

BOARD OF PUBLIC WORKS
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AUGUST 11, 2021

**MEETING LOCATION: GOLDSTEIN TREASURY BUILDING,
80 CALVERT STREET, ANNAPOLIS, MD
AND ONLINE**

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1. BONDS

Recommendation: The State Treasurer recommends the adoption of the attached resolutions concerning the sale of \$852,125,000 State of Maryland General Obligation Bonds, to be known as the State and Local Facilities Loan of 2021, Second Series, consisting of:

- Second Series A – Up to \$540,000,000 Tax-Exempt Bonds (Competitive)
 - Second Series A Bidding Group 1 – Approximately \$258,950,000¹ Tax-Exempt Bonds (Competitive)
 - Second Series A Bidding Group 2 – Approximately \$281,050,000² Tax-Exempt Bonds (Competitive)
- Second Series B – Up to \$75,000,000³ Taxable Bonds (Competitive)
- Second Series C – Up to \$113,840,000 Tax-Exempt Refunding Bonds (Negotiated) (2022 Forward Delivery)
- Second Series D – Up to \$123,285,000 Tax-Exempt Refunding Bonds (Negotiated) (2022 Forward Delivery)

dated as of their date of delivery, expected to be August 25, 2021 for the Second Series A Bonds and Second Series B Bonds and on or about March 1, 2022 for the Second Series C Bonds and on or about May 3, 2022 for the Second Series D Bonds.

- Ratifying and approving:

- (i) The Preliminary Official Statement dated August 3, 2021;
- (ii) The Summary Notice of Sale for the Second Series A Bonds, and the Second Series B Bonds published in *The Bond Buyer* on July 30, 2021 and
- (iii) The resolutions authorizing the Bond Sale adopted on July 28, 2021.

- Accepting electronically transmitted bids for the purchase of the Second Series A Bidding Group 1 Bonds, the Second Series A Bidding Group 2 Bonds, and the Second Series B Bonds.

- Determining the successful bidders and awarding sale of the Second Series A Bidding Group 1 Bonds, the Second Series A Bidding Group 2 Bonds and the Second Series B Bonds to the winning bidders

- Awarding the Second Series C Bonds pursuant to the terms of a Forward Delivery Bond Purchase Agreement to BofA Securities Inc.

- Awarding the Second Series D Bonds pursuant to the terms of a Forward Delivery Bond Purchase Agreement to BofA Securities Inc.

¹Winning bidder for Second Series A Bidding Group 1 – Tax-Exempt Bonds (competitive): J.P. Morgan Securities LLC.

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1. BONDS (cont'd)

²Winning bidder for Second Series A Bidding Group 2 – Tax-Exempt Bonds (competitive): **J.P. Morgan Securities LLC.**

³Winning bidder for Second Series B – Taxable Bonds (competitive): **Wells Fargo Bank, National Association.**

- Ordering the sale and issuance of the Second Series A Bonds and the Second Series B Bonds at the rates set forth in the successful bids.
- Ordering the sale and issuance of the Second Series C Bonds and the Second Series D Bonds at the rates and at the times agreed to in the respective applicable Forward Delivery Bond Purchase Agreement, in each case subject to the satisfaction of certain conditions set forth in the respective applicable Forward Delivery Bond Purchase Agreement.
- Ordering the consolidation of various loans and installments that have been authorized by the Laws of the State of Maryland as determined by the Treasurer following the expenditure of bond proceeds.
- Authorizing and approving the issuance of a final Official Statement.
- Delegating to the Treasurer the authority to take certain actions in connection with the delivery of the Second Series C Bonds and Second Series D Bonds.

[.]

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*Contact: April Salisbury 410-841-5864
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**2. DEPARTMENT OF AGRICULTURE
*Maryland Agricultural Cost-Share Program - Grants***

Recommendation: That the Board of Public Works approve funding 15 individual grants under the Maryland Agricultural Cost-Share Program.

