2016)

**Contractor:** CAMIS USA Inc., Ann Arbor, MI

**Contract Description:** Revenue-producing contract to manage, facilitate, and execute a central reservation system and payments for the Maryland Park Service rental inventory to include camp sites, mini-cabins, and pavilions.

**Modification Description:** Authorize additional reservation transactions

**Original Contract Term:** 4/1/2017 – 3/31/2020 (3-year base w/two 1-year options)

**Modification Term:** 1/22/2019\* – 3/31/2020 \*or earlier upon Board approval

**Original Contract Amount:** \$1,412,250 (3-year base)  
\$ 470,750 (option 1)  
\$ 470,750 (option 2)

**Modification Amount:** \$ 737,750

**Prior Modifications/Options:** None

**Revised Total Contract Amount:** \$2,150,000

**Percent +/- (This Modification):** +52%

**Original Procurement Method:** Competitive Sealed Proposals

**MBE Participation:** 5%

**MBE Compliance:** 6%

Supplement D  
Department of Information Technology  
**ACTION AGENDA**  
January 2, 2019



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**3-IT-MOD. DEPARTMENT OF NATURAL RESOURCES (cont'd)**

**Remarks:** This revenue-generating contract has resulted in a greater number of State Park reservation transactions than anticipated. The increase in reservation transactions is due to changes in business rules, the addition of new inventory, and unanticipated transactions associated with campground construction schedules. This modification is necessary to accommodate the estimated number of reservation transactions through March 2020. The per reservation transaction fees paid to the contractor do not change.

**Fund Source:** Special (Forest/Park Reserve Fund)

**Approp. Code:** K00A0401

**Resident Business:** No

**MD Tax Clearances:** 18-4169-3936

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement D  
Department of Information Technology  
**ACTION AGENDA**  
January 2, 2019



*Contact: C. Kevin Combs (410) 585-3102  
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**4-IT.      DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**  
***Maryland Correctional Enterprises***

**Contract ID:** Annual Software License & Maintenance for MCE's XA Software  
ADPICS BPO No.: Q00B8400079

**Contract Description:** Provide software licenses and maintenance support of XA software  
for MCE.

**Awards:** Infor, Inc., Alpharetta, GA

**Term:** 1/22/2019\* – 1/22/2021 *\*or earlier upon Board approval*

**Amount:** \$175,819

**Procurement Method:** Sole Source

**MBE Participation:** None

**Remarks:** This contract will continue Maryland Correctional Enterprises' licenses, maintenance and technical support for Infor, Inc.'s XA software. MCE manages more than \$50 million in annual sales derived from manufacturing, distributing and servicing thousands of diverse products including: office supplies, textiles, furniture, food, and agricultural products for State agencies and other organizations. MCE's business units at eleven Maryland correctional facilities employ 180 civilians and approximately 2,000 inmates.

XA software is an enterprise resource planning system that MCE uses to execute its financial and operations management functions. Without the XA software licenses and ongoing maintenance, MCE will not be able to continue as a functioning enterprise. MCE is in the process of conducting a competitive procurement to overhaul its information technology infrastructure including a more capable enterprise resource planning system to replace the current XA software.

XA is the proprietary product of Infor, Inc. which is the sole licensor and provider of maintenance and technical support to the software. There is no MBE goal for this sole source contract. An analysis determined the pricing to be fair and reasonable.

<b>Fund Source:</b>	General	<b>Approp. Code:</b>	Q00A0102
<b>Resident Business:</b>	No	<b>MD Tax Clearances:</b>	18-2229-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Supplement D  
Department of Information Technology  
**ACTION AGENDA**  
January 2, 2019



*Contact: Joseph Sedtal (410) 767-3351  
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Carla Thompson (410) 697-9667  
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**5-IT.      MARYLAND DEPARTMENT OF TRANSPORTATION**  
***Maryland Transit Administration***

**Contract ID:**                Claims Management System  
AGY-17-030-SR/ADPICS BPO No.: J05B9400012

**Contract Description:** Provide claims management system to support day-to-day management of claims resulting from accidents/incidents on MDOT MTA transit system.

**Award:**                        P&C Insurance Systems, Inc., New York, NY

**Term:**                         1/24/2019\* – 1/23/2022 (3-year base w/two 2-year options)  
                                      *\*or earlier upon Board approval*  
                                      1/24/2022 – 1/23/2024 (first 2-year option)  
                                      1/24/2024 – 1/23/2026 (second 2-year option)

**Amount:**                    \$ 692,260 (3-year base)  
                                      \$ 198,693 (first option)  
                                      \$ 177,377 (second option)  
                                      \$1,068,330

**Procurement Method:**    Competitive Sealed Proposals

***Proposals:***

	Technical	BAFO Financial	Overall	Price (w/ options)
P & C Insurance Systems Inc., New York, NY	1	2	1	\$1,068,330
Quick Internet Software Solutions, Inc., College Station, TX	2	1	2	\$525,935
MicroPact Global, Inc., Herndon, VA	3	3	3	\$2,162,496

*Technical rank carried greater weight than the financial rank.*

**MBE Participation:**                None

Supplement D  
Department of Information Technology  
**ACTION AGENDA**  
January 2, 2019



**5-IT.                    MARYLAND DEPARTMENT OF TRANSPORTATION (cont'd)**  
***Maryland Transit Administration***

**Remarks:** The Transit Insurance Group within MDOT MTA's Office of Safety, Quality Assurance, and Risk Management manages approximately 5,400 claims per year (450 a month on average) resulting from accidents/incidents on the transit system, including litigation arising. MDOT MTA currently uses an antiquated Microsoft Access database management system from the early 1990s to manage claims. MDOT MTA requires a claims management system to efficiently store, track, manage, and resolve claims including tracking litigation, make and manage payments, and provide numerous reports regarding insurance and claims. The contractor will also be responsible for the data migration and software integration and configuration.

This solicitation was published on *eMarylandMarketplace*; five proposals were received. One offeror withdrew its proposal from consideration during the technical evaluation and another offeror was deemed not reasonably susceptible of award because the offeror did not have the necessary experience to provide a claims management system. Three proposals were fully evaluated. No protests were filed.

Quick Internet Software Solutions, Inc. offered the lowest priced proposal and was ranked first financially. P & C Insurance Systems Inc., however, offered a technical proposal that provides a superior data migration plan and high-caliber software, in addition to committing to a satisfactory number of hours to complete key tasks. The technical ranking carried more weight than the financial offer ranking; therefore, award is recommended to P & C as having the more advantageous offer to the State.

Due to the proprietary nature of this software and service, there is no opportunity for MBE participation in this contract.

**Fund Source:** Special (Transportation Trust Fund)

**Approp. Code:** J05H0105

**Resident Business:** No

**MD Tax Clearances:** 18-2748-0000

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**





**Larry J. Hogan**  
Governor

**Boyd K. Rutherford**  
Lt. Governor

**Pete K. Rahn**  
Secretary

**BOARD OF PUBLIC WORKS  
ACTION AGENDA  
January 2, 2019**

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State Highway Administration (MDOT SHA)	6 – 17
The Secretary's Office (MDOT TSO)	18 - 21

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

MDOT 1



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Contact: Joseph Sedtal  
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jsedtal@mta.maryland.gov

**1-M-MOD. MARYLAND TRANSIT ADMINISTRATION**  
***Modification: Maintenance Contract***

**Contract ID:** Light Rail Stations Parking Lots Snow and Ice Removal; LR-18-004-MT  
ADPICS No.: CO362973

**Contract Approved:** 08/22/2018; MDOT Item 3-M

**Contractor:** Barnes Paving & Trucking, Inc.  
Forest Hill, MD

**Contract Description:** This contract provides for necessary snow and ice removal for parking lots along the Light RailLink line.

**Modification Description:** Modification No. 1 increases the contract authority. The removal of snow and ice from the Light RailLink line between Pratt Street and the Mt. Royal station is an additional service being implemented.

**Original Contract Term:** 09/01/2018- 08/31/2023

**Modification Term(s):** 01/24/2019- 08/31/2023

**Original Contract Amount:** \$4,288,000

**Modification Amount:** \$ 196,800

**Prior Mods/Options:** None

**Revised Contract Amount:** \$4,484,800

**Percent +/- Change:** 4.6% (Modification No. 1; *this agenda item*)

**Overall Percent +/-:** 4.6%

**Original Procurement Method:** Competitive Sealed Bidding (*Small Business Reserve*)

**MBE Participation:** 0%

**MBE Compliance:** 0%

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019



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**1-M-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)**

**Requesting Agency Remarks:** This contract provides on-call, 24-hour snow and ice removal for the Light RailLink Station parking lots. Services include picking up salt from the Maryland Department of Transportation State Highway Administration salt domes, spreading salt, and the removal of snow & ice from all 13 Light RailLink Station parking lots.

After the procurement was completed, the Maryland Department of Transportation Maryland Transit Administration identified the need for snow and ice removal services along the Light RailLink line between Pratt Street and the Mt. Royal station which rests in the Central Business District of Baltimore City. Six additional bobcats and four additional single-axle dump trucks with plow spreaders are required to perform these additional services. In the event of a significant winter snow storm, these services will be required to ensure that Light RailLink operations are uninterrupted.

**Fund Source:** 100% Special Funds (Transportation Trust Fund)

**Approp. Code:** J05H0104

**Resident Business:** Yes

**MD Tax Clearance:** 18-3040-0111

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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  
January 2, 2019

MDOT 3



Contact: Jessica Mettle  
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**2-M-MOD. MOTOR VEHICLE ADMINISTRATION**  
***Modification: Maintenance Contract***

**Contract ID:** Unarmed Security Guard Services; V-HQ-14034-M  
ADPICS No.: CO363070

**Contract Approved:** 01/22/2014; MDOT Item 11-M

**Contractor:** Defensor Security, LLC  
Alexandria, VA

**Contract Description:** This contract provides all expertise, labor, materials, management, uniforms, supplies and equipment, training, licenses, permits, liability and workers compensation insurance for unarmed security guards at the Maryland Department of Transportation Motor Vehicle Administration (MDOT MVA) Headquarters Complex in Glen Burnie, MD.

**Modification Description:** Modification No. 3 is to extend the contract term by six months and increase the contracting authority to complete the procurement for the new contract.

**Original Contract Term:** 02/01/2014 – 01/31/2019

**Modification Term(s):** 02/01/2019 – 07/31/2019

**Original Contract Amount:** \$1,100,952

**Modification Amount:** \$ 185,000

**Prior Mods/Options:** \$ 0 (Modification No. 1; DEL 06/20/2014)  
\$ 29,000 (Modification No. 2; DCAR 12/10/2018)

**Revised Contract Amount:** \$1,314,952

**Percent +/- Change:** 0% (Modification No. 1; DEL)  
2.6% (Modification No. 2; DCAR)  
16.8% (Modification No. 3; *this agenda item*)

**Overall Percent +/-:** 19.4%

**Original Procurement Method:** Competitive Sealed Bidding

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

MDOT 4



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**2-M-MOD. MOTOR VEHICLE ADMINISTRATION (cont'd)**

**MBE Participation:** 0% (Single Element of Work)

**Requesting Agency Remarks:** Request for an approval to extend the contract term for six months and increase the contracting authority to complete the procurement for a new contract.

This contract provides unarmed security guards at the MDOT MVA HQ Building and the MDOT MVA Office of Information Resources Building.

Defensor Security, LLC is a certified Small Business.

**Fund Source:** 100% Special Funds (Transportation Trust Fund)

**Approp. Code:** J04E0001

**Resident Business:** Yes

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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  
January 2, 2019



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**2-M-MOD. MOTOR VEHICLE ADMINISTRATION** (*cont'd*)

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$1,100,952	02/01/2014 – 01/31/2019	01/22/2014, 11-M	
<b>Modification #1</b>	\$0	02/01/2014 – 01/31/2019	DEL	Changed shift starting times for guards.
<b>Modification #2</b>	\$29,000	02/01/2014 – 01/31/2019	12/06/2018 DCAR	Add contract authority
<b>Modification #3</b>	\$185,000	02/01/2019 – 07/31/2019	01/02/2019 2-M-MOD	Add time and contract authority
<b>Revised Amount</b>	\$1,314,952			

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019



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**3-AE.      STATE HIGHWAY ADMINISTRATION**  
***Architecture/Engineering Contract***

**Contract ID:** Travel Forecasting, Traffic Analysis & Engineering Services, Statewide; *BCS 2016-02 A, BCS 2016-02 D, BCS 2016-02 E*  
ADPICS No. SBCS1602A, SBCS1602D, SBCS1602E

**Contract Description:** These contracts are three of six open-ended, work-order based contracts to provide comprehensive travel forecasting, traffic engineering and analysis services, statewide. This contract series will be primarily utilized by Maryland Department of Transportation State Highway Administration's (MDOT SHA) Office of Planning and Preliminary Engineering.

<b>Awards:</b>	Gannett Fleming, Inc. Baltimore, MD	(Contract A)
	Sabra & Associates, Inc. Columbia, MD	(Contract D)
	A. Morton Thomas & Associates, Inc. Hunt Valley, MD	(Contract E)

**Contract Term:** 01/03/2019\* – 01/02/2024 (*\*or earlier upon approval*)

**Amount:** \$6,000,000 NTE  
\$18,000,000 Total NTE (Contracts A, D, & E)

**Procurement Method:** Quality Based Selection

**Proposals:**

	<b><i>Technical Proposal Rating (Max 100)</i></b>	<b><i>Technical Ranking</i></b>	<b><i>Award</i></b>
Gannett Fleming, Inc. Baltimore, MD	90.0	1	Contract A 6,000,000.
Whitman, Requardt & Associates, LLP Baltimore, MD	88.6	2	Contract B Awarded at 12/19/18 BPW

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

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**3-AE.      STATE HIGHWAY ADMINISTRATION (cont'd)**

***Proposals (cont'd):***

	<b><i>Technical Proposal Rating (Max 100)</i></b>	<b><i>Technical Ranking</i></b>	<b><i>Award</i></b>
Rummel, Klepper & Kahl, LLP Baltimore, MD	88.4	3	Contract C Awarded at 12/19/18 BPW
Sabra & Associates, Inc. Columbia, MD	88.4	3	Contract D 6,000.000
A. Morton Thomas & Associates, Inc. Rockville, MD	87.6	5	Contract E <u>6,000.000.</u>
Johnson, Mirmiran & Thompson, Inc. Hunt Valley, MD	85.8	6	Contract F Awarded at 12/19/18 BPW
Brudis & Associates, Inc. Columbia, MD	83.6	7	N/A
Whitney, Bailey, Cox & Magnani, LLC/ McCormick Taylor, Inc. (JV) Baltimore, MD	81.9	8	N/A
Kittelson & Associates, Inc. Baltimore, MD	80.3	9	N/A
Wallace Montgomery & Associates, LLP/ Century Engineering, Inc. (JV) Baltimore, MD	80.0	10	N/A
AECOM Technical Services, Inc. Hunt Valley, MD	79.6	11	N/A

***DBE Participation:***                      25%

***Incumbents:***                              Gannett Fleming, Inc., Sabra & Associates, Inc.

***Requesting Agency Remarks:***        On March 3, 2017, the solicitation was advertised in The Daily Record, the MDOT SHA web page and eMaryland Marketplace. A total of 855 firms were notified via eMaryland Marketplace.



DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

MDOT 8



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**3-AE.      STATE HIGHWAY ADMINISTRATION (cont'd)**

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

The consultant shall provide the following services: travel forecasting, traffic engineering and analysis, and additional required traffic-related studies for the purposes of evaluating transportation projects during the various phases of MDOT SHA's project development process including support for travel demand modeling, traffic operational modeling/simulation, safety studies, crash data analysis, congestion management strategies, Transportation Systems Management and Operations (TSM&O), Intelligent Transportation System (ITS) initiatives, preliminary concepts and cost estimates, environmental traffic analysis, traffic data collection, multimodal transportation analysis, transit ridership analysis, toll revenue studies, general traffic engineering tasks, CAV technologies/analyses, and all other professional engineering services related to comprehensive travel forecasting and traffic analysis services.

Consultant staff may be asked to provide on-site assistance for all services previously listed.

<b><i>Fund Source:</i></b>	100% Special Funds (Transportation Trust Fund)
<b><i>Approp. Code:</i></b>	J02B0101
<b><i>Resident Business:</i></b>	Yes
<b><i>MD Tax Clearance:</i></b>	Gannett Fleming, Inc. 18-2440-0110 Sabra & Associates, Inc. 18-2756-0111 A. Morton Thomas & Associates, Inc. 18-2802-1111

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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  
January 2, 2019



MDOT 9

*Contact: Jada Wright*  
410-545-0330  
[jwright18@sha.state.md.us](mailto:jwright18@sha.state.md.us)

**4-M.            STATE HIGHWAY ADMINISTRATION**  
***Maintenance Contract***

***Contract ID:*** Mechanical Sweeping of Highways at Various Locations in Montgomery and Prince George's Counties (District 3); 410D31420  
ADPICS No.: 410D31420

***Contract Description:*** This open-ended, on-call contract provides all labor, materials and equipment necessary to perform the activities for the mechanical sweeping of highways at various locations in District 3.

***Awards:***                                      Quiet Sweep, Ltd.  
Rockville, MD

***Contract Term:***                            01/24/2019 – 12/31/2020

***Amount:***                                     \$2,299,069 NTE

***Procurement Method:***                Competitive Sealed Bidding

<b><i>Bids:</i></b>	Quiet Sweep, Ltd. Rockville, MD	\$2,299,069
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H. D. Myles, Inc. Church Hill, MD	\$3,220,000
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Reilly Sweeping, Inc. Annapolis Junction, MD	\$5,997,600
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***Living Wage Eligible:***                    Yes

***MBE Participation:***                      0% (Single Element of Work)

***Performance Security:***                None

***Incumbent:***                                East Coast Sweeping  
Annapolis Junction, MD

***Requesting Agency Remarks:*** This contract was advertised on eMaryland Marketplace on March 13, 2018 notifying 693 potential contractors, 110 of which were MDOT-certified Minority Business Enterprises (MBE's). Bids were opened on April 26, 2018.

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

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**4-M.        STATE HIGHWAY ADMINISTRATION (cont'd)**

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

The Maryland Department of Transportation State Highway Administration has confirmed Quiet Sweep, Ltd.'s bid price.

***Fund Source:***                      100% Special Funds (Transportation Trust Fund)

***Approp. Code:***                      J02B0102

***Resident Business:***                Yes

***MD Tax Clearance:***                18-2786-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Contact: Jada Wright  
410-545-0330  
[jwright18@sha.state.md.us](mailto:jwright18@sha.state.md.us)

**5-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Install Permanent Thermoplastic Pavement Markings at Various Locations in Caroline, Cecil, Kent, Queen Anne's and Talbot Counties, (District 2); 479D21422  
ADPICS No.: 479D21422

**Contract Description:** This open-ended, on-call contract provides all labor, materials and equipment necessary to perform the activities for the installation of permanent thermoplastic pavement markings at various locations in District 2.

**Awards:** Midlantic Marking, Inc.  
Damascus, MD

**Contract Term:** 01/24/2019 – 06/30/2022

**Amount:** \$637,400 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids:</b>	Midlantic Marking, Inc.	\$ 637,400
	Damascus, MD	

Proline Painting, Inc.	\$ 779,400
Jamaica, NY	

Traffic Lines, Inc.	\$1,036,900
Farmingdale, NJ	

Priceless Industries, Inc.	\$1,261,100
Baltimore, MD	

Denville Line Painting, Inc. \$1,543,500  
Rockaway, NJ

**Living Wage Eligible:** Yes

**MBE Participation:** 0% (Single Element of Work)

**Performance Security:** Annual Renewable Payment and Performance Bonds for 100% of the award amount exist for this contract.

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

MDOT 12



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**5-M.        STATE HIGHWAY ADMINISTRATION (cont'd)**

**Incumbent:**                      Proline Painting, Inc.  
   Jamaica, NY

**Requesting Agency Remarks:** This contract was advertised on eMaryland Marketplace on September 25, 2018 notifying 737 potential contractors, 97 of which were MDOT-certified Minority Business Enterprises (MBE's). Bids were opened on October 25, 2018.

The Maryland Department of Transportation State Highway Administration has confirmed Midlantic Marking, Inc.'s bid price.

**Fund Source:**                      100% Special Funds (Transportation Trust Fund)

**Approp. Code:**                      J02B0102

**Resident Business:**                      Yes

**MD Tax Clearance:**                      18-2796-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Contact: Jada Wright  
410-545-0330  
[jwright18@sha.state.md.us](mailto:jwright18@sha.state.md.us)

**6-M. STATE HIGHWAY ADMINISTRATION**  
*Maintenance Contract*

**Contract ID:** Line Striping at Various Locations in Garrett County; 4921161421  
ADPICS No.: 4921161421

**Contract Description:** This open-ended, on-call contract provides all labor, materials and equipment necessary to perform the activities for line striping at various locations in Garrett County.

**Awards:** Alpha Space Control Co., Inc.  
Chambersburg, PA

**Contract Term:** 01/24/2019 – 12/31/2021

**Amount:** \$1,358,100 NTE

**Procurement Method:** Competitive Sealed Bidding

<b>Bids:</b>	Alpha Space Control Co., Inc. Chambersburg, PA	\$1,358,100
	Central Seal Company Danville, KY	\$1,526,900
	Denville Line Painting, Inc. Rockaway, NJ	\$1,579,420
	Parking Lot Painting Co. Bethel Park, PA	\$1,608,700
	Ogelsby Construction, Inc. Norwalk, OH	\$1,731,000
	Midlantic Marking, Inc. Damascus, MD	\$1,888,600

***Living Wage Eligible:*** Yes

**MBE Participation:** 0% (Single Element of Work)

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

MDOT 14



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**6-M.        STATE HIGHWAY ADMINISTRATION (cont'd)**

**Performance Security:**        Annual Renewable Payment and Performance Bonds for 100% of the award amount exist for this contract.

**Incumbent:**                      Alpha Space Control Co., Inc.  
Chambersburg, PA

**Requesting Agency Remarks:** This contract was advertised on eMaryland Marketplace on September 11, 2018 notifying 693 potential contractors, 90 of which were MDOT-certified Minority Business Enterprises (MBEs). Bids were opened on October 11, 2018.

The Maryland Department of Transportation State Highway Administration has confirmed Alpha Space Control Co., Inc.'s bid price.

**Fund Source:**                      100% Special Funds (Transportation Trust Fund)

**Approp. Code:**                      J02B0102

**Resident Business:**                No

**MD Tax Clearance:**                18-2664-1001

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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  
January 2, 2019

MDOT 15



*Contact: Olu Okunola  
410-545-8754  
OOkunola@sha.state.md.us*

**7-RP.        STATE HIGHWAY ADMINISTRATION**  
***Real Property – Easement***

***Recommendation:*** That the Board of Public Works approve the Maryland Department of Transportation State Highway Administration (MDOT SHA) granting of easement.

***Authority:*** Transportation Article, § 10-305  
Annotated Code of Maryland

***Property:*** MC# 18-2572  
MD 254 R/W (± 1,604 square feet), located adjacent to 17005  
Cobb Island Road in Charles County.

***Grantor:*** State of Maryland, MDOT SHA

***Grantee:*** Verizon Maryland, LLC

***Consideration:*** \$9,450

***Appraised Value:*** \$9,450 – George Peabody, (Selected)  
\$5,150 – Gregory Jones (Rejected)  
Ron Hidey, Review Appraiser

***Special Conditions:*** N/A

***Legislative Notice:*** N/A

***State Clearinghouse:*** N/A

***Requesting Agency Remarks:*** In 1984, MDOT SHA acquired the subject property for the MD 254 Bridge Replacement Project over Neale Sound. The subject property is no longer needed by MDOT SHA. MDOT SHA proposes to grant a perpetual utility easement to Verizon Maryland at a cost of \$9,450 which is 100% of the appraised value.

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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  
January 2, 2019

MDOT 16



Contact: Olu Okunola  
410-545-8754  
ookunola@sha.stae.md.us

**8-RP.      STATE HIGHWAY ADMINISTRATION**  
***Real Property – Easement***

**Recommendation:** That the Board of Public Works approve the Maryland Department of Transportation State Highway Administration (MDOT SHA) releasing a snow fence easement.

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

**Property:** MC# 18-2575  
B.F Shriver, located at the southeast corner of the MD 140-MD 27 Interchange, Westminster in Carroll County.

**Grantor:** State of Maryland, MDOT SHA

**Grantee:** Westminster Center Associates, LLLP

**Consideration:** \$500

**Appraised Value:** N/A

**Special Conditions:** N/A

**Legislative Notice:** N/A

**State Clearinghouse:** N/A

**Requesting Agency Remarks:** In both 1954 and 1960, MDOT SHA acquired snow fence easements from B.F. Shriver. These easements are no longer needed by MDOT SHA. MDOT SHA seeks to release the snow fence easements at an administrative cost of \$500.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

MDOT 17



Contact: Olu Okunola  
410-545-8754  
ookunola@sha.stae.md.us

**9-RP. STATE HIGHWAY ADMINISTRATION**  
***Real Property – Access Break***

**Recommendation:** That the Board of Public Works approve the Maryland Department of Transportation State Highway Administration (MDOT SHA) releasing an access control.

**Authority:** State Finance and Procurement Article, § 10-310  
Annotated Code of Maryland

**Property:** MC# 18-2615  
Edward Guessford (140-foot-wide access  $\pm$ ), located along the north side of U.S. Route 11, between the ramp to north bound Interstate 81 and Brookmeade Drive, Williamsport in Washington County.

**Grantor:** State of Maryland, MDOT SHA

**Grantee:** Morningside East, LLC

**Consideration:** \$50,000

**Appraised Value:** \$59,100- Bruce Dumler, (Approved)  
William Caffrey, Review Appraiser

**Special Conditions:** N/A

**Legislative Notice:** N/A

**State Clearinghouse:** N/A

**Requesting Agency Remarks:** In 1967, MDOT SHA acquired access controls along U.S. Route 11 in conjunction with the construction of Interstate 81. MDOT SHA proposes to convey a 140-foot break in access controls to the adjoining owner, Morningside East, LLC, through a negotiated sale of \$50,000 which is 84% of the appraised value.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

MDOT 18



*Contact: Glen Carter  
410.865.1270  
gcarter@mdot.state.md.us*

**10-RP.      THE SECRETARY'S OFFICE**  
***Real Property – Disposition***

***Recommendation:*** That the Board of Public Works approve the Maryland Department of Transportation The Secretary's Office (MDOT TSO) disposing of real property as it is excess to the agency's needs.

***Authority:*** Transportation Article, § 8-309  
Annotated Code of Maryland

***Property:*** MC# 14-1073  
Former Charles R. Soper, et ux, property, (5.038 +/- acres), located on the south side of MD 216 in Howard County.

***Grantor:*** State of Maryland, MDOT SHA

***Grantee:*** Meadowood-Maple Lawn, LLC

***Consideration:*** \$2,137,500

***Appraised Value:*** \$2,137,500 – Melville Peters, (Selected)  
\$1,986,850 – Kathleen Kohler, (Approved)  
Dawn Nguyen, Review Appraiser

***Legislative Notice:*** Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on October 11, 2018. The 45-day review period expired November 26, 2018.

***State Clearinghouse:*** N/A

***Requesting Agency Remarks:*** In 1971, the MDOT State Highway Administration acquired the subject for the US 29 - South of MD Route 216 to John Hopkins Road project. MDOT TSO proposes to dispose of the subject property to the assignee of the prior owner, Meadow-Maple Lawn, LLC, through a negotiated sale of \$2,137,500 which is 100% of the appraised value.

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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  
January 2, 2019



Contact: Glen Carter  
410.865.1270  
gcarter@mdot.state.md.us

**11-RP.      THE SECRETARY'S OFFICE**  
***Real Property – Disposition***

**Recommendation:** That the Board of Public Works approve the Maryland Department of Transportation The Secretary's Office (MDOT TSO) disposing of real property as it is excess to the agency's needs.

**Authority:** Transportation Article, § 8-309  
Annotated Code of Maryland

**Property:** MC# 16-1076  
Former Leaf, et al, property, (0.494 +/- acres), located at  
Westminster Pike, Reisterstown in Baltimore County.

**Grantor:** State of Maryland, MDOT SHA

**Grantee:** Robert H. Brooks, et al

**Consideration:** \$125,300

**Appraised Value:** \$125,300 – Melville Peters, (Selected)  
\$160,000 – Thomas Weigand, (Approved)  
Wesley Barkley, Review Appraiser

**Legislative Notice:** Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on October 11, 2018. The 45-day review period expired November 26, 2018.

**State Clearinghouse:** N/A

**Requesting Agency Remarks:** In 1960, the Maryland Department of Transportation State Highway Administration acquired the subject for the MD 140 Relocation (Westminster Pike) project. MDOT TSO proposes to dispose of the subject property to the heirs of the prior owner, Robert Brooks, et, al, through a negotiated sale of \$125,000 which is 100% of the appraised value.

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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  
January 2, 2019

MDOT 20



Contact: Kathy A.L. Robertson  
410-865-1211  
krobertson@mdot.stat.md.us

**12-RP.      THE SECRETARY'S OFFICE**  
***Real Property – Modification of Agreements***

***Recommendation:*** That the Board of Public Works (BPW) approve the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) agreement modification.

***Authority:*** State Finance & Procurement Article, § 10-305  
Annotated Code of Maryland

***Property:*** MC#18-8018  
Owings Mills Transit Oriented Development (± 46 acres), located at 5018 Painters Mill Road and 10309 Grand Central in Baltimore County.

***Grantor:*** State of Maryland, MDOT MTA

***Grantee:*** Owings Mills Transit, LLC (OM Transit)

***Consideration:*** N/A

***Appraised Value:*** N/A

***Special Conditions:*** N/A

***Legislative Notice:*** Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on November 21, 2018. The 30-day review period will expire on December 21, 2018.

***State Clearinghouse:*** N/A

***Requesting Agency Remarks:*** In October 2002, the BPW approved a Master Ground Lease between MDOT MTA and OM Transit for the approximately 46 acres site at the Owings Mills Metro Station for a Transit Oriented Development. Several phases of the project have been completed including two shared parking garages, residential units, college facilities, public library and retail space. Currently, a commercial building is under construction and is in the leasing phase for office and retail space.

MDOT MTA is requesting approval of the Fifth Amendment to Master Ground Lease to:

- 1) update § 1.1 by including definitions for "TIF Bonds" and "Trustee";
- 2) add § 15.2.4(f) to establish that the Landlord shall provide the Trustee with notice and opportunity to cure certain defaults of the Tenant; and
- 3) revise the Form of Phase Ground Lease (Exhibit C) and replace with an amended Form of Phase Ground Lease, as indicated below.

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA  
January 2, 2019

MDOT 21



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**12-RP.      THE SECRETARY'S OFFICE (cont'd)**

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

MDOT MTA is also requesting approval of the amended Form of Phase Ground Lease and the First Amendments to Phase Ground Leases for Land Unit 5 (Office Building), Land Unit 9 (Hotel) and Land Unit 11 (Residential Building) to:

1) update §1.1 of the Phase Ground Leases by including definitions for “TIF Bonds” and “Trustee”;

2) add §15.2.4(g) to establish that the Landlord shall provide the Trustee with notice and opportunity to cure certain defaults of the Tenant; and

3) amend §16.1.3 to clarify that an Institutional Lender’s obligation to cure an Event of Default under certain conditions is limited to the land unit applicable to the respective Phase Ground Lease.

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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

January 2, 2019

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3	Architecture & Engineering	DGS3	71
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9-13	Leases	DGS12	80
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DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



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

**1-C. CONSTRUCTION CONTRACT**  
***Department of Natural Resources***

**Contract ID:** HVAC Replacement – Discovery Center  
Project No. P-008-160-010 Re-bid, ADPICS No. 001B9400286

**Description:** Replace the HVAC at the Discovery Center at Deep Creek Lake State Park in Garrett County.

**Procurement Method:** Competitive Sealed Bids

<b><i>Bids</i></b>	<b><i>Amount</i></b>
Daystar Builders, Inc., Grantsville, MD	\$539,228
RH Lapp, Cumberland, MD	\$572,904
Walter N. Yoder & Sons, Inc., Cumberland, MD	\$615,000

**Award:** Daystar Builders, Inc.

**Term:** 280 Calendar Days

**Amount:** \$539,228

**MBE Participation:** 10% - Applies to base bid - \$522,428

**Performance Bond:** Performance and payment bonds for 100% of contract amount

**Remarks:** A notice of availability of an Invitation for Bids was posted on the DGS Web Site and *eMaryland Marketplace.com* on September 4, 2018. Approximately 843 vendors were notified of this solicitation electronically. A pre-bid conference was held on September 12, 2018, and no vendors attended. Three bids were received and opened on October 11, 2018. Daystar Builders, Inc. has been found responsible, its bid responsive and has confirmed its bid.

**Fund Source:** POS 16 Item 009 - \$239,228  
POS 17 Item 007 - \$300,000

**Resident Business:** Yes **MD Tax Clearance:** 18-2834-0110

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



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

**2-C. CONSTRUCTION CONTRACT**  
***Department of Natural Resources***

**Contract ID:** Resurface Bee Oak Road  
Project No. P-022-181-010, ADPICS No. 001B9400288

**Description:** Resurface roads at Cedarville State Forest Park in Prince George's County.

**Procurement Method:** Competitive Sealed Bids

<i>Bids</i>	<i>Amount</i>
ECM Corporation, Hyattsville, MD	\$466,635
The American Asphalt Paving Company, LLC, Baltimore, MD	\$471,468
Image Asphalt Maintenance, Inc., Pasadena, MD	\$488,320
Reliable Contracting Company, Inc., Gambrills, MD	\$537,188
M.T. Laney Co., Inc., Eldersburg, MD	\$559,870
Bardon, Inc. DBA Aggregate Industries, Greenbelt, MD	\$620,365
Rainbow Construction Corp. of Waldorf, Waldorf, MD	\$871,523

**Award:** ECM Corporation

**Term:** 120 Calendar Days

**Amount:** \$466,635

**MBE Participation:** 10% - Applies to base bid - \$64,455

**Performance Bond:** Performance and payment bonds for 100% of contract amount

**Remarks:** A notice of availability of an Invitation for Bids was posted on the DGS Web Site and *eMaryland Marketplace.com* on September 10, 2018. Approximately 1,918 vendors were notified of this solicitation electronically. A pre-bid conference was held on September 19, 2018, and eight vendors attended. Seven bids were received and opened on October 17, 2018. ECM Corporation has been found responsible, its bid responsive and has confirmed its bid.

**Fund Source:** POS 18 ITEM 008

**Resident Business:** Yes **MD Tax Clearance:** 18-2824-0111

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



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

**3-AE. ARCHITECTURE AND ENGINEERING SERVICES**  
***Department of Health***

**Contract ID:** Department of Health Master Plan  
Project No. BD-000-180-003, ADPICS No. 001B9400303

**Contract Description:** The master plan will guide investment decisions in these facility assets to best support forecast services and administrative programs of the agency.

**Procurement Method:** Quality Based Selection

<b><i>Proposals</i></b>	<b><i>Rank</i></b>
Marshall Craft Associates, Inc., Baltimore, MD	1
Cannon Designs, Baltimore, MD	2
Array, Baltimore, MD	3

**Award:** Marshall Craft Associates, Inc.

**Term:** 12 Months

**Amount:** \$1,279,761

**MBE Participation:** 30%

**VSBE Participation:** 2%

**Remarks:** This solicitation was advertised on eMaryland Marketplace on August 6, 2018. Four firms submitted “Letters of Interest” and three firms submitted technical proposals. All three were evaluated as responsive. On September 28, 2018 DGS Procurement authorized the commencement of fee negotiations with the highest ranking firm of Marshall Craft Associates, Inc. On November 1<sup>st</sup>, November 15<sup>th</sup> and November 21<sup>st</sup>, fee negotiation meetings occurred and a fair and reasonable fee was negotiated.

The agency occupies 16 locations throughout the state. Facility types include psychiatric hospitals, maximum security hospitals, residential centers for developmentally disabled and agency administrative offices. The process will provide MDH and the State of Maryland with a comprehensive understanding of the agency’s current and forecast space needs, patient experience, and fiscal reality in order to efficiently provide for its future needs.

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



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**3-AE.      ARCHITECTURE AND ENGINEERING SERVICES (cont'd)**

**Fund Source:**                      FFY 2018, PCA A223G, AOBJ 1441, \$200,000 General Fund  
   FFY 2018, PCA 10257, AOBJ 0808, \$1,079,761.00 General Fund

**Resident Business:**              Yes

**MD Tax Clearance:**              18-2680-1111

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Eric Lomboy 410.767.7522  
eric.lomboy@maryland.gov

**4-M. MAINTENANCE CONTRACT**  
*Department of General Services*

**Contract ID:** Janitorial Service - Louis L. Goldstein District Court/Multi Service Center  
Project No. 001IT820880, ADPICS No. 001B9400271

**Contract Description:** Janitorial services for the Louis L. Goldstein District Court/Multi Service Center in Calvert County.

**Procurement Method:** Competitive Sealed Bidding

<i>Bids</i>	<i>Amount</i>
All Clean, Inc., Fredrick, MD	\$346,440
Anago of Washington DC, Landover, MD	\$358,307
Cleaning 2 Perfection, LLC, Suitland, MD	\$391,322
Gail M. Spivey & Associates, LLC., Prince Frederick, MD	\$597,763

**Award:** All Clean, Inc. (Small Business Reserve)

**Term:** 2/1/2019 – 1/31/2021

**Amount:** \$346,440

**MBE Participation:** 0%

**Hiring Agreement Eligible:** Yes

**Remarks:** A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site and *eMaryland Marketplace.com* on August 14, 2018 as a Small Business Reserve procurement. Approximately 1,083 vendors were notified of this solicitation electronically. Eight bids were received and opened on September 10, 2018. One bid was rejected for failure to provide required documents. All Clean, Inc. has been found responsible, its bid responsive and has confirmed its bid.

**Fund Source:** H00 19 33621 0813 \$51,780 H00 20 33621 0813 \$115,480  
H00 21 33621 0813 \$115,480 H00 22 33621 0813 \$63,700

**Resident Business:** Yes **MD Tax Clearance:** 18-2919-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



**REVISED**

Contact: Eric Lomboy 410.767.7522  
eric.lomboy@maryland.gov

**5-M. MAINTENANCE CONTRACT**  
*Department of Health*

**Contract ID:** Environmentally Safe Housekeeping Services Clifton T. Perkins Hospital Center  
Project No. 001IT820846/MDDGS31038181, ADPICS No. 001B9400246

**Contract Description:** Environmentally safe housekeeping services at Clifton T. Perkins Hospital Center in Jessup.

**Procurement Method:** Competitive Sealed Bidding

<i>Bids</i>	<i>Amount</i>
CMS, LLC, Millersville, MD	\$5,030,598
Associated Building Maintenance Company Inc., Crofton, MD	\$5,492,182

**Award:** CMS, LLC

**Term:** 2/1/2019 – 1/31/2024

**Amount:** \$3,560,712 Base Term  
\$722,943 Option Year 1  
\$746,943 Option Year 2  
\$5,030,598 = Total including Option Years

**MBE Participation:** 20%

**Performance Bond:** Performance and payment bonds for 100% of contract amount

**Hiring Agreement Eligible:** Yes

**Remarks:** A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site and *eMaryland Marketplace.com* on May 30, 2018. Approximately 1,076 potential vendors were notified of this solicitation electronically. Two bids were received and opened on July 10, 2018. CMS, LLC has been found responsible, its bid responsive and has confirmed its bid.

A protest was received on December 7, 2018. The Procurement Officer's final decision was issued on December 20, 2018 denying the protest.

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



**REVISED**

**5-M. MAINTENANCE CONTRACT (cont'd)**  
*Department of Health*

<i>Fund Source:</i>	MJ35G 19 0854 \$237,380.84	MJ35G 20 0854 \$712,142.52
	MJ35G 21 0854 \$712,142.52	MJ35G 22 0854 \$712,142.52
	MJ35G 23 0854 \$712,142.52	MJ35G 24 0854 \$474,761.61

*Resident Business:* Yes

*MD Tax Clearance:* 18-2655-1111

This Item was withdrawn as Item 29-M from the 12/19/2018 Agenda.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Eric Lomboy  
410.767.7522  
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**6-M. MAINTENANCE CONTRACT**  
*Department of General Services*

**Contract ID:** Equipment Maintenance Management  
Project No. PS65207, ADPICS No.: 001B9400304

**Contract Description:** Preventative and on-call equipment maintenance management for various types of equipment, ranging from office equipment to complex fire alarm systems.

**Procurement Method:** Inter-governmental Cooperative Purchasing Agreement (ICPA)

**Award:** The REMI Group, Charlotte, NC.

**Term:** 1/03/2019 - ~~01/23/2021~~ 7/23/2021; see record correction  
DGS 5-GM (3/6/19)

**Amount:** \$1,500,000 Base Term  
\$500,000 Option Year 1  
\$2,000,000 = Total including Option Years

**Remarks:** In accordance with COMAR 21.05.09, DGS is utilizing a contract under an Intergovernmental Cooperative Purchasing Agreement (ICPA) through the New York State Office of General Services (NYOGS). On December 4, 2018, NYOGS authorized the State of Maryland to utilize its contract.

Typically, this coverage is provided through various maintenance agreements and service contracts often entered into independently by authorized users. Contractor will be responsible for oversight, administration and coordination of the equipment maintenance and service.

DGS has determined it is in the best interest of the State to utilize this contract.

**Fund Source:** Various

**Resident Business:** No

**MD Tax Clearance:** 18-3166-0001

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BOARD OF PUBLIC WORKS

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DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
March 6, 2019



Contact: Eric Lomboy  
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**5-GM.      GENERAL MISCELLANEOUS**  
***Record Correction***

***Recommendation:***      The Board of Public Works accept a correction to the record in which an item listed the wrong term.

***Original Approval:***      BPW 1/2/19 Item 6-M

***Background:*** The **base term** listed on the item is incorrect.  
Approved Contract Term: 1/3/2019 - 1/23/2021 (approximately 2 years)  
Corrected Contract Term: 1/7/2019 - 7/23/2021 (approximately 2 1/2 years)

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Lauren Buckler  
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**7-GM.      GENERAL MISCELLANEOUS**  
***Department of General Services***

**Reference:** In accordance with provisions of the State Finance and Procurement Article Section 8-301, Annotated Code of Maryland, Board of Public Works approval is requesting for the use of General Obligation Bond funding for the contract noted below in the total amount of \$145,793.

**A.      Maryland Public Television**

**Contract ID:**              Replace Existing Generator, Transfer Switch, and Uninterruptable Power Supply System, Project No. TV-000-182-003

**Contract Description:** Replace existing generator, transfer switch, and uninterruptable power supply system at MPT in Montgomery County.

**Procurement Method:**      Competitive Sealed Bidding

**Award:**                      Monacacy Valley Electric, Inc., Littlestown, PA

**Term:**                        240 Calendar Days

**Amount:**                    \$99,915

**Remarks:** A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site and *eMaryland Marketplace.com* on October 17, 2018. Six bids were received and opened on November 14, 2018. Monacacy Valley Electric, Inc. has been found responsible, its bid responsive and has confirmed its bid.

**Fund Source:**              113/MCCBL2017

**Resident Business:**        No

**MD Tax Clearance:**        18-2994-1101

**B.      Maryland Department of Health**

**Contract ID:**              Replace Roof and Snow Guard System.  
Project No. MM-150-190-001

**Description:**              Design of replacement roof & snow guard system RICA in Rockville.

**Procurement Method:**      Maryland Architectural and Engineering Services Act

**Award:**                      Frederick Ward Associates, Bel Air, MD

**Amount:**                    \$45,878

**Term:**                        120 Calendar Days

**MBE Participation:**        25%

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



**7-GM. GENERAL MISCELLANEOUS (cont'd)**  
*Department of General Services*

**B. (cont'd)**

**Remarks:** Indefinite Quantity Contract (IQC) DGS-15-006-IQC was developed for DGS to provide Roofing Design and Engineering Services for Multiple Construction Projects for the Department of General Services for Multiple Construction Projects with Fees Greater than \$25,000 and less than \$200,000. Under this agreement, individual contract awards may not exceed \$200,000. Selected firms may be awarded more than one contract; however, the total amount for the contracts awarded to any one firm may not exceed \$500,000. Including this project the aggregate of awards to Frederick Ward Associates is \$45,878. The expiration of the contract (DGS-15-006-IQC) is November 30, 2019.

**Fund Source:** MCCBL ~~2017 Item 104~~ 2015 Item 103; see record correction DGS 8 (3/6/19)

**Resident Business:** Yes

**MD Tax Clearance:** 18-2460-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
March 6, 2019



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Contact: Lauren Buckler  
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**8-GM.      GENERAL MISCELLANEOUS**  
***Record Correction***

***Recommendation:***      The Board of Public Works accept a correction to the record in which an item was submitted twice with different fund sources.

***Original Approval:***      BPW 1/2/19 Item 7-GM(B) and BPW 1/23/19 Item 10-GM

***Background:*** This correction supersedes both BPW 1/2/19 Item 7-GM(B) and BPW 1/23/19 Item 10-GM. The correct fund source for the project to Replace Roof & Snow Guard System at RICA Project No. MM-150-190-001 is MCCBL 2015 Item 103.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

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**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



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

**8-RP.      REAL PROPERTY**  
***Department of Agriculture***  
***File # 07-91-19, Cecil County***

**Recommendation:** Approve a partial release of 1.0 acre of land from the operation and effect of the existing agricultural preservation easement and the creation of a 1.0 acre building envelope within the existing agricultural easement area, for a total of 2.0 acres, in exchange for 2.0 acres of contiguous land to be added to the agricultural preservation easement area by amending the Easement.

**Releasor:** The State of Maryland, to the use of the Department of Agriculture on behalf of the Maryland Agricultural Land Preservation Foundation

**Releasee:** Great House Holdings, LLC

**Property:** 2.0 acres

**Grantor:** Great House Holdings, LLC

**Grantee:** The State of Maryland, to the use of the Department of Agriculture on behalf of the Maryland Agricultural Land Preservation Foundation

**Property:** 2.0 acres

**Consideration:** No Monetary Consideration

**Remarks:** Reference is made to #5 on Item 14-RP of the Department's Agenda of November 29, 2000, wherein approval was given to the Maryland Agricultural Land Preservation Foundation (hereinafter, "Foundation") to acquire an agricultural preservation easement upon 153.60 acres of land for \$199,680.00. A survey revealed the actual acreage to be 118.098 acres, and purchase price was adjusted downward to \$153,527.40. Purchase of the easement was completed on October 10, 2003.

Board of Public Works Approval is requested to grant a partial release wherein the State of Maryland, to the use of the Foundation, will release a 1.0 acre lot of land from the operation and effect of the Easement, and also permit a 1 acre building envelope within the Easement area (2.0 acres total), in exchange for a 2.0 acre lot of contiguous land of equal soils to be added to the agricultural preservation area by amending the Easement.

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
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**8-RP.      REAL PROPERTY (cont'd)**

In addition, a six acre parcel of land lying outside the easement area will be restricted from further development. This request is being made in order that a dwelling will always be tied to the farm, and also permit the landowner to convey a building lot near the public road. The Foundation's Board of Trustees has approved the transaction. The appraisal unit of the Department of General Services has found that the exchange will have a positive effect on the value of the existing easement, and a benefit impact to both Cecil County and the Foundation's program in that the two remaining development rights on the six acre adjacent parcel will be extinguished.

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**BOARD OF PUBLIC WORKS**

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DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Wendy Scott-Napier 410.767.4088  
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**9-LL. LANDLORD LEASE**  
***Department of Natural Resources***

**Recommendation:** Approval is requested for a residential curatorship lease.

**Tenant:** Alexandra Ahad  
13560 Station Street, Germantown, MD 20874

**Property Location:** Americus Dawson House, Seneca Creek State Park  
15536 Schaeffer Road, Boyds, Maryland 20841

**Space Type:** Land/Building  
**Lease Type:** New  
**Space:** Two Story Structure, 3.25 +/- acres  
**Duration:** Until death of last surviving tenant  
**Effective:** February 1, 2019

**Annual Rent:** \$1.00      **Previous Board Action:** N/A  
**Utilities and Custodial Responsibility:** Tenant

**Remarks:**

1. Tenant shall lease the property in "AS IN" condition.
2. Tenant shall occupy and use the premises for and only for the restoration, rehabilitation, renovation, maintenance and use of the premises.
3. 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.
4. 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.
5. The Tenant shall not make any alteration, addition or improvement to the Premises without first obtaining the Landlord's written approval.
6. Tenant shall at its cost and expense perform all maintenance and repairs to the Premises.
7. Tenant shall maintain at its expense insurance against loss or liability in connection with bodily injury, death, property damage or destruction to the Premises.
8. Tenant shall open the Premises to the public at least five (5) days a year.
9. 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.
10. The Clearinghouse conducted an intergovernmental review of the project under MD20180613-0438. It has recommended to change the use through the proposed New Curatorship Agreement for the Americus Dawson House in Seneca Creek State Park.
11. The Department of General Services, in conjunction with the Department of Natural Resources, recommends the approval of this item.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

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**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Wendy Scott-Napier  
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**10-LT.      TENANT LEASE**  
***Office of Administrative Hearings***

**Recommendation:** Approval is requested for a new ten year lease with one five year renewal option subject to future Board of Public Works approval.

**Background:** Reference is made to DGS Item 10-LT (03/19/2014), in which the Board of Public Works approved a ten year lease agreement for the Office of Administrative Hearings. The agency has requested to be relocated due to security concerns.

**Landlord:** Adam A. Weschler & Son, Inc.  
5317 Macarthur Boulevard, NW, Washington, DC 20016

**Property Location:** 40 West Gude, Rockville, MD 20850

**Space Type:** Office      **Lease Type:** New      **Sq.Ft.:** 898  
**Duration:** 10 years      **Effective:** 2/1/2019  
**Annual Rent:** \$23,162.77 (average)      **Square Foot Rate:** \$25.79 (average)

**Utilities Responsibility:** Landlord  
**Custodial Responsibility:** Landlord  
**Previous Board Action:** N/A

**Fund Source:** D99A11.01    20009   1301    0009

**Remarks:**

1. This is a new lease to relocate the Office of Administrative Hearings from their current location at 10400 Connecticut Avenue, Kensington, MD 20895.
2. This lease contains a termination for convenience clause and the standard six month holdover period.
3. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605E., as authorized by COMAR 21.05.05.02D.

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**BOARD OF PUBLIC WORKS**

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**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Wendy Scott-Napier  
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**11-LT. TENANT LEASE  
Judiciary**

***Recommendation:***

1. **RETROACTIVE.** Ratify continuation of tenancy from 07/05/18 to 01/04/19.
2. Approve new two year parking lease

***Background:*** Reference is made to item 6-LT approved on 7/6/16, wherein the Board of Public Works approved a two year parking lease for the period 7/05/16 through 7/04/18. Due to delays in negotiations with the landlord, this lease is now being presented for approval.

***Landlord:*** Baltimore City Parking Authority  
d/b/a the Parking Authority of Baltimore City  
200 West Lombard Street, Suite B  
Baltimore, Maryland 21201

***Property Location:*** 501 E. Lexington Street  
Baltimore, MD 21201

***Space Type:*** Garage Parking ***Lease Type:*** New / Retroactive ***Number of Spaces:*** 31  
***Duration:*** 2 Years ***Effective:*** 01/05/2019  
***Annual Rent:*** \$39,060.00 ***Rate Per Space Per Month:*** \$105.00

NOTE: Ratification requested for payment of \$19,530.00 during the post-holdover period (6 months).

***Utilities and Custodial Responsibility:*** Landlord  
***Previous Board Action(s):*** 07/06/2016; Item 6 LT  
***Fund Source:*** 100% Program 004, Sub-object 1301, PCA 40741

***Remarks:***

1. This lease complies with the 1:3 parking ratio established for this area due to the operational nature of the JUDC personnel.
2. The lease contains termination for convenience language and the standard 6 month hold-over period.
3. This location was acquired by sole source in accordance with the DGS Lease Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



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

**12-LT.      TENANT LEASE**  
***State Board of Elections***

**Recommendation-** Approval is requested for a one year lease renewal

**Background:** The State Board of Elections requires warehouse space for new and old equipment. The warehouse space is considered to be temporary and both the agency and Landlord have agreed to a one year lease with two one year renewal options subject to future Board of Public Works approval.

**Landlord/Owner:**                      AKP Limited Partnership  
1312 Bellona Ave., Lutherville, MD 21093

**Property Location:**                      7364 Baltimore Annapolis Blvd., Glen Burnie, MD 21061

<b>Space Type:</b>	Industrial	<b>Lease Type:</b>	New	<b>Square Feet:</b>	44,854
<b>Duration:</b>	1 year	<b>Effective:</b>	02/01/2019		
<b>Annual Rent:</b>	\$219,784.60	<b>Square Foot Rate:</b>	\$4.90		

**Utilities Responsibility:**      Tenant                      **Custodial Responsibility;**      Landlord  
**Previous Board Action(s):** 12/03/2017; Item 13-LT, 01/03/2018; 7-LT

<b>Fund Sources:</b>	Program	Subprogram	Sub-Object	PCA
	I101/I102	01/02	02/104	102/104

**Remarks:**

1. Election Law Article § 9-102 passed in 2007 mandated that Maryland elections be conducted with paper ballots capable of being read and tabulated by precinct-based optical scanners. This warehouse will be used to receive, house, inventory, allocate, and test the new system as well as train users on the system and distribute it to end users. In addition the warehouse will also receive and store the old system until decommissioning and disposal occurs.
2. The lease incorporates 39 use in common parking spaces.
3. The lease contains a termination for convenience clause and the standard 6 month hold-over period.
4. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland the above space request was advertised in the Capital Gazette, Daily Record, E-Maryland Marketplace and the DGS website.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



**REVISED**

Contact: Wendy Scott-Napier 410.767.4088  
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**13-LT.      TENANT LEASE**  
***Department of Human Services***  
***Worcester County***

***Recommendation:***

1. **RETROACTIVE.** Ratify continuation of tenancy from 11/1/2018 to 1/31/2019
2. Approve new five year lease with one – five year renewal option (exercise of option subject to future Board approval)

***Background:*** Reference is made to DGS Item 3-LT (4/3/2013) in which the Board of Public Works approved a five year term lease with one-five year renewal option for the period 5/1/13 through 4/30/18. The lease was in hold-over for the period 5/1/18 through 10/31/18. The Landlord agreed to provide the State with an additional three month hold-over for the period 11/1/18 – 1/31/19. Due to delays in negotiations with the landlord, this lease is now being presented for approval.

***Landlord:*** 424 Market Street-MD, LLC  
300 Strode Ave  
Coatesville, PA 19320

***Property Location:*** 424 W. Market Street  
Snow Hill, MD 21863

<b><i>Space Type:</i></b>	Office	<b><i>Lease Type:</i></b>	New / Retroactive	<b><i>Square Feet:</i></b>	4,983
<b><i>Duration:</i></b>	5 Years	<b><i>Effective:</i></b>	February 1, 2019		
<b><i>Annual Rent:</i></b>	\$79,030.38	<b><i>Square Foot Rate:</i></b>	\$15.86		

***Note:*** Ratification requested for payment for three months, for the period 11/1/2018 through 1/31/2019, at a cost of \$19,757.61.

***Utilities Responsibility:*** Tenant  
***Custodial Responsibility:*** Landlord

***Previous Board Actions:*** 24-L (5/11/05)                      19-LT-OPT (11/17/10)  
20-LT-OPT (5/23/12)                      3-LT (4/3/13)

***Fund Source:*** N00G0006-7F22-1351-G6010

**REVISED**

**13-LT.      TENANT LEASE (cont'd)**  
*Department of Human Services*  
*Worcester County*

***Remarks:***

1. This facility is a Child Support Enforcement office that provides services to absent parents, parents, courts, social services and residents of Worcester County. The building is utilized by 20-25 customers daily. The nature of business is primarily for child support. This property is also located within walking distance of the court house and the Department of Social Services. The facility is centrally located in the downtown area, convenient for customers and within one block of the only bus stop in Snow Hill.
2. The lease contains a termination for convenience clause and the standard six month hold-over.
3. This space was acquired by sole source. See COMAR 21.05.05.02.D; DGS Space Management, Paragraph 6-605 E.

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**BOARD OF PUBLIC WORKS**

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**WITH DISCUSSION**

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DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Ahmed Awad  
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**14-CGL. CAPITAL GRANTS AND LOANS**  
***Department of Health***

**Recommendation:** The Board of Public Works (BPW) approve a grant of \$154,294.00 to *Key Point Health Services, Inc. (KPHSI)*.

**Project:** The acquisition of a three-bedroom house located at 5905 Johnnycake Road, Baltimore, MD 21207. This building will provide housing for three persons with mental disability.

<b>Appraisals:</b>	Contract of Sale	\$205,000.00
	William Riedel, Fallston, MD	\$208,000.00
	Jayson Taylor, Jarrettsville, MD	\$210,000.00
	DGS accepted appraisal	\$208,000.00
	<b>Eligible Cost</b>	<b>\$205,725.00*</b>

\*Includes the lesser of the DGS accepted value or the contract price at \$205,000.00, and the cost of appraisals at \$725.00.

**Fund Source:** The Maryland Department of Health has determined the grantee is responsible for providing 25% of the eligible project cost.

Total Project Cost	\$205,725.00	
Eligible Project Cost	\$205,725.00	
State Share (75%)	\$154,294.00	MCCBL 2016, CHFFund- MDH #14512-03
Grantee Share (25%)	\$ 51,431.00	Mortgage, Harford Bank

**Remarks:**

1. Grantee is a nonprofit organization.
2. In accordance with § 24-606(d) of the *Health-General Article of the Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being recorded among the Land Records of Baltimore County.
3. No State funds will be disbursed until the grantee has presented suitable evidence to the Office of the Capital Planning, Budgeting, and Engineering Services that it has expended the required matching funds.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

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DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Ahmed Awad  
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**15-CGL. CAPITAL GRANTS AND LOANS**  
***Department of Health***

**Recommendation:** The Board of Public Works approve a grant of \$250,000.00 to Channel Marker, Inc., (Easton, MD).

**Project:** The renovation of 8865 Glebe Park Drive, Easton, Maryland 21601. This project finalizes the renovation of the Channel Marker Regional Wellness Center at 8865 Glebe Park Drive in Easton, Maryland. The renovations include the replacement of the roof on this 30+ year old building.

<b>Award:</b>	Andrew Contracting (HVAC)	\$ 256,355.00
	J & L Services (Interior Renovations)	\$ 484,758.00
	Kottwitz Signs & Graphics (Awning)	\$ 11,940.00
	Flynn Mid-Atlantic LP (Roof Restoration)	\$ 262,259.00
		<b>\$1,015,312.00 Total</b>

**Fund Source:** The Maryland Department of Health has determined the grantee is required to provide a 75.4% local share of the eligible project cost.

Total Project Cost	\$1,015,312.00	
Eligible Project Cost	\$1,015,312.00	
State Share (24.6%)	\$ 250,000.00	MCCBL 2016, CB-02703-01
Grantee Share (75.4%)	\$ 765,312.00	Cash reserves

**Remarks:**

1. Grantee is a nonprofit organization.
2. In accordance with §24-606(d) of the Health-General Article of the Annotated Code of Maryland, the Board's approval is further contingent upon the State's right of recovery being recorded among the Land Records of Talbot County.
3. No State funds will be disbursed until the grantee has presented suitable evidence to the Office of Capital Planning, Budgeting, and Engineering Services that it has expended the required matching funds.

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA  
January 2, 2019



Contact: Ahmed Awad  
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**16-CGL.      CAPITAL GRANTS AND LOANS**  
***Department of Health***

**Recommendation:** The Board of Public Works approve a grant of \$186,615.00 to Family Services, Inc. (Gaithersburg/Montgomery County).

**Project:** The acquisition of a three-bedroom townhome located at 15727 Millbrook Lane #59, Laurel, Maryland 20707. The property will be used to provide housing for three individuals with psychiatric disabilities.

**Fund Source:** The Maryland Department of Health has determined the grantee is required to provide a 25% local share of the eligible project cost.

Total Project Cost	\$248,000.00	
Eligible Project Cost	\$248,820.00*	
State Share (75%)	\$186,615.00	MCCBL 2016, CHFGP, CB-04204-02
Grantee Share (25%)	\$ 62,205.00	Family Services, Inc., Money Market Account

\*Includes the lesser of the DGS accepted value or the contract price at \$248,000.00, and the cost of appraisals at \$820.00.

**Remarks:**

1. Grantee is a nonprofit organization.
2. In accordance with *Subtitle 6 of Title 24 of the Health-General Article of the Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being recorded among the Land Records of Prince George's County.
3. No State funds will be disbursed until the grantee has presented suitable evidence to the Office of Capital Planning, Budgeting, and Engineering Services that it has expended the required matching funds.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

# Supplemental

Contact: Wendy Scott-Napier  
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**17-RP.      REAL PROPERTY**  
***Department of Natural Resources***  
***File #8646, Washington County***

**Recommendation:**      Approve an Easement to install a natural gas transmission pipeline under the Western Maryland Rail/Trail.

**Property:**                      0.12 +/- acres for Easement located at N/s Berm Road at Locher Road, Hancock, Washington County.

**Grantor:**                      State of Maryland, to the use of the Department of Natural Resources

**Grantee:**                      Columbia Gas Transmission, LLC

**Consideration:**              \$5,000

**Appraisal Value:**              \$180.00 – 10/17/17 – Duff & Phelps, LLC (Wayne Horvath)  
Fee Appraiser

**Remarks:**      Approval is requested for an Easement to Columbia Gas Transmission, LLC. Columbia Gas is requesting a 50' wide easement and permission to install a natural gas transmission pipeline under the Western Maryland Rail/Trail. The project is intended to increase supply options and system reliability, thus reducing the risk of market interruptions. This project has been approved by the Federal Energy Regulatory Commission, and The Maryland Department of Natural Resources.

**Clearinghouse:** The Clearinghouse conducted an intergovernmental review of the project under MD20171208-1012 and found the project to be Consistent with Qualifying Comments. It has recommended to comply with Columbia Gas Transmission LLC's request for a 50' Right of Way and give permission to install a Natural Gas Transmission Pipeline under the Western Maryland Rail/Trail which is owned by the State of Maryland.

An exception is requested to the one year appraisal policy set forth in BPW Advisory 2005-3. Due to delays in coordinating both the Federal and State permit processes, the project is now being submitted for approval.

*This item was withdrawn as Item 56-RP from the December 19, 2018 DGS Agenda*

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**