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*STATE OF MARYLAND*  
**BOARD OF PUBLIC WORKS**  
*GOVERNOR'S RECEPTION ROOM, SECOND FLOOR, STATE HOUSE*  
*ANNAPOLIS, MARYLAND*

**November 20, 2019**  
**10:06 a.m.**

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# PRESENT

## **HONORABLE BOYD RUTHERFORD**

Lieutenant Governor

## **HONORABLE NANCY KOPP**

Treasurer

## **HONORABLE PETER FRANCHOT**

Comptroller

## **SHEILA C. MCDONALD**

Secretary, Board of Public Works

## **NELSON REICHART**

Deputy Secretary, Department of General Services

## **MARC NICOLE**

Deputy Secretary, Department of Budget and Management

## **PETE RAHN**

Secretary, Department of Transportation

## **JEANNIE HADDAWAY-RICCIO**

Secretary, Department of Natural Resources

## **MIKE LEAHY**

Secretary, Department of Information Technology

## **JIMMY RHEE**

Special Secretary

Office of Small, Minority and Women Business Affairs

## **MISSY HODGES**

Recording Secretary, Board of Public Works

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# PROCEEDINGS

LIEUTENANT GOVERNOR RUTHERFORD: Good morning, everyone.

ALL: Good morning.

LIEUTENANT GOVERNOR RUTHERFORD: I'd just like to start off with a little bit of good news. You may have heard that our unemployment rate is the lowest it's been in 11 years.

TREASURER KOPP: Excellent.

LIEUTENANT GOVERNOR RUTHERFORD: That means a lot of people are working. It also has created somewhat of a challenge, and maybe it's a good challenge, and that is in talking to some business folks yesterday, they are having a challenge finding labor, and particularly skilled labor, in the skilled professions. And so, one of the things that we have been working on the last couple of years, and particularly with some of the local school districts, is getting the trades back into many of these schools. And there are some organizations that are willing to help, outside organizations, the construction trades, who are willing to help because they need people.

And the challenge has been, unfortunately, is that the, and I'll just say this broadly, the bureaucracy does not understand the urgency of getting things done. And sometimes they go through steps that are really unnecessary

and they are not recognizing that every day, every month, every year that you delay, you're missing a cadre of young people who could be going into these professions making very good money. And in a lot of cases, that's our entrepreneurial class, those individuals who, you know, develop the trades and things of that nature.

If anybody has gotten their air conditioning fixed, usually on the hottest day of the year, you know that that individual who comes out makes pretty good money to do that. And so we'll continue to work. I have a call to one of the superintendents this afternoon to basically say to the person, you know, you all need a sense of urgency here. Because there are young people who could use these skills and an opportunity to make a very good living when they come out of school.

I also want to just say that we're going to be, the Comptroller is going to make a motion in a few minutes, and I'll have more to say, but, you know, thank Executive Secretary Sheila McDonald for her service to the Board of Public Works, but more so to the State of Maryland. We're going to miss your professionalism and also your historic knowledge of what has taken place around here. So I want to just say thank you and there will be more to come.

(Applause.)

LIEUTENANT GOVERNOR RUTHERFORD: Now, I should say she's not leaving today. Okay?

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(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: So --

SECRETARY MCDONALD: Thank you.

LIEUTENANT GOVERNOR RUTHERFORD: -- and sorry to put you through that.

SECRETARY MCDONALD: -- opportunity to talk to you as you chair the Board, and I appreciate that very much. Because that opportunity might not happen again for the next two meetings so I appreciate hearing from you. Because, again, I have always enjoyed working with you, Lieutenant Governor, the Secretary of General Services --

LIEUTENANT GOVERNOR RUTHERFORD: Thank you.

SECRETARY MCDONALD: -- and seeing people go to new things. So that, it's been fabulous. And thank you for pointing this out, now. But I do have two more meetings. I will be here through December 31st.

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: Madam Treasurer?

TREASURER KOPP: No, I just wanted to, we look forward to seeing you in the same place very soon. But I've probably been around here longer than anyone except Bruce Bereano --

(Laughter.)

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TREASURER KOPP: -- and I don't remember, I can't imagine the Board of Public Works without Sheila in one of the seats --

SECRETARY MCDONALD: Thank you.

TREASURER KOPP: -- here. And I think you have been a terrific guide to people out here, which I'm sure standing back everyone appreciates, even though they like to think they do everything right the first time and why are you pointing out some issues. But not only that, but a mentor to a great number of people and a role model to a great number of people. And we'll say more about this later, but thank you, Sheila.

SECRETARY MCDONALD: Thank you. Thank you.

COMPTROLLER FRANCHOT: Thank you, Lieutenant Governor and Madam Treasurer.

LIEUTENANT GOVERNOR RUTHERFORD: Mr. Comptroller?

COMPTROLLER FRANCHOT: And good morning, everyone. And yes, it is very rare to ever have a standing ovation in the Board of Public Works.

LIEUTENANT GOVERNOR RUTHERFORD: I've never seen it.

TREASURER KOPP: I don't think it's ever happened.

COMPTROLLER FRANCHOT: Sheila, it is well deserved. Thirty years of State service. Over the last ten years, you have served as the Executive Secretary to the Board of Public Works. In your current role, you have served

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alongside four Governors, two Comptrollers, two Treasurers, and this Board, and indeed our State, has benefitted from the intellect and the levelheadedness, the knowledge and command of Maryland's procurement laws, and your selfless devotion to public service. You'll be a hard act to follow, but I'm confident after a rigorous interview and vetting process that our respective staffs have conducted over the last month, we have found a worthy successor to Sheila. And I'm trying to open up the envelope here.

(Laughter.)

COMPTROLLER FRANCHOT: I may be a little biased. But I know he's the right person for the job. He's sitting right here, John Gontrum.

(Applause.)

COMPTROLLER FRANCHOT: John is no stranger to us in State government. Over the course of a young but distinguished career, he has earned the respect and admiration of elected officials from both sides of the aisle, public servants who work with him on a daily basis. Over the last four years, he has served as Assistant Comptroller and my Board of Public Works Liaison, assuming one of the most challenging portfolios in the agency. I know that my colleagues would agree that John has developed an expertise in the complex world of procurement and possesses a sharp legal mind that has made him so invaluable in my team and an asset to our State during some critical issues that have come

before us. Equally as important, he believes very strongly in this Board's authority and the important role that this body plays in State government.

On a personal note, John, you have and I have worked together since 2011. Through hard work and merit, John climbed the ranks from a Community Liaison to Chief Legislative Officer and now Assistant Comptroller. He is a man of few words, never seeks the spotlight or credit, so I assume that he's really enjoying this right now.

(Laughter.)

COMPTROLLER FRANCHOT: But I would be remiss if I didn't take a moment to express my sincere gratitude to him for his years of service in my agency. He's an exemplary public servant who wants to assume this position for all the right reasons. And I know he will serve this Board and the State of Maryland with distinction for many years after the Lieutenant Governor, and the Treasurer and I, and Governor Hogan, who is very supportive of John, may be moving on to all sorts of other future interesting challenges, John Gontrum is going to be here. And it's a good bridge of stability, certainty, and levelheadedness that I mentioned with Sheila.

We happen to be impulsive people, often, in politics. John and Sheila aren't. And the State benefits from that continuity of the thread of the Board of Public Works. So I would like to, based upon the recommendations of the selection committee, Lieutenant Governor and Madam Treasurer, I would like

to move that the Board at this time approve the appointment of John T. Gontrum to be Executive Secretary of the Board of Public Works to succeed Secretary McDonald.

LIEUTENANT GOVERNOR RUTHERFORD: Second.

TREASURER KOPP: I would like to second that. And add my thanks, John, for all you've done, and all you will do. Among other things, having been a good leader on the very difficult issue that we went through the past several months, about the five gentlemen who were, as they say, erroneously convicted. I've seen your work and it's terrific. And I know that Sheila has had a strong hand in guiding and in mentoring. And I think that it's a very exciting opportunity to combine continuity of membership and guidance with a view towards the future and what we call generational change.

SECRETARY MCDONALD: I agree.

TREASURER KOPP: And I think the people of the State of Maryland, not to mention the folks from the public servants sitting in front of you, will learn what we have learned. Which is, John is, A, a great person to work with, B, a fine man, and C, a very determined individual who believes in what he believes in and will let people know that. And I really appreciate that.

MR. GONTRUM: Thank you.

COMPTROLLER FRANCHOT: Thank you.

LIEUTENANT GOVERNOR RUTHERFORD: Yeah, I think John will do a great job. He was your representative on the Procurement Reform Commission and was very active and I think will have a lot to discuss as we implement a lot of the recommendations and move forward. And I look forward to continuing to work with John. I think he'll be a nice, steady influence here at the Board. You can't lean towards the Comptroller --

MR. GONTRUM: No, no --

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: -- despite that background. You can act as if you don't know who he is anymore. But no, I look forward to it. I think it's a wonderful selection and good luck to you, good fortunes to you. And of course, Sheila, good luck to you.

SECRETARY MCDONALD: Thank you.

TREASURER KOPP: We'll deal with her later.

LIEUTENANT GOVERNOR RUTHERFORD: Yeah, when there's much more time --

COMPTROLLER FRANCHOT: And John and his wife Emily just had their second child --

TREASURER KOPP: Yes --

SECRETARY MCDONALD: Yes --

COMPTROLLER FRANCHOT: -- last week.

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LIEUTENANT GOVERNOR RUTHERFORD: Yes.

SECRETARY MCDONALD: He's got his hands full.

COMPTROLLER FRANCHOT: This week, when was that? How old is she?

LIEUTENANT GOVERNOR RUTHERFORD: Last week? A week ago?

TREASURER KOPP: So that's the question, is what do you do next Wednesday?

(Laughter.)

COMPTROLLER FRANCHOT: So thank you. Did we take the vote? Is everything --

LIEUTENANT GOVERNOR RUTHERFORD: We're all in favor.

SECRETARY MCDONALD: There you go. Three-oh.

TREASURER KOPP: Aye.

LIEUTENANT GOVERNOR RUTHERFORD: Okay.

COMPTROLLER FRANCHOT: Thank you.

LIEUTENANT GOVERNOR RUTHERFORD: All right. Before we get to the Secretary's Agenda, I want to recognize seven students from the University of Maryland Baltimore County who have been working on significant projects for the Maryland Department of Information Technology through our Maryland Technology Internship Program. I want to congratulate each one of

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them on the work that they've done, the hard work and dedication working with our department on critical projects that help the State run more effectively and efficiently. These interns work on projects that range from cybersecurity assessment to developing user friendly dashboards which help citizens better understand the data that is made available from State government. And they range from Ph.D. students and, you know, from undergraduates to Ph.D. students, and the State is very grateful to have them working with us. So I'd like to wish them all the best in their future endeavors. I hope they will consider coming to work for the State, at least in any initial positions, and/or other State agencies, either through Department of Information Technology or one of our other agencies. And I'm going to turn it over to Secretary Leahy, who will introduce his interns.

MR. LEAHY: Thank you, Governor. We at DoIT are very proud of these interns. They have done amazing work and it's very encouraging to me, as you've said, to see young people willing to take on public service and to as part of their education give back. So without further ado, Dare Abinleko is a Masters of Professional Studies in Cybersecurity; Vinayak Patil is working on his Masters in Information Systems; Saeed Damadi is --

TREASURER KOPP: Are they here?

MR. LEAHY: -- is working on his Ph.D. --

LIEUTENANT GOVERNOR RUTHERFORD: Yes, maybe they should stand up --

MR. LEAHY: Yes.

LIEUTENANT GOVERNOR RUTHERFORD: -- when you call their names.

MR. LEAHY: I'm sorry.

LIEUTENANT GOVERNOR RUTHERFORD: That's all right. No, I should have --

MR. LEAHY: -- is in Signal Processing; Latedefat Adiamo is working on her Masters in Cybersecurity; Pranshu Raghav is working on his Masters in Cybersecurity; Nathan Antonicelli is working on his Masters in Information Systems; Patrick Ikengah is working on his Masters in Engineering Management; and we also have representatives from the internship program at UMBC, the Director Christine Routzahn and the Assistant Director Annie Weinschenk with us today.

LIEUTENANT GOVERNOR RUTHERFORD: Thank you.

(Applause.)

LIEUTENANT GOVERNOR RUTHERFORD: Now we do have Governor's Citations for each of you, and I think at this point we can give them to you. I know we can't line up for a picture with some of you folks but --

TREASURER KOPP: We could.

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LIEUTENANT GOVERNOR RUTHERFORD: I guess --

SECRETARY MCDONALD: I think --

LIEUTENANT GOVERNOR RUTHERFORD: Why don't you come this way and we'll --

SECRETARY MCDONALD: Yeah, go ahead. Everybody.

TREASURER KOPP: Well, I was just saying earlier, I'm on the Board of Visitors for the College of Computers, Mathematics, and Natural Science at College Park.

LIEUTENANT GOVERNOR RUTHERFORD: Oh, okay.

TREASURER KOPP: And one of the major goals is to connect students, undergraduate and graduate, with the community, with opportunities, so that --

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

TREASURER KOPP: -- the economy grows and they have the opportunities that they need. So this is a terrific example.

LIEUTENANT GOVERNOR RUTHERFORD: Nelson may remember when, a long time ago when I was at General Services, we had an internship program for procurement officers where we brought in undergraduates to learn about the area of procurement and hopefully come into that area. I think all of them went into companies where they are doing logistics. But we were

trying to bring in new blood and bring in people that are interested in that. Okay.

With that said, Secretary's Agenda?

SECRETARY MCDONALD: Good morning, Governor, Madam Treasurer, Mr. Comptroller. Thank you for your kind words already and I just want to say I concur with the Comptroller when he called Mr. Gontrum a man of few words, except when he wanted those exonerees paid.

TREASURER KOPP: Right.

SECRETARY MCDONALD: And the Treasurer brought that up. So both of those things, I agree with. We have 21 items on the Secretary's Agenda this morning. There are no reports of emergency procurements. The Stadium is withdrawing Item 18. They are here for their other items. And we are prepared for questions you may have.

COMPTROLLER FRANCHOT: I have one question --

LIEUTENANT GOVERNOR RUTHERFORD: Okay. I was going to mention 17.

SECRETARY MCDONALD: Mm-hmm.

LIEUTENANT GOVERNOR RUTHERFORD: And I guess 18 went with that.

SECRETARY MCDONALD: What it is with the Baltimore City Schools, they are asking for the award, approval to award the A&E contract for Montebello Elementary School, they are just not --

LIEUTENANT GOVERNOR RUTHERFORD: Okay.

SECRETARY MCDONALD: -- prepared at this time to go forward with the construction contract.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. Very good. Again, this is one of the construction programs that is going in in Baltimore, the billion-dollar school construction program. I believe it's up to \$1.2 billion now, and it's probably due to the equipment charges being put in. And also, as I mentioned before, with regard to our unemployment rate, we're hearing more entities come back saying that their wages are going up. And so it's a good problem for workers. It's a challenge for some of us in State business. But this is a very good program. I believe all of us who have had an opportunity to go to some of these new schools that are going in in Baltimore City, 27 schools at this point, are online or are coming online, that they plan to have completed. And this is one more school that is in the design phase and looking to go to construction. So I just wanted to point that out. It's a very good program, an opportunity for wonderful learning environments for kids that were going to some of the oldest schools in the State. Okay, Comptroller, you said --

COMPTROLLER FRANCHOT: Yes, I had Item 1.

SECRETARY MCDONALD: Item 1 is the Department of Aging. And I know you -- okay, so probably, please come up and introduce yourself for the record. This is a grant to Talbot County for the senior center. And --

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MS. LASSER: Good morning. I'm Karen Lasser. I'm Deputy Secretary for the Department of Aging. And I believe Robbie Gill from the Y is also here.

COMPTROLLER FRANCHOT: Yeah.

SECRETARY MCDONALD: Do you want him to come up?

LIEUTENANT GOVERNOR RUTHERFORD: Oh, good.

COMPTROLLER FRANCHOT: Yeah.

LIEUTENANT GOVERNOR RUTHERFORD: Come on up.

COMPTROLLER FRANCHOT: Yeah.

SECRETARY MCDONALD: Representing the grantee in this. Well, the entity is Talbot County but --

COMPTROLLER FRANCHOT: Thank you. I, Lieutenant Governor, Madam Treasurer, just very briefly, we're asked to approve an \$800,000 grant in General Obligation Bond proceeds to the St. Michael's Family YMCA and Senior Center. I had the honor of attending their ribbon cutting this past June and this 24,000 square foot shared use facility includes well-being programs and classes, along with activities for summer camps, and most importantly and interestingly to me, intergenerational programs between young people and seniors in a way that will benefit actually both the older folks and the younger folks. And I would like to thank the Secretary, but also salute Robbie Gill, the CEO of the YMCA of the Chesapeake, and also Kerry Foxwell, Kerry, if

you could stand, for your leadership and development work, and planned giving, and this, that, and the other thing. Kerry Foxwell is Robbie Gill's --

LIEUTENANT GOVERNOR RUTHERFORD: No relation.

(Laughter.)

COMPTROLLER FRANCHOT: -- secret weapon. So thank you for your leadership, Robbie, and the team that you have, the staff, the benefactors, and volunteers. I know that you're raising huge amounts of private sector money to not just match, but much more than we're partnering with you at the State level on. But I think this new facility is a reality that's going to be seen all over the State, because we are, we have an aging population and we're going to recruit a lot of young people to come to Maryland, and we're going to connect everybody so that we don't have isolation. And I'm very supportive of this item, Lieutenant Governor and Governor Hogan, to you both for supporting this. And Madam Treasurer, if you haven't been down there, it's a great place to visit because --

TREASURER KOPP: I'll be there.

MR. GILL: It's a unique model, in that it's not only a Y and a senior center, but it's on school property, so ease in access and location for not only our older adult population. It's a hub, a community hub, but also it gives kids the ability to walk there right after school, pulling those folks together. And so from, if you know that area, from Oak Creek Bridge all the way out to Tilghman, there's about 4,000 people that live in that area. And the Y, the Y and

Senior Center opened on June 10th. We've seen almost 36,000 visits, which is about 750 people a day. Which really equates to about half of the population visiting the YMCA and the senior center every week. So it's everything we could have ever hoped it would be. Thank you to the Department of Aging for supporting this unique model, as well as the Board of Public Works. And we're excited to continue this, as you mentioned, Mr. Comptroller, in other communities where there's gaps for senior programming in Caroline County, in Queen Anne's County, and needs for youth as well. That intergenerational model is just amazing to see. So we'd love, when you're on the Shore, we'd love to show you around. It would be great.

TREASURER KOPP: You'll hear from us. We actually talked about doing something like this in Bethesda near the high school 25 years ago and didn't do it. And I think your model, I mean, that's terrific. It's absolutely the way it should be.

LIEUTENANT GOVERNOR RUTHERFORD: Particularly working with the Y. We're hearing that model more and more. I know in Dorchester County they are building Delmarva, I forgot, but Santo's group down there is building an intergenerational facility. It's not linked to a school, which that's a very good way to do it because of the easy access for young people to get to the facility. So that's good. Thank you very much.

MR. GILL: Thank you.

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TREASURER KOPP: And the people of Talbot County and around, I was looking before you said anything, Comptroller, it's an unusual breakdown of contributions -- \$5 million from contributions and the community.

LIEUTENANT GOVERNOR RUTHERFORD: Right.

TREASURER KOPP: Compared to about \$1.5 from the State and the people around, plus the county.

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm. Yes?

MR. GILL: It's been a labor of love for the community --

TREASURER KOPP: Yeah.

MR. GILL: -- and we wanted to see, for me, the people that live in St. Michael's and Tilghman and out on the peninsula don't have the capacity and access to get to Easton. And so to have that right there where everyone can have access and opportunity is good so the whole community has fought and worked hard and contributed to this. The part that you guys have played has been instrumental, though. Without your support, it wouldn't have happened.

LIEUTENANT GOVERNOR RUTHERFORD: Thank you. Yeah, it is a very good point of how much --

TREASURER KOPP: Yeah.

LIEUTENANT GOVERNOR RUTHERFORD: -- is private donations. So yeah, and thank you very much.

MR. GILL: Thank you so much.

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MS. FOXWELL: Thank you.

LIEUTENANT GOVERNOR RUTHERFORD: Any additional questions on the Secretary's Agenda?

TREASURER KOPP: I would just like to note the Department of Housing and Community Development, there are just a couple of projects but every meeting they bring us projects and they talk about energy saving and the impact on the environment and sustainability. And I just think it's very helpful for everyone in the room to know that that is part of our Maryland construction program now.

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

TREASURER KOPP: And to see it laid out like that, we can always do better. But to see it laid out like that I think is very helpful. I was looking at 12, but it's more than just 12.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. Are you good? If there are no other questions --

COMPTROLLER FRANCHOT: Move approval. Move approval.

LIEUTENANT GOVERNOR RUTHERFORD: Okay.

SECRETARY MCDONALD: Thank you.

TREASURER KOPP: Second.



LIEUTENANT GOVERNOR RUTHERFORD: Is that a second?

Okay. We're all in favor. Department of Natural Resources. Well, I guess give it a second. Okay.

MS. HADDAWAY-RICCIO: Good morning.

LIEUTENANT GOVERNOR RUTHERFORD: Department of Natural Resources, good morning.

MS. HADDAWAY-RICCIO: Good morning, Governor, Madam Treasurer, and Mr. Comptroller. For the record., Jeannie Haddaway-Riccio, Secretary of the Department of Natural Resources. We have nine items on our Real Property Agenda today for which we are seeking approval. I'm happy to answer any questions you may have.

LIEUTENANT GOVERNOR RUTHERFORD: I just wanted to point out Item 4A, Program Open Space. It's the State share going to Baltimore City, \$4.5 million. It is going to support five rec centers, as well as operating money in the range of \$3 million in operating money for City parks, something that is well needed. Particularly the rec centers, but also some assistance for the City to maintain their parks. So thank you for working with the City in this particular area.

MS. HADDAWAY-RICCIO: Yes, sir. Thank you.

TREASURER KOPP: I have a question in general, Madam Secretary, about CREP. I noticed, for instance, 8A. But how, my recollection,

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and I may be wrong, my recollection from several years ago is that the federal CREP program participants, a lot of them were rolling off or potentially rolling out of CREP. And the question was how we maintain that plan. So I'm just curious how we're doing in general. Here's an example of what you all are doing. How are we doing in general?

MS. HADDAWAY-RICCIO: So I think we're doing very well with this program on the State side. You are correct. At the federal level, there was a timing issue regarding participants who needed to renew their contracts and the federal government processing them in time. Our administration worked with the U.S. Department of Agriculture to make sure that they understood that that was an issue for us and they have gotten that moving over the summer. But we are continuing conversations with them about trying to make it easier for landowners to access that funding and participate in that program.

TREASURER KOPP: We heard from some people who wanted to continue with the State. It's not that they didn't want to.

MS. HADDAWAY-RICCIO: Yes.

TREASURER KOPP: But it seemed very difficult because of the feds.

MS. HADDAWAY-RICCIO: Right.

TREASURER KOPP: Thank you.

MS. HADDAWAY-RICCIO: Sure.

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LIEUTENANT GOVERNOR RUTHERFORD: It's the bureaucracy.

TREASURER KOPP: Yeah.

LIEUTENANT GOVERNOR RUTHERFORD: Questions on Department of Natural Resources?

COMPTROLLER FRANCHOT: Move approval.

TREASURER KOPP: Second.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. That was easy. University System.

MR. EVANS: Good morning. Joe Evans representing the University System of Maryland. We have seven items on the Agenda. We are withdrawing Item 4-C-BP and we're here to answer any questions.

TREASURER KOPP: I want to point out also that you all have now started putting some energy and environment related language in most of the projects, and pointing out that almost all are LEED Silver. Of course, we're now aiming higher than LEED Silver. But that's, I appreciate it because I know it wasn't easy for you to get everybody together to do that.

I'm really concerned about, and I understand 4-C has been taken off, and I don't have a problem with the project. But the question of cost escalation --

LIEUTENANT GOVERNOR RUTHERFORD: Yes.

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TREASURER KOPP: -- which is one that actually Bob Gorrell has raised with us in school construction.

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

TREASURER KOPP: That they are seeing it very significantly, because of competition, not -- A, commodity prices --

LIEUTENANT GOVERNOR RUTHERFORD: Yes.

TREASURER KOPP: -- were going up. But also competition for trained, of a trained workforce. And I just wondered, I saw a number in one of these where the, and I think it was yours --

LIEUTENANT GOVERNOR RUTHERFORD: It was theirs.

TREASURER KOPP: -- it was 17 percent --

SECRETARY MCDONALD: Number six.

TREASURER KOPP: -- and then another one 17 --

SECRETARY MCDONALD: It was six. It was four and six. They have withdrawn four, but number six has that.

TREASURER KOPP: Okay. All right. 17 to 30?

LIEUTENANT GOVERNOR RUTHERFORD: Yeah.

SECRETARY MCDONALD: Yeah, 37 percent.

LIEUTENANT GOVERNOR RUTHERFORD: Thirty-seven percent, right.

TREASURER KOPP: And as I say, it's not just the University.

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LIEUTENANT GOVERNOR RUTHERFORD: No, it's like I was saying before, we're hearing it from industry, you know, on the commercial projects, on State projects. It is challenging. It's the workforce. I spoke to the Baltimore Area Building and Management Operators Association yesterday and that was one of the questions, what can we do to help get more skilled labor out there? And it's, it is a challenge. Now in one of the -- just I'm going to get on my soapbox for a moment. One of the challenges -- I turn to the Comptroller --

TREASURER KOPP: I don't know why you would do that.

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: -- but one of the challenges is, well, years ago we moved away from "vocational high schools." And, you know, I remember when, in the old days when I was a kid we had vocational high schools. And those schools, you could get college prep at the same time you were learning a skill. That's one of the challenges. The other challenge is I think many of us as parents, we don't talk to our kids, when our kids are, like, I don't know if I want to go college, we get into this thing of you need to go college. It's a reflection on us. We don't tell them that. But often the parents push their kids in a direction, and then they go off to college, and they come back with a .09 grade point average and the first year they spent \$50,000 or something -- I'm not speaking from experience. But --

(Laughter.)

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TREASURER KOPP: I'm not sure that's possible.

LIEUTENANT GOVERNOR RUTHERFORD: Yeah, well, you know, you take one test and that's it. You know, and so we're not, we as parents are also -- and I live in Howard County, where everyone tries to push their kids to college. But and some kids that's not really what they want to do. And it's peer pressure at school, pressure at home. And we're finding ourselves in a situation where, you know, we're losing that entrepreneurial, as I say, the entrepreneurial class.

If you may indulge me for another moment, it reminds me of a story that I heard where a person's air conditioning broke on the hottest day of the year, usually Labor Day or Memorial Day, Fourth of July. And they called the air conditioning person, who came out, and worked maybe a little more than an hour, gave him a bill for like \$700 or something of that nature. And the person said, \$700? You've been barely here a little more than an hour. I'm a Harvard trained lawyer. I don't charge that amount. And he said, well, I didn't charge that amount either when I was a lawyer. So --

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: -- but you know, that's, that's kind of the point of all of this. So, I'm sorry, Madam Treasurer.

TREASURER KOPP: Yeah, no, absolutely. I'm just remarking, it is a very dramatic --

MR. EVANS: It is a challenge. I had an incident yesterday where we had bids that came in for construction that was way over what our estimate was.

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

MR. EVANS: And of course we're not going to award it and probably start talking in this labor force and other things.

LIEUTENANT GOVERNOR RUTHERFORD: Right. And it's hitting the nonprofits, too. When I mentioned --

TREASURER KOPP: Mm-hmm.

LIEUTENANT GOVERNOR RUTHERFORD: -- the intergenerational facility in Dorchester County, talking to Santo down there. He was saying that labor and the commodity price, the cost of steel, has increased there, the building cost with regard to the intergenerational facility. And they are a nonprofit.

TREASURER KOPP: Yeah.

LIEUTENANT GOVERNOR RUTHERFORD: So it makes it a little more difficult, a lot more difficult for them to do something. So it's kind of the negative side of being in basically full employment.

TREASURER KOPP: By the way, I want to congratulate you on the bioscience building at Shady Grove.

MR. EVANS: -- College Park project.

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TREASURER KOPP: Yeah, that was a great, please, thank them for me. Commend them for us. It was a great project.

MR. EVANS: Yes, ma'am.

LIEUTENANT GOVERNOR RUTHERFORD: Any other questions?

COMPTROLLER FRANCHOT: Just following up on the Lieutenant Governor and the Treasurer, we are being asked today to approve the last bid package for the construction of the new Cole Field House, which they mentioned. When the University came before the Board in October 2015, the total estimated cost for this project was \$147.4 million. Today, assuming this bid package is approved, the total overall project estimate, inclusive of the design, construction, and equipment, comes out not to \$147.4 million but to \$210 million.

Back then we had a shortage of skilled construction and in 2016, in 2017, in 2018, we continued to have that. I think the Lieutenant Governor makes an excellent point. But my concern is that we have a difference of almost \$63 million in the four-year life span of this project. When we approved the project in 2015, we heard explicitly from the University that they personally would bid, would bear, and I quote from 2015, quote from the University System, "the responsibility to keep the project within that approved appropriation." That was a responsibility that guys assumed. Within that approved appropriation.



So, over the last four years, we've been asked to approve bid packages that have significantly increased the final cost of the project. One of them apparently was labs and other classrooms that were added to the Cole Field House, somehow. But today, you're once again asking us to approve a revision of the overall final cost by another \$15 million. According to the background materials, the reason for this increase is "construction industry issues."

So I'm going to vote against this, unless my colleagues would like to trim this by \$15 million. I think that's the consequence of this construction management at risk crazy system of bidding that you have in the University System. And based on the 2015 promise to bear the responsibility of the approved amount that we had back then, and removing the \$48.3 million that we voted in 2017 for the classrooms, labs, and academic spaces that went in that, that leaves the \$15 million that -- sure. There are going to be increased construction costs, particularly under the system that you're working as opposed to a design-bid-build, which DGS uses. But you guys have got your heels dug in. You just don't, you know, believe that it's adding 15 to 20 percent for the total cost of the project and so I object to this adding \$15 million. Because of something that was very well known and has been very well known for years. And so I would just make sure this item is kept apart, and then there's a second item I'm not going to vote for which is a similar increase of \$1.9 million above the contract estimate. I guess this is also for spikes in masonry, drywall, metals, and electrical work.

LIEUTENANT GOVERNOR RUTHERFORD: Which item is that?

COMPTROLLER FRANCHOT: Item 3-C.

LIEUTENANT GOVERNOR RUTHERFORD: Oh.

COMPTROLLER FRANCHOT: That's a much smaller amount. But I hold the system responsible for these increases and I think that they should stick to their word that they were going to personally assume responsibility of keeping the projects under budget.

LIEUTENANT GOVERNOR RUTHERFORD: Mr. Evans?

MR. EVANS: As far as the CM process, you know, I come down to the Board and I've heard, Mr. Comptroller, you say that, you know, the CM process adds 15 to 20 percent on these procurements. And --

COMPTROLLER FRANCHOT: Not only that, I can prove it to you because there are construction projects around the State that DGS has done where that is proof certain and positive so --

MR. EVANS: I would just like to say that we would like to see that. Because when we come down to the Board, you constantly tell us that there's this increase. And but we've never seen that comparison, where the design-bid-build is cheaper than or the CM process is 20 percent greater. You know, we've been told that we could be provided information but we've never

gotten it. And if we get that information to look at, that's something that we could actually, we can actually look at.

LIEUTENANT GOVERNOR RUTHERFORD: I guess the example now is probably the Catonsville Courthouse right now.

COMPTROLLER FRANCHOT: Thank you. Now --

LIEUTENANT GOVERNOR RUTHERFORD: But I think the only thing with that, and I haven't gotten an update, there are a number of change orders if I'm not mistaken on that. Are you familiar, Nelson?

MR. REICHART: There were a couple of issues that came up. I think there were some ground borne asbestos issues that we had to deal with, which were unknown at the time when they started the borings. The materials had some asbestos levels in them. And I believe we had some problems with the window structures that caused some changes. But other than that, it's, as far as I'm aware, it's run pretty much on schedule as a bid.

COMPTROLLER FRANCHOT: But don't you use design-bid-build estimates primarily?

MR. REICHART: We use design-bid-build --

COMPTROLLER FRANCHOT: Why do you do that?

MR. REICHART: It's a proven way we can control our costs. We know --

COMPTROLLER FRANCHOT: Thank you. These guys at the University System, I have a lot of respect for them. But this construction management at risk is a, unfortunately is something that adds 15 to 20 percent to the cost of this project, simply because of this unnecessary fetish with this design method. I know you have brought a couple of projects up recently that I guess are design-bid-build. But we're talking billions of dollars in projects that you have that are bid under this system. And the State does just fine because they control their costs --

LIEUTENANT GOVERNOR RUTHERFORD: Well I --

COMPTROLLER FRANCHOT: -- and you guys --

LIEUTENANT GOVERNOR RUTHERFORD: -- I would have to say, and I was at DGS, I think you have to look at the total cost. You have to look at those changes that you had to put in place, and then compare it to and not just the original bid --

COMPTROLLER FRANCHOT: Fine, I'll do that. I'm happy to do that in Catonsville.

LIEUTENANT GOVERNOR RUTHERFORD: -- that's what was paid. And then --

COMPTROLLER FRANCHOT: Bring the courthouse up here --

TREASURER KOPP: Well, we're not talking about --

COMPTROLLER FRANCHOT: -- other projects in Montgomery County --

LIEUTENANT GOVERNOR RUTHERFORD: No, it is a little, and these are different than a courthouse.

MR. EVANS: And the University System is not the only one that's using the CM process.

LIEUTENANT GOVERNOR RUTHERFORD: Right.

MR. EVANS: As I recall, the Stadium Authority is using the same process that we are doing --

LIEUTENANT GOVERNOR RUTHERFORD: Right.

MR. EVANS: -- for Baltimore City Schools. It's the same process. In fact, we're the ones that taught them how to do it, the CM process.

LIEUTENANT GOVERNOR RUTHERFORD: And we did CM for the Reginald Lewis Museum.

MR. REICHART: And we also did it for the Enoch Pratt Library.

LIEUTENANT GOVERNOR RUTHERFORD: Right.

MR. REICHART: Because of the unknowns that were --

LIEUTENANT GOVERNOR RUTHERFORD: CM --

MR. REICHART: -- CM at risk --

LIEUTENANT GOVERNOR RUTHERFORD: Right.

MR. REICHART: -- it was because of the unknowns that were involved with the Library in terms of keeping the Library open while the restoration was going on.

MR. EVANS: But Mr. Comptroller, we would be, like I said, if we get that information, we'll be happy to look at that information.

COMPTROLLER FRANCHOT: Hopefully someday you'll get more than just information and you'll actually change. Because, you know, the proof is in these things. So I, if, out of, with all due respect, I'd like to vote against Item 3-C and the other item --

SECRETARY MCDONALD: Six.

LIEUTENANT GOVERNOR RUTHERFORD: Six, 6-C.

COMPTROLLER FRANCHOT: -- Cole Field House. I'm, you know, with the clear explanation that the University should be assuming the responsibility for these cost overruns.

LIEUTENANT GOVERNOR RUTHERFORD: Yeah, my only concern with 6-C is that if there was a promise that was made, that the University System would pick up that cost, I mean, I don't think I was at the Board at that time. So I don't know. That's my only concern about that.

COMPTROLLER FRANCHOT: So I'll reform that. I would, I am going to oppose this because of the \$15 million, not the \$48.3 million increase that we voted on in 2017. I can't remember how I voted on that. But on the \$15

million request for this final bid package, I'm voting no. I'm happy to vote for the --

LIEUTENANT GOVERNOR RUTHERFORD: Well I would like to, I would like to ask that we withdraw 6-C for now so we can take a look at that history. And then we can vote on, was it 4-C?

SECRETARY MCDONALD: Three.

COMPTROLLER FRANCHOT: No, I'm happy to withdraw my objection on 3-C based on the --

SECRETARY MCDONALD: Looking at six.

COMPTROLLER FRANCHOT: -- levelheaded non-impulsive statement of the Lieutenant Governor, which I would like to associate myself with. But I continue to be a skeptic about the difference between the University System and DGS. So thank you for withdrawing that and we can look at it. And I'll also provide some information on Catonsville and there are other Montgomery County projects that I'm aware of where it's not rocket science. It's just spending the taxpayers' money carefully. I'm happy to share this with you, Governor.

LIEUTENANT GOVERNOR RUTHERFORD: So -- all right. So 6-C, so are we not voting separately on four?

SECRETARY MCDONALD: So we, the University withdrew Item 4 and at the request of the Board the University is withdrawing Item 6.

MR. EVANS: 6-C.

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SECRETARY MCDONALD: So we have --

LIEUTENANT GOVERNOR RUTHERFORD: Oh, you did?  
Already withdrew?

SECRETARY MCDONALD: -- one, two, three, five, and seven.

LIEUTENANT GOVERNOR RUTHERFORD: Okay.

COMPTROLLER FRANCHOT: Thank you. Move approval.

TREASURER KOPP: Could I just say, I don't necessarily share the Comptroller's view that you should not use this method where it's appropriate. But, and look forward to, also to seeing a cost comparison, if possible, that's relevant for this sort of building. But there is a long history, also, to the Cole Field House project. And preparatory to coming back here, could you just give us a little memorandum about what the history of the project is and what the issues have been, beyond the cost estimate that you lay out here in front of us?

MR. EVANS: Yes, ma'am.

TREASURER KOPP: Thanks.

LIEUTENANT GOVERNOR RUTHERFORD: Okay.

COMPTROLLER FRANCHOT: I would move approval on --

LIEUTENANT GOVERNOR RUTHERFORD: The remainder, all  
right.

TREASURER KOPP: And then second.

LIEUTENANT GOVERNOR RUTHERFORD: Okay.

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SECRETARY MCDONALD: Thank you.

LIEUTENANT GOVERNOR RUTHERFORD: All in favor.

Thank you.

MR. EVANS: Thank you.

LIEUTENANT GOVERNOR RUTHERFORD: We'll give it a second and then we'll do Transportation.

Okay. Transportation. I guess no one else is coming in.

MR. RAHN: Good morning, Madam Treasurer, Lieutenant Governor, and Mr. Comptroller. For the record, my name is Pete Rahn. I'm Secretary of the Maryland Department of Transportation. MDOT is presenting 21 items today. We are withdrawing 7-RP, leaving 20 items for your consideration. And we'll attempt to answer any questions you may have.

LIEUTENANT GOVERNOR RUTHERFORD: What about that Bridge? No --

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: What Bridge? All right. I do want to, as often, to commend the Department of Transportation for 4-AE, putting that in the Small Business Reserve Program, an architecture and engineering program in the Small Business Reserve Program at the \$1 million price range, threshold. I just want to, you know, thank your procurement staff,

this is Transit Administration, in terms of what they are doing as far as looking at, utilizing small businesses.

I do have a question with regard to 5-GM. This settlement, and I remember this being a challenge when I first came into office, that I heard about this particular project. There was a challenge with an employee. This is the Kirk Bus project, correct?

MR. RAHN: Yes, sir.

LIEUTENANT GOVERNOR RUTHERFORD: Yes.

MR. RAHN: No?

LIEUTENANT GOVERNOR RUTHERFORD: This is not Kirk Bus?

SECRETARY MCDONALD: No.

MR. RAHN: What is the bus name?

LIEUTENANT GOVERNOR RUTHERFORD: This --

MR. RAHN: Oh, Bus Main Shop, I'm sorry.

LIEUTENANT GOVERNOR RUTHERFORD: Oh, this is the Main Shop? This isn't Kirk? Because I know that, that Kirk was the one that was a problem. Okay.

MR. RAHN: And we, you know, we had an issue at Kirk.

LIEUTENANT GOVERNOR RUTHERFORD: But it was the same contractor, was it not? Okay.

SECRETARY MCDONALD: No, I don't think so.

LIEUTENANT GOVERNOR RUTHERFORD: Maybe it was the employee had a name that was very similar to --

MR. RAHN: Would you like to have him come up and answer that?

LIEUTENANT GOVERNOR RUTHERFORD: Yes. Come and explain to me the difference with the Kirk and this project.

MR. QUINN: Hi, there. Kevin Quinn, MDOT MTA Administrator and thank you for having me. This settlement is with Schlosser. It's at our Main Shop. It's our main bus division over at Washington Boulevard off Monroe Street --

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

MR. QUINN: -- which is different from our Kirk facility, which is up in sort of East Baltimore off of Kirk Avenue.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. Okay. So this wasn't the same. What's been, this is a settlement having to do with a -- well, I guess some delays and other challenges with regard to the project?

MR. FALLON: Yes, that's correct, Lieutenant Governor. Ian Fallon here, Assistant Attorney General with the Contract Litigation Unit. I worked on this matter, this Bus Main project. There were approximately 35 claims that were, that the general contractor, William M. Schlosser Company had presented, and

then as well there were 59 pass through claims that a veteran-owned MBE electrical subcontractor had presented. So we were able to work through those. But the State, specifically the MTA, definitely had exposure on these claims. We attended a mediation with an experienced construction litigator, and we were able to work it out I think in a settlement that is very favorable to the State.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. And let me ask you, separately, has Kirk then resolved the issues around Kirk project?

MR. FALLON: In terms of the Kirk phase one, that came before this Board last year in June and this Board approved the settlement, and I was also involved with the litigation surrounding that project. To the extent that you're discussing an employee matter, I was not involved with that. That's only because I deal with construction stuff, I don't deal with employee personnel matters.

LIEUTENANT GOVERNOR RUTHERFORD: Right. All right. Okay. Thank you. Sorry for the confusion on that.

COMPTROLLER FRANCHOT: Could I ask a question about --

LIEUTENANT GOVERNOR RUTHERFORD: Yes. Absolutely.

COMPTROLLER FRANCHOT: Item 7 is a request to approve extensions of temporary construction easements located along the CSX corridor in Silver Spring for the construction of the Purple Line.

MR. RAHN: So that was withdrawn.

COMPTROLLER FRANCHOT: Oh, good.

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SECRETARY MCDONALD: But you could ask anyway.

COMPTROLLER FRANCHOT: So, I mean, I'm not sure. I just want to make sure the Purple Line is more or less on schedule, because --

MR. RAHN: We are -- excuse me --

LIEUTENANT GOVERNOR RUTHERFORD: Hey, what about the Bridge? No --

(Laughter.)

MR. RAHN: I was saving that for the Bridge.

(Laughter.)

MR. RAHN: Yes. I mean, we are in direct negotiations with the contractors to get everything with new set targets. The targets we've announced are that it will be a phased opening with five miles opening in December of 2022, and the remainder opening in June of 2023. And we are to date, I believe those are realistic dates to be achieved.

COMPTROLLER FRANCHOT: Excellent. Thank you very much.

LIEUTENANT GOVERNOR RUTHERFORD: CSX seems to be charging a lot for this usage. They just have us over a barrel, I guess.

MR. RAHN: They are a railroad.

LIEUTENANT GOVERNOR RUTHERFORD: It's called a railroad, right. Okay.

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: All right. Any more questions on Transportation?

MR. RAHN: Lieutenant Governor, I, if I, since you did just say the Bridge, I thought I have a couple of numbers here that you might find interesting.

LIEUTENANT GOVERNOR RUTHERFORD: Oh, sure.

MR. RAHN: And that is that, one, the Bridge, the mechanical milling of it --

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

MR. RAHN: -- 99 percent of that is complete. The hydrodemolition, the hydroblasting, we are at 89 percent of that. And of actual new pavement placed, we have 5,673 feet of it. That represents 45 percent of the pavement is down. So we're making progress and we are taking advantage of any temperature --

LIEUTENANT GOVERNOR RUTHERFORD: Yeah, I think the next several days it will be above freezing so --

MR. RAHN: And we are taking advantage of it.

LIEUTENANT GOVERNOR RUTHERFORD: Above 45 degrees. I think that's where you can't, 45 degrees, is that --

MR. RAHN: Forty-five and rising.

LIEUTENANT GOVERNOR RUTHERFORD: Right. Okay.

Very good. Any other Transportation questions?

COMPTROLLER FRANCHOT: Move approval.

TREASURER KOPP: Second.

LIEUTENANT GOVERNOR RUTHERFORD: All right. We're all in favor. The Department of General Services.

MR. REICHART: Good morning, Governor, Madam Treasurer, Mr. Comptroller. For the record, I'm Nelson Reichart, Deputy Secretary of the Department of General Services. The department is presenting 38 items, including two supplemental items, 37-IT and 38-LT-MOD. At this time, the Department of General Services OSP is withdrawing Item 34-LT. DGS is verbally amending Item 23-C. DGS asks for approval by the Board to demolish the buildings per the State Clearing House procedures and then a construction contract to conduct the demolition.

TREASURER KOPP: Which is that? I'm sorry.

LIEUTENANT GOVERNOR RUTHERFORD: Which one was that?

SECRETARY MCDONALD: -- twenty-three --

MR. REICHART: Item 23-C is the contract to demolish buildings. In an oversight, the Clearing House process and approval wasn't previously presented to the Board that they have approved the demolition through the

Clearing House process. So, we're asking the Board to approve the demolition, (indiscernible) the demolition of the building as a State building, and then the demolition contract to do the demolition.

TREASURER KOPP: Is that okay?

SECRETARY MCDONALD: Yeah --

LIEUTENANT GOVERNOR RUTHERFORD: As we all turn to Sheila.

SECRETARY MCDONALD: When we -- yes. Yes, when this happens and an agency, and there are other agencies besides Department of General Services that might overlook it, there is supposed to come and ask for permission to change the use of the building, which is the demolition. And then they can go forward with procuring a contractor to accomplish the demolition. But when we've seen these presented as procurements in front of the Board before, we've just asked that, we've confirmed they have presented to us the materials from the Clearing House that the Clearing House does recommend it. And so then we make it a two-part item. And I believe we did, we have done that with Public Safety last summer when they demolished the downtown facilities. So anyway, and we will put corrected in the record. But they would like to add permission to demolish, and by the way, we have the procurement contract all lined up.

TREASURER KOPP: So all this will be --

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SECRETARY MCDONALD: It is okay. The record will be fixed to reflect it. But I appreciate Mr. Reichart putting that on the record, because technically you are supposed to approve the demolition according to the Clearing House --

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

SECRETARY MCDONALD: -- process. But we do have that now. So thank you.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. John, are you listening to all this?

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: Okay. Thank you. Item 1-CGL, and this is a grant to the American Legion Post 77. I'm going to turn to Secretary Riccio. Is this the Post that's right there in Easton, Mr. Black and his group?

MS. HADDAWAY-RICCIO: Yes, sir.

LIEUTENANT GOVERNOR RUTHERFORD: All right. I had visited this location and it's a very historic Legion Post, an African American Post, and it goes back many, many years. And I'm glad to see that they were able to get some assistance as they rebuild and expand the Post and make it much more of a community project. So that's good to see that it has made it this far.

TREASURER KOPP: Governor, could I, Nelson, I guess, my understanding here is that the grants manual, which is what you send out to all the community organizations --

MR. REICHART: Right. We have, we also have outreach programs to ask people, offer people the ability to come in to understand how to do a grant, and then we have a grants manual that gives them directions on how to prepare and present to the Legislature.

TREASURER KOPP: Are there provisions relating to energy efficiency and environmental impact in it?

MR. REICHART: I don't believe that there are at this point. But I will have to get back to you --

TREASURER KOPP: Can you get back to us on that?

MR. REICHART: Sure.

TREASURER KOPP: Because I was told, in fact, that something had been added. But I haven't actually --

MR. REICHART: Okay.

TREASURER KOPP: -- no, I want to see the manual.

LIEUTENANT GOVERNOR RUTHERFORD: Okay.

MR. REICHART: Okay. I will check on it. If we had said we would do it, then we'll --

LIEUTENANT GOVERNOR RUTHERFORD: -- the manual.

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TREASURER KOPP: I mean, I think it would be a really good thing to do, obviously.

MR. REICHART: Oh, Shirley Kennedy is here from --

MS. KENNEDY: Good morning.

TREASURER KOPP: Good morning.

MS. KENNEDY: I'm Shirley Kennedy. I'm the Director of the Capital Grants Program. And yes, there is. There are stipulations in the grant manual that have been, it has been updated and it addresses green technology, it addresses the entire green program and the policies and requirements, the State policies and requirements.

TREASURER KOPP: Could we see a copy of the manual?

MS. KENNEDY: Yes, I can get that to you.

TREASURER KOPP: I had heard that it had been updated and --

MS. KENNEDY: Yes --

LIEUTENANT GOVERNOR RUTHERFORD: Yes --

MS. KENNEDY: It was updated as a result of a wonderful work group that we had and at the end of July, everything was approved. We had a work group with the Comptroller's Office, the Treasurer's Office, Board of Public Works, Department of Legislative Services, everyone participated in the work group. And so it was recently updated.

TREASURER KOPP: Great.

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LIEUTENANT GOVERNOR RUTHERFORD: Very good.

TREASURER KOPP: Great. I think we should see it and maybe hear a little more about it so that all the groups throughout the State can know about it.

MS. KENNEDY: Absolutely. And in addition to that, we have workshops that are conducted on a monthly basis. It's Demystifying the Capital Grants Process. And our last workshop was just last, on last Thursday. And they have been very well attended by the grant recipients, legislators --

TREASURER KOPP: I was going to say, do you advise the legislators about --

MS. KENNEDY: Yes.

TREASURER KOPP: -- about the manual and about these --

MS. KENNEDY: Yes.

TREASURER KOPP: -- because I know they hear from their constituents.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. Very good.

TREASURER KOPP: Thank you very much.

LIEUTENANT GOVERNOR RUTHERFORD: And Nelson, when you don't know, just say you don't know. All right? Don't guess. Right.

TREASURER KOPP: Yeah, I'll find it out for you. I have a question about 20, the Post Office. And I have no issue with this -- yeah.

LIEUTENANT GOVERNOR RUTHERFORD: It's an ongoing saga. It is an ongoing saga.

TREASURER KOPP: It was divided into two parts, I read here, the project, that is the sequential --

MR. REICHART: And Lauren Buckler our --

TREASURER KOPP: Good morning.

MS. BUCKLER: Good morning.

TREASURER KOPP: Am I right that it was --

MS. BUCKLER: Yes, you are correct.

TREASURER KOPP: How much did that add to the cost? Do you have any --

MS. BUCKLER: We don't have an exact number, because we don't have the full number prior to it being split. We had to start splitting the project after we were into design. So it did add cost in the design process, and that's the item you're seeing before you. Because the designer had to do additional work that wasn't in their original scope to make two packages of design documents for us to bid with.

TREASURER KOPP: And then in the project itself, will there be any cost impact of dividing it into --

MS. BUCKLER: There is some cost impact, less so there. The cost impact there is going to be escalation because there is additional time --

TREASURER KOPP: Right. Well, and we're hearing all about --

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

MS. BUCKLER: There is additional overhead. Now you've got two different contractors that were involved with their overhead to come into the site. But both were design bid build projects, not CM at risk.

TREASURER KOPP: Right.

MS. BUCKLER: But we can get you an estimate of what we think that would have been, the overhead and the escalation.

TREASURER KOPP: I remember one time, years ago, when in fact a decision was made not, when the, some people in the Legislature who wanted to have projects in their district, sought to increase the amount by spreading out the construction time, essentially, so you would need less money in each annual budget. And the decision then was not to do that, except for where absolutely necessary for other reasons because it added to the cost in the long run. But I suppose that depends on the market at any particular time. Is there a policy?

MS. BUCKLER: Typically we don't spread stuff out like this. This particular project, the funding ended up being split like this. There's so much money, there's so many projects vying for funds.

TREASURER KOPP: I understand that.

MS. BUCKLER: So this ended up being part of that situation. Typically our projects are funded over multiple years, but usually we're preauthorized so we can award the full amount before --

TREASURER KOPP: So it can go smoothly.

MS. BUCKLER: -- the Board to a single contractor. Yes.

TREASURER KOPP: Okay. Thank you. I just wondered. It would be interesting if you had any ballpark --

MS. BUCKLER: We can put together something and get back to you.

TREASURER KOPP: Yeah. Thanks.

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm. A lot of changes. 4-CGL, the detox facility in Frederick County. I know this is something that had been discussed. I know Sheriff Jenkins wanted to do this and I have been glad to see that they have been able to work together with the county to get this facility moving. They are going to use a facility that, one of the Sheriff's facilities that he had to use as a detox facility that was needed in Frederick County. And so it's a good start. I know that there was a lot of work that was done at the county level between the County Executive and the Council, as well as the Sheriff, to get this moving. And I'm glad to see that it is moving along. So, I just wanted to point that one out as well.

Another capital grant, Lexington Market and the Zoo. The Maryland Zoo is getting a non-match of \$5 million. They do a lot of good work up there and I'm glad to see that. As well as the non-matching grant for the redesign of Lexington Market. There's a lot of work that could be done there, as well as the area around.

I do want to commend Juvenile Services on 26-S. The work that they have done was bid for the community-based behavioral health evaluation for referred youth. The awards of the contracts, the new eastern regional recipient is a certified MBE that won this in a full and open competition. I do have a question with regard to the southern region to make sure that the winner can actually do the work. Is anyone here from Juvenile Services that can answer those questions? Or -- oh.

MR. CLEARY: Yes, Lieutenant Governor. Jay Cleary, Chief of Staff, here on behalf of Secretary Abed. Thank you for your question, Lieutenant Governor. Yes, we feel confident that the winning bid, the Center for Children --

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

MR. CLEARY: -- can manage those duties. I would note that the southern region encompasses Southern Maryland, so that does include Calvert and Charles County. And they are based out of La Plata.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. Yeah.



MR. CLEARY: I think that is part of what gave them a competitive advantage.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. Okay. When I saw their number was substantially different from the second place, as well as the other regional folks, I was a little concerned about that. Okay.

TREASURER KOPP: Could --

LIEUTENANT GOVERNOR RUTHERFORD: Yeah.

TREASURER KOPP: Since you're there, could I just ask, how is the move to Redwood Tower going?

MR. CLEARY: It's going as planned. We're right on schedule and we're hoping, looking to be moving by mid-December.

LIEUTENANT GOVERNOR RUTHERFORD: Okay.

TREASURER KOPP: Governor, I couldn't let 11, the Zoo project --

LIEUTENANT GOVERNOR RUTHERFORD: The Zoo, no, yeah, I said it kind of fast. But go ahead, yeah.

TREASURER KOPP: -- go by. First of all, it's the Maryland Zoo.

LIEUTENANT GOVERNOR RUTHERFORD: Yes.

TREASURER KOPP: And I wish more folk throughout Maryland realized that. It's a wonderful zoo.

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

TREASURER KOPP: And one of the reasons it's wonderful is its leader, Don Hutchinson, who is retiring.

LIEUTENANT GOVERNOR RUTHERFORD: Yes, that's right.

TREASURER KOPP: Which I find amazing. When I first came here and worked in the General Assembly, Don was on the House Committee on Constitutional and Administrative Law, before he went to the Senate. And he has been a great benefactor of the State in the public, private, and nonprofit sector. He's been a great leader. I know there will be opportunities to honor him and to cite him. But I couldn't let this go by. As I recall, it was about, only about ten or 12 years ago, the Zoo looked like it was really in terrible bad shape and there was actually discussion about closing it down. And they brought Don in for a year or two, I think, to see what he could do, from the Greater Baltimore Committee, to see what he could do to help turn it around. So he was there for at least a decade. And it is in much better shape, although a Zoo is a terribly expensive --

LIEUTENANT GOVERNOR RUTHERFORD: Yes.

TREASURER KOPP: -- enterprise, just like the Aquarium. But I just wanted to say this --

COMPTROLLER FRANCHOT: Well, he's here. Why don't we bring him up?

TREASURER KOPP: I didn't see him.

LIEUTENANT GOVERNOR RUTHERFORD: Yeah, he's here in the back.

TREASURER KOPP: Oh, I would have been much more fulsome and --

MR. HUTCHINSON: Thank you so much. Thank you for those kind words, Madam Treasurer. I was going to contradict you when you said you have been here longer than anybody but Bereano. That's almost --

(Laughter.)

TREASURER KOPP: I didn't see you back there.

MR. HUTCHINSON: -- that's almost the truth. I was looking these photos. ~~at~~ started my career here. I actually testified in this room as a college student when Millard Tawes was sitting where you are sitting and I was involved in student government back at Frostburg State College, now Frostburg University. I got a helluva lot smarter when it became a university --

(Laughter.)

MR. HUTCHINSON: -- as a result. Thank you very much, Governor, for your comments, Comptroller Franchot, and Treasurer. You've been such a good friend for so many years. And we have a very, very close relationship in our life, someone in between us who is a great friend of mine and a great friend of the Treasurer's.

TREASURER KOPP: Helen Koss.

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MR. HUTCHINSON: Helen Koss.

TREASURER KOPP: The first woman chair of a regular standing committee in the House of Delegates.

MR. HUTCHINSON: She was a terrific legislator. First of all, I want to thank Ms. McDonald. She has been a terrific partner. I am not coordinating my retirement from the Zoo with her retirement, although you may -

TREASURER KOPP: What a coincidence.

MR. HUTCHINSON: -- natural decision to be made. But I'm here mostly to say thanks to you, as members of the Board of Public Works, and to Governor Hogan for the strong support that you've given the Zoo.

The Treasurer is correct. When I was asked to come in, this was supposed to be a 15- to 30-month responsibility and that was 12 years ago. It turned out the Zoo was in terrible shape. I was asked to come in. I was President, I had been President of SunTrust Bank, and I was asked to come in to see if there was a way to pull it all together. And we've been able to do that. But we would not have been able to do it without the capital investment by the State of Maryland. I mean, that's the fundamental basis --

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

MR. HUTCHINSON: -- for our success. And that is that the infrastructure had fallen apart in a very, very significant way at the Zoo and the

Zoo had absolutely no financial wherewithal to make those improvements at all. And it was because of the governors, because of the Legislature --

LIEUTENANT GOVERNOR RUTHERFORD: Mm-hmm.

MR. HUTCHINSON: -- and it was because of the Board of Public Works that was so engaged in our work. And the reason I have so much respect for what has come out of the governmental process is that there's a recognition that what zoos do around the country is to save animals from extinction. I mean, that's literally what the accredited zoos in the country do. The animals that are in accredited zoos around the country are going to be virtually extinct in the next 50 to 100 years in the wild, unless there are major interventions made right now. And that has been a critical role for us and something that we really understand as our primary mission, to save animals from extinction.

The other thing that's important is that the zoo lives off of what it makes every day and the two primary sources of revenue for capital, the single source, almost single source for capital investment, is the State of Maryland. It's not the sole source, but almost. But on the operational side, we spend around \$15 million to \$16 million, it costs about \$50,000 a day to operate the zoo. It doesn't matter if one person walks in the door or 10,000 people. And there are times when that literally happens, where in the same week we'll have 7,000 to 8,000 people Monday, and we'll only have 100 people the next day because of the weather. And there is this recognition that we live off of what we get on a daily

basis. We have no endowment. We have no reserve fund. So the State support is critical to that. It gives us the foundation money on the operational side and our greatest share of money on the capital side. And I'm just here to say thank you so much. Thank you for the acknowledgment.

I came down here as the youngest member of Maryland's Constitutional Convention in 1967. That's when I started. And I'm finishing a career in the same room that I started in. Thank you so much.

LIEUTENANT GOVERNOR RUTHERFORD: Very good.  
Thank you.

TREASURER KOPP: Thank you.

(Applause.)

LIEUTENANT GOVERNOR RUTHERFORD: Thank you for calling him up. When I saw you --

TREASURER KOPP: I really didn't realize that you were there.  
Now I've got to go back and check my remarks.

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: You were nice.  
Yeah, I remember visiting, I guess it was in the summer. Yes, it was, because it was around the time of the World Cup. I base things around soccer. That was the opening of the elephant exhibit. So, it was wonderful, and I encourage people to go to see that as well.

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One last thing on General Services. 27-S-MOD, I just bring that up mainly from the standpoint that we're extending the Brink's contract, formally Dunbar, because we're moving a lot more to, this is with MDTA, we're moving a lot more towards the toll-less facilities, so you don't need as many Brink's trucks. Ms. DiCerbo, I guess you can come up.

MS. DICERBO: I have with me Mr. John O'Neill, our Chief of Operations. So yes, we are --

LIEUTENANT GOVERNOR RUTHERFORD: Identify yourself. I know who you are, but --

MS. DICERBO: Sorry. Donna DiCerbo, Director of Procurement for the Maryland Transportation Authority. Good morning, everyone. But I will turn this over to John O'Neill, who is prepared to respond to that.

MR. O'NEILL: Good morning.

LIEUTENANT GOVERNOR RUTHERFORD: Good morning.

MR. O'NEILL: Good morning. John O'Neill, Chief Operating Officer with the Maryland Transportation Authority.

LIEUTENANT GOVERNOR RUTHERFORD: Yes. I was noticing that you're going, you know, the extension and looking at procuring a new contract, I would imagine the contract is going to be very different because of the fact that there's not as much cash that's going to have to move at this point?

MR. O'NEILL: That is correct. We're reducing our cash. And of course, we just converted over the Hatem and the Key Bridges to cashless tolling. But we still require the armored car services until we convert all of our facilities, that we are still collecting about 20 percent cash systemwide. And we have our customer service centers that are located around the State at our facilities and at a few MVA branches. And we're expanding those locations to branches in Waldorf, Dundalk, and Annapolis very shortly. So we still need cash pickups for armored car for that as well.

LIEUTENANT GOVERNOR RUTHERFORD: Okay. All right. Any questions with regard to that?

COMPTROLLER FRANCHOT: No. No.

LIEUTENANT GOVERNOR RUTHERFORD: Thank you.

MR. O'NEILL: Okay, thank you.

LIEUTENANT GOVERNOR RUTHERFORD: Any other questions?

COMPTROLLER FRANCHOT: I have an item. If Item 12, this is a \$2 million capital grant loan to the Merriweather Post Pavilion for critically important upgrades to their facility. Everyone knows how important Merriweather is to the region's -- well, it's a concert venue but it's a very important economic generator for Howard County and also for the State of Maryland. It's my understanding that Ian Kennedy and Jean Parker and Brad



Canfield may be here. I saw my good friend Tom Coale, who is, helps Merriweather. If perhaps they could come up and tell us what the funding is going to be utilized for.

MR. KENNEDY: Sure. Well, thank you, Mr. Comptroller, Lieutenant Governor, and Madam Treasurer. My name is Ian Kennedy. I am the Executive Director of the Downtown Columbia Arts and Culture Commission. We are the nonprofit organization that owns Merriweather. And I am happy to say we are in the home stretch of the renovations here at Merriweather. It's been since 2014, 2015 that we started. We've gone from concerts all summer, construction all winter, concerts all summer. And it's been quite a merry-go-round.

But we are, as I said, we are beginning phase five, which is the final phase of construction. We just finished phase 4-B, which included these brand new sky lawns, which some folks might have heard about. It's a one of a kind feature. No other venue has that. What we're looking to do in phase five is to finish out the fan services areas, the concession plaza, new bathrooms that will serve the lawn exclusively, and you know, the lawn is the biggest area of attendance at the venue. But critically, it will also make the entire venue accessible for people with mobility challenges. From, if you've ever been to Merriweather, and I think most of you have, you know, it's built in a hill, a natural amphitheater. But it is a very hilly property. And this will allow folks to

get all the way from the top of the venue to the bottom of the venue with just one small outdoor elevator. But aside from that, this will help us relevel and regrade the property to make it more accessible to more people.

COMPTROLLER FRANCHOT: Terrific. I'm a big fan of yours.  
Anyone else want to say something?

MS. PARKER: Other than thank you very much. I was listening to what you had to say about the Zoo, and we were in a very similar situation. So we, from our hearts we are very, sincerely thankful for the funding that you all have given us since 2014. And like I tell everybody, we're not going to come back for another 50 years.

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: I'm writing that down.

(Laughter.)

COMPTROLLER FRANCHOT: Yeah, give me that with the date, today's date on it.

(Laughter.)

COMPTROLLER FRANCHOT: Tom, do you want to say a word?  
I appreciate all the community activity that you represent and your philanthropy.  
So I'm not sure what your role is here.

MR. COALE: Today I just carry the bags. I mean, I'm just here in support of the Downtown Columbia Arts and Cultural Commission and IMA, and certainly appreciate everything that you support Merriweather and Merriweather supports the community. So it's completely reciprocal in that way.

COMPTROLLER FRANCHOT: Right. Thank you.

TREASURER KOPP: It's very interesting that this last phase, I knew of a lot of people several decades ago who were running up and down, lying on the green, and doing all sorts of things, who now will be very appreciative --

(Laughter.)

LIEUTENANT GOVERNOR RUTHERFORD: A little easier to move around.

TREASURER KOPP: I thank you.

COMPTROLLER FRANCHOT: Excellent.

LIEUTENANT GOVERNOR RUTHERFORD: Very good.  
Thank you very much.

MS. PARKER: Thank you very much.

LIEUTENANT GOVERNOR RUTHERFORD: Any other questions on General Services?

COMPTROLLER FRANCHOT: Move approval, if --

TREASURER KOPP: Second.

LIEUTENANT GOVERNOR RUTHERFORD: All right. I think we're all in favor. Thank you very much.

SECRETARY MCDONALD: Happy Thanksgiving.

(Whereupon, at 11:26 a.m., the meeting was concluded.)