Amount: \$232,923.38

Fund Source: MCCBL of 2019: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.* Item 19344

County	Grantee	Agreement #	\$Amount
Baltimore Co.	Donald Lippy	RS-2022-2001	\$7,200.00
		RS-2022-2002	\$35,500.00
Carroll	Earl Alban	RS-2021-2550	\$48,983.38
		RS-2021-2551	\$72,500.00
	Marc Fisher	MP-2021-2532	\$2,800.00
Frederick (Catoclin)	Ryan Grove	MP-2021-2553	\$23,700.00
Garrett	Andrew Sebold	AT-2021-2531	\$6,700.00
Harford	Tracey Gray	AT-2022-2012	\$5,600.00
		AT-2022-2009	\$3,500.00
		AT-2022-2010	\$2,700.00
		AT-2022-2011	\$5,800.00
	Robert Cole	AT-2021-2525	\$3,800.00
		AT-2021-2529	\$800.00
		AT-2021-2528	\$340.00
Kent	Robert Fry	CH-2020-2285	\$13,000.00

Authority: "Cost-Sharing-Water Pollution Control," §§ 8-701 to 8-705, Agriculture Article, Annotated Code of Maryland; COMAR 15.01.05

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2. **DEPARTMENT OF AGRICULTURE** (cont'd)
Maryland Agricultural Cost-Share Program - Grants

Remarks: The Maryland Department of Agriculture has determined that each of these projects is eligible for cost-share funds. Each project has received technical certification from the appropriate Soil Conservation District Office. The farmer has signed the cost-share agreement and accepts the grant conditions.

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3. DEPARTMENT OF AGRICULTURE
Maryland Agricultural Cost-Share Program- Additional Funding

Recommendation: That the Board of Public Works approve granting additional general obligation bond proceeds to three grantees under the Maryland Agricultural Cost-Share Program.

Amount: \$11,332.82

Fund Source: MCCBL of 2018: Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms. Item 18274

County	Recipient	Agreement #	\$ Amount
Carroll	Joseph Schwartzbeck	MP-2021-1860	\$4,289.66
		MP-2021-1861	\$2,172.50
Kent	John Krastle	CH-2021-2028	\$440.25
Queen Anne's	Holton Rhodes	CH-2019-2392	\$4,430.41

Additional funds are requested for these projects to offset additional costs realized at the completion of the project. These additional costs are a result of design changes required based on site conditions encountered during construction, design changes to improve project effectiveness, or because the level of co-cost share funding originally anticipated was not available when the project was completed.

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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 of Public Works 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.

CALVERT COUNTY

20-0775 *CALVERT COUNTY DEPARTMENT OF PUBLIC WORKS* – To improve the water line distribution system in the area surrounding Back Creek through installation of a new water line under State tidal wetlands by the horizontal directional drilling method.

North of Solomons Island, Back Creek

Special Conditions: Time of year restriction. Requirements for horizontal directional drilling (HDD) guideline compliance, Coast Guard coordination, geotechnical report, HDD frac-out contingency plan, Back Creek bottom elevation information, monitor hiring and monitor duties/responsibilities, pre-construction meeting, drill hole sealing, Soil Erosion Plan submission, discharge limitations, oyster lease notification, and no disturbance to oyster markers.

CALVERT COUNTY

20-1175 *ARE ANDERSEN* – To reduce shoreline erosion by installing three stone groins.

Lusby, Chesapeake Bay

Special conditions: None.

KENT COUNTY

20-0998 *RANDALL COOPER* – To improve navigable access by mechanically dredging a spur channel.

Chestertown, Mill Creek

Special conditions: Requirements for transport of dredged material, staking of dredged area, maintenance dredging, post dredge bathymetric survey, and disposal of dredged material.

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5. MARYLAND DEPARTMENT OF THE ENVIRONMENT
Energy-Water Infrastructure Program Grant

Recommendation: That the Board of Public Works approve new funding as described.

Authority: §§ 9-20B-01 through 9-20B-12 of the State Government Article,
Annotated Code of Maryland Capital Budget Appropriation - Energy
Water Infrastructure Program (U00A01.14)

Project: Renewable Energy at the Utility Operations Complex

Recipient: Anne Arundel County

Location: Anne Arundel County/Legislative District 31A

Amount: Up to \$3,000,000

Project Description: The proposed project entails the design and construction of a solar photovoltaic array at the Anne Arundel County Bureau of Utility Operations Complex, located along Maxwell Frye Road at the intersection with East West Boulevard in Millersville, Anne Arundel County. The solar photovoltaic array is intended to provide an alternative source of electrical energy. The core functions of this Complex include the 24-hour/day staffing of the County's Supervisory Control and Data Acquisition system which monitors the operation of all the County's water and wastewater facilities, Emergency Dispatch, the Water Chemistry Laboratory and the County Water Meter Shop. The solar photovoltaic panels will be installed on existing building rooftops and new parking lot canopies in certain areas. The system is anticipated to provide approximately 1.50 million kWh/year of electricity, thereby accounting for approximately 97% of the total annual electricity usage at the Complex. Any excess electricity produced by the system will be applied to other County water or wastewater accounts. **The project will help the state achieve its ambitious greenhouse gas reduction and clean and renewable energy goals.**

Project Funding Sources:

Energy Water Infrastructure Program Grant, EWIP 02.02 (This Action)	\$ 3,000,000
Local Share	\$ 1,110,394
Total Estimated Project Cost	\$ 4,110,394

A written agreement between the Maryland Energy Administration and MDE provides funding from the Strategic Energy Investment Fund for this project.

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5. **MARYLAND DEPARTMENT OF THE ENVIRONMENT** *(cont'd)*
Energy-Water Infrastructure Program Grant

State Clearinghouse: MDE has determined that its recommendation is consistent with Maryland's State Clearinghouse comments and recommendations.

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6. MARYLAND DEPARTMENT OF THE ENVIRONMENT
Maryland Water Quality State Revolving Loan Fund
Energy-Water Infrastructure Program Grant
Bay Restoration Fund

Recommendation: That the Board of Public Works approve new funding as described.

Authority: §§ 9-20B-01 through 9-20B-12 of the State Government Article, Annotated Code of Maryland Capital Budget Appropriation - Energy Water Infrastructure Program (U00A01.14) and Maryland Water Quality Financing Administration Act §§ 9-1601--9-1622, Environment Article Annotated Code of Maryland.

Project: Braddock and Jennings Run Sewage Conveyance Improvements

Recipient: Allegany County

Location: Allegany County/Legislative District 1B

Amount: Up to \$18,847,464

Project Description: This project consists of three contracts for the planning, design and construction to replace two deteriorated sewage pumping stations with one regionalized pump station, and rehabilitate the aging sewage force main to convey sewage from the Braddock and Jennings Run area to the City of Cumberland for treatment at the Cumberland Wastewater Treatment Plant. This action is for two of the three contracts, Contracts S-85 (the new pumping station) and S-90 (a gravity line from the abandoned pumping station). MDE will return to the Board for approval of the third contract, Contract S-91 (the force main to the Wastewater Treatment Plant). This project will be constructed in accordance with coastal and non-coastal resiliency guidelines developed as part of the Coast Smart Program to reduce climate change risks to such projects.

Financing Description:

- A. New Loan (up to) \$1,673,200 – Water Quality State Revolving Loan Fund**
Term. Period not to exceed 30 years following project completion
Rate. 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, in fiscal year 2021 loan recipients received an interest-rate of 0.40%.)
Security. Borrower will deliver its bond, along with its full faith credit endorsement, to the Maryland Water Quality Financing Administration.

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6. **MARYLAND DEPARTMENT OF THE ENVIRONMENT** (cont'd)
Maryland Water Quality State Revolving Loan Fund/Energy-Water Infrastructure Program Grant/Bay Restoration Fund

- B. **New Loan Forgiveness (up to) \$557,733 – Water Quality State Revolving Loan Fund** This funding is provided under the Water Quality State Revolving Loan Fund Program disadvantaged-community criteria. The principal forgiveness loan terms/grant conditions are enforceable should grantee default.
- C. **New Grant (up to) \$1,000,000 – Energy Water Infrastructure Program**
- D. **New Grant (up to) \$15,616,531 – Bay Restoration Fund**

Project Funding Sources:

Maryland Water Quality State Revolving Fund Loan	\$ 1,673,200
Maryland Water Quality State Revolving Fund Principal Forgiveness	\$ 557,733
Energy Water Infrastructure Program Grant, EWIP 03.01	\$ 1,000,000
Bay Restoration Fund, BR-CR 18.01	\$15,616,531
Local Share	<u>\$ 1,510,150</u>
Total Estimated Project Cost (S-85 and S-90)	\$20,357,614

A written agreement between the Maryland Energy Administration and MDE provides funding from the Strategic Energy Investment Fund for this project.

State Clearinghouse: MDE has determined that its recommendation is consistent with Maryland's State Clearinghouse comments and recommendations.

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**7. MARYLAND DEPARTMENT OF THE ENVIRONMENT
Bay Restoration Fund**

Recommendation: That the Board of Public Works approve annual funding as described

Authority: Maryland Water Quality Financing Administration Act
§§ 9-1601--9-1622, Environment Article, Annotated Code of Maryland.

Project: Annual Operation and Maintenance Grants for Wastewater Treatment Plants

Recipients: Owners of the Wastewater Treatment Plants identified below

Amount: Up to \$11,000,000

Location: Statewide

Project Description: Under the Bay Restoration Fund Act, up to 10% of the annual revenue generated from wastewater treatment plant users deposited with MDE may be allocated for operation and maintenance costs of a wastewater treatment plant operating at the enhanced nutrient removal level. MDE's grant recommendations are based on base-grant of \$30,000 per every million gallons per day of design capacity, with a minimum grant award of \$30,000 (unless prorated for partial year of operations), and maximum award of \$300,000 per year for any plant. In addition to the base-grants, additional grants are being recommended for plants achieving better than the enhanced nutrient removal level.

These plants have successfully achieved the goals of effluent levels at or below Total Nitrogen of 3 mg/l and Total Phosphorous of 0.3 mg/l, reducing nitrogen discharged to Chesapeake Bay by over 11,207,000 pounds per year, and phosphorus by over 1,127,000 pounds per year.

ENR Wastewater Treatment Plant		Recipient	County	FY 2022 Grant Amount
1.	Cumberland	City of Cumberland	Allegany	\$618,373
2.	George’s Creek	Allegany County		\$55,431
3.	North Branch			\$120,464
4.	Rocky Gap	MES		\$31,867
5.	Annapolis	Anne Arundel County	Anne Arundel	\$366,641
6.	Broadneck			\$213,173

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7. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)
Bay Restoration Fund

ENR Wastewater Treatment Plant		Recipient	County	FY 2022 Grant Amount
7.	Broadwater	Anne Arundel County	Anne Arundel	\$107,090
8.	Cox Creek			\$704,956
9.	Dorsey Run	MES		\$98,276
10.	Maryland City	Anne Arundel County		\$119,780
11.	Patuxent			\$372,878
12.	Back River	Baltimore City	Baltimore	\$300,000
13.	Denton	Town of Denton	Carroll	\$37,256
14.	Freedom District	MES		\$136,413
15.	Mount Airy	Town of Mount Airy		\$59,615
16.	Elkton	Town of Elkton	Cecil	\$170,603
17.	Northeast River	Cecil County		\$60,000
18.	Perryville	Town of Perryville		\$70,694
19.	Rising Sun	Town of Rising Sun		\$34,640
20.	Indian Head	Town of Indian Head	Charles	\$46,206
21.	La Plata	Town of La Plata		\$78,761
22.	Southern Maryland Pre-Release	MES		\$30,327
23.	Cambridge	City of Cambridge	Dorchester	\$290,676
24.	Hurlock	Town of Hurlock		\$77,571
25.	Ballenger Creek	Frederick County	Frederick	\$430,676
26.	Brunswick	City of Brunswick		\$46,029
27.	Emmitsburg	Town of Emmitsburg		\$36,461
28.	Frederick	City of Frederick		\$252,472

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7. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)
Bay Restoration Fund

ENR Wastewater Treatment Plant		Recipient	County	FY 2022 Grant Amount
29.	Thurmont	Town of Thurmont	Frederick	\$48,459
30.	Aberdeen	City of Aberdeen	Harford	\$142,355
31.	Jopppatowne	Harford County		\$49,732
32.	Sod Run			\$436,870
33.	Little Patuxent	Howard County	Howard	\$811,097
34.	Chestertown	Town of Chestertown	Kent	\$40,085
35.	Blue Plains	WSSC	Montgomery & Prince George’s	\$300,000
36.	Damascus		Montgomery	\$73,924
37.	Seneca			\$589,741
38.	Bowie	City of Bowie	Prince George's	\$132,757
39.	Parkway	WSSC		\$393,832
40.	Piscataway			\$862,199
41.	Kent Island	Queen Anne’s County	Queen Anne’s	\$139,861
42.	Queenstown	Town of Queenstown		\$32,750
43.	Crisfield	City of Crisfield	Somerset	\$40,320
44.	Eastern Correctional Institution	MES		\$49,592
45.	Leonardtwn	Town of Leonardtown	St. Mary’s	\$40,070
46.	Marlay Taylor	St. Mary’s		\$211,784
47.	Easton	Easton Utilities	Talbot	\$245,353
48.	Talbot Region II	Talbot County		\$42,921
49.	Boonsboro	Town of Boonsboro	Washington	\$37,664

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7. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)
Bay Restoration Fund

ENR Wastewater Treatment Plant		Recipient	County	FY 2022 Grant Amount
50.	Conococheague	Washington County	Washington	\$204,458
51.	Hagerstown	City of Hagerstown		\$405,781
52.	Maryland Correctional Institution	MES		\$92,463
53.	Winebrenner	Washington County		\$31,114
54.	Fruitland	City of Fruitland	Wicomico	\$40,711
55.	Salisbury	City of Salisbury		\$439,966
56.	Pocomoke City	City of Pocomoke City	Worcester	\$66,811
57.	Snow Hill	Town of Snow Hill		\$30,000

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August 11, 2021



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8. MARYLAND DEPARTMENT OF THE ENVIRONMENT
Comprehensive Flood Management Grant

Recommendation: That the Board of Public Works approve new grant funding as described.

Authority: Comprehensive Flood Management Grant Program
§ 5-803, Environment Article, Annotated Code of Maryland.

Project: Cumberland Flood Control System and Concrete Repairs

Recipient: City of Cumberland

Amount: Up to \$126,994

Location: Allegany County/Legislative District 1C

Project Description:

The proposed project involves making concrete repairs to the flood walls and Dry Run Dam in the City of Cumberland. The existing system has deteriorated due to wall settlement and inadequate reinforcement coverage. These repairs include replacing failed spillway slabs, repairing concrete dam walls, and other necessary repairs to prevent further deterioration. Inspections by the Maryland Department of Environment's Dam Safety Division and the US Army Corps of Engineers deem the existing Cumberland Flood Control System to be in unacceptable condition. This project will extend the useful life of the flood system infrastructure and help mitigate the effects of future flood events.

Project Funding Sources:

Comprehensive Flood Mgt Grant FMG 01.01 MCCBL 2019 19331 (this Item)	\$126,994
Local Share	<u>\$ 45,492</u>
Total Estimated Project Cost:	\$172,486

State Clearinghouse: MDE has determined that its recommendation is consistent with Maryland's State Clearinghouse comments and recommendations.

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Contact: Ellen Frketic 410-729-8203
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9. MARYLAND ENVIRONMENTAL SERVICE
Eastern Correctional Institution, Somerset County

Construction Contract: ECI/Nat Gas Pipeline Installation and Propane Conversion
MES Project # 1-21-4-51-5

Description: Furnish and install new natural gas service distribution pipeline to the ECI and convert propane fired equipment to natural gas fired.

Procurement: Competitive Sealed Bids

Bids: Chesapeake Turf LLC, Salisbury, MD \$2,273,516
W. M. Schlosser Company, Inc., Hyattsville, MD \$2,977,000

Award: Chesapeake Turf LLC

Amount: \$2,273,516

Term: 153 calendar days

MBE Participation: 20%

Remarks: The Eastern Correctional Institution (ECI) is converting HVAC equipment from using propane fuel to natural gas within the ECI Annex and Maryland Correctional Enterprises buildings. For ECI to be ready for natural gas consumption, the ECI must complete necessary equipment fuel conversion and installation of a new underground distribution pipeline. The fuel conversion will convert all ECI's 19 propane fired HVAC equipment across 7 buildings. The distribution pipeline will consist of approximately 10,000 lineal feet of high-density polyethylene gas piping ranging from 1" to 6" diameter. The distribution pipeline will connect to Chesapeake Utilities' natural gas utility pipeline.

Fund Source: MCCBL of 2020, MES Infrastructure Improvement Fund (UB00)

Appropriation Code: 332 MCCBL 2020 PCA (12091) \$2,273,516

Resident Business: Yes **Tax Compliance No.:** 21-2122-0111

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**10. ST. MARY'S COLLEGE OF MARYLAND
*Calvert Hall Infrastructure***

Description: Infrastructure Project: Calvert Hall Upgrades to HVAC and Electrical systems

Recommendation: That the Board of Public Works approve St. Mary's College of Maryland encumbering general use obligation bond proceeds for a contract to install HVAC and Electrical system upgrades at Calvert Hall.

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

Procurement Method: Request for Proposals

Proposals:

<i>Firm</i>	<i>Technical Evaluation</i>	<i>Financial Proposal (including alternates)</i>	<i>Overall Ranking</i>
Capital Brand Group LLC, Silver Spring, MD	Excellent	\$2,418,498.13 (1)	1
Kent Island Mechanical, Laurel, MD	Excellent	\$3,636,800.00 (4)	2
W.L. Gary Mechanical, Washington, DC	Acceptable	\$3,526,000.00 (3)	3
Rainbow Construction, Waldorf, MD	Acceptable	\$3,138,329.00 (2)	4
Denver-Elec., Essex, MD	Acceptable	\$4,025,480.00 (5)	5

Technical proposals were evaluated using adjectival ratings: Outstanding, Excellent, Acceptable, Marginal, Unacceptable- did not meet the standards set forth by the College.

Award: Capital Brand Group, LLC, Silver Spring, MD

Amount: \$2,418,498.13

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10. **ST. MARY'S COLLEGE OF MARYLAND** (cont'd)
Calvert Hall Infrastructure

Requesting Institution Remarks: In response to advertisement on eMaryland Marketplace, a total of **five** technical proposals were received. After evaluation of these proposals, the financial proposals were opened. Capital Brand Group, LLC (Silver Spring, MD), one of the two firms with the highest evaluation, had the lowest cost financial proposal.

The College recommends the Board of Public Works approve a contract with Capital Brand Group, LLC.

Fund Source: MCCBL 2020 (346)

Appropriation Code: 622

Resident Business: Yes

MD Tax Clearance: 21-2711-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
August 11, 2021



*Contact: Brad Newkirk 240-895-3231
bdnewkirk@smcm.edu*

11. ST. MARY'S COLLEGE OF MARYLAND
Jamie L. Roberts Stadium

Recommendation: That the Board of Public Works approves St. Mary's College of Maryland encumbering general obligation bond proceeds for the design costs associated with the installation of a booster pump at the Jamie L. Roberts Stadium.

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

Description: Design services for the addition of a facility wide domestic water booster pump package.

Award: Mueller Associates Inc.

Procurement Method: University of Maryland Contract No. C-00903, Proposal No.84989-C

Amount: \$9,800

Fund Source: MCCBL 2016 (188)

Resident Business: Yes

MD Tax Clearance: 21-2175-1111

Requesting Institution Remarks: Due to unforeseen inadequate water pressure, the addition of a facility wide booster pump is required for the Jamie L. Roberts Stadium. Improved water pressure is needed to support irrigation for the grass practice facility and stadium field.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
August 11, 2021



REVISED

Contact: Maury Schlesinger 240-895-3077
mzschlesinger@smcm.edu

12. ST. MARY'S COLLEGE OF MARYLAND
RETROACTIVE - Maryland Heritage Interpretive Center

Contract ID: Maryland Heritage Interpretive Center
SMC-9C-4271
Additional Services Proposal

Recommendation: That the Board of Public Works: 1) retroactively approve the full dollar amount of the sole source contract awarded to Smith Group JJR, Inc. in 2019 to complete the Maryland Heritage Interpretive Center construction documents, exhibit design documents, and provide bidding and construction administration services, and 2) retroactively approve a modification extending the contract through June 1, 2024 with a cost of \$434,813.

Prior Approvals: Secretary's Agenda, Item 14 (1/23/2019) - \$495,200
Secretary's Agenda, Item 08 (5/06/2020) - \$21,000

Award: Smith Group JJR, Inc. Architects, *Washington, D.C.*

Original Contract Term: 1/25/2019 – 5/30/2021
Modification Term: 5/31/2021 – 6/01/2024

Original Contract Amount: \$1,219,490 (includes prior approval of \$495,200 from 01/23/2019)
Prior Modification: \$ 21,000
Modification (this Item): \$ 434,813
Total Contract Amount: \$1,675,303

Procurement Method: Sole Source

MBE Goal: 19%
MBE Participation: 0%

Fund Source: MCCBL 2018 (104) - \$44,248; MCCBL 2021 (558) - \$1,114,765

Approp. Code: 622

Remarks: On January 23, 2019, the Board of Public Works approved St. Mary's College of Maryland awarding a contract for these services to Smith Group with an award amount of \$495,200 (Secretary's Agenda, Item 14); however, the item should have indicated an original contract award of \$1,219,490, with \$495,200 available in MCCBL funding at the time of award. St. Mary's College of Maryland requests retroactive approval of the \$724,200 balance of the contract not approved by the Board of Public Works at the time of award.

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REVISED

12. **ST. MARY'S COLLEGE OF MARYLAND** (cont'd)
RETROACTIVE - *Maryland Heritage Interpretive Center*

Remarks (cont'd):

Smith Group completed the design for the Maryland Heritage Interpretive Center in January 2012. Construction did not proceed pending funding. Funds for design completion and construction are contained in the FY22 State capital budget for Historic St. Mary's City Commission. The architect completed a review of the previously developed Construction Documents and has identified areas that require revision to meet current codes. Under the scope of this proposal, the architect will complete the update to the documents accordingly and include value-engineering elements targeted to maintain the project budget. This scope also includes the architect's services during the bidding phase, the completion of the exhibit design and fabrication oversight by the architect's consultant for exhibit design. St. Mary's College is additionally seeking retroactive approval to modify the contract to add fees to incorporate completion of the exhibit design documents and value engineering changes into the building bid documents and extend the contract through June 1, 2024.

Under a MOU dated July 31, 2007 between the Department of General Services, St. Mary's College of Maryland, and Historic St. Mary's City, the College has responsibility for overall project management of the Maryland Heritage Interpretive Center.

The MBE goal is 19%, however the current MDE participation is 0% because the MBE subcontractor has yet to begin work and Smith Group has made no payments to that contractor.

Resident Business: No

MD Tax Clearance: 21-2762-0001

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
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*Contact: Eric Johnson 410-223-4150
ejohnson@mdstad.com*

**13. MARYLAND STADIUM AUTHORITY
*Baltimore City Public Schools, Highlandtown Elementary/Middle School
Guaranteed Maximum Price Bid Package***

Contract ID: BCS-02-014-GMP

Recommendation: Approve the award of Guaranteed Maximum Price Bid Package to CAM Construction in the amount of \$22,354,170

Contractor: CAM Construction Company, Inc. Timonium, MD 21093

Prior Approvals: Secretary's Agenda, Item 28 (4/22/2020)

Project: 121,000 +/- school building renovation/addition located at 231 South Eaton Street, Baltimore City, 21224.

Bid Package Description: Full construction trade package necessary to complete the project

Bid Package Amount: \$ 22,354,170

Pre-Construction Amount: \$ 154,312

Revised Amount: \$ 22,508,482

Term: 8/2021 – 8/2023

MBE Goal: 30%

Subgoals: African American 8%
Women 11%

Remarks: This Bid Package represents the 25 trade packages necessary to complete the project. As identified in the prior recommendation, MSA outlined the intent to return with a recommendation to award construction services if pre-construction performance is satisfactory and an acceptable Bid Package is negotiated.

Construction packages were advertised and documents were issued by the CM for trade contractor participation on April 29, 2021 in the following publications: eMaryland Marketplace, MSA's website, the CM's website, Building Connected/Bid Clerk, Construction Journal, CMD, as well as directly solicited to numerous trade contractors.

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13. MARYLAND STADIUM AUTHORITY (cont'd)
Baltimore City Public Schools, Highlandtown Elementary/Middle School
Guaranteed Maximum Price Bid Package

Remarks (cont'd):

MSA and the CM conducted pre-bid and site visit meetings at the project site, and all attendees were provided with summary project information and afforded the opportunity to tour the project site. Additionally, the project was presented at virtual outreach events and trade contractors were contacted directly regarding contracting, MBE participation, and local hiring opportunities.

On May 27th and June 3rd, 2021, competitive, sealed trade contractor bids were received and opened at the CM's offices in Timonium, Maryland. Post-bid scope review meetings were conducted virtually, and all bid openings and scope reviews were attended by MSA. The CM received 67 bids for the 25 bid packages advertised.

Efforts to maximize Maryland's commitment to protecting the environment and incorporating green building standards to reduce the effects on climate change resulted in the project attaining 30% water use reduction, 27% site storm water runoff reduction, and 32% energy savings by using efficient MEP systems, fixtures, and equipment. Additionally, overall construction waste is being reduced 75% through adaptive reuse and waste diversion.

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

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

Tax Compliance No.: 21-0253-1110

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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August 11, 2021



APP 1

*Contact: Courtney League 410-767-5516
courtney.league@maryland.gov*

A1. DEPARTMENT OF GENERAL SERVICES

On behalf the Maryland State Police, Prince Frederick Barrack U

Contract ID: Emergency HVAC Replacement
ADPICS No: PB-210-210-003

Contract Type: Construction

Contract Description: The contractor shall provide all materials, parts, supplies, tools, equipment, labor, and supervision required for the replacement of the existing A/C unit (inside and outside) at Maryland State Police, Prince Frederick Barrack U.

Procurement Method: Emergency

Date Emergency Declared: May 12, 2021

<i>Bids:</i>	Fresh Air Concepts, LLC, Linthicum, MD	\$124,200.00
	Kelly HVAC, Inc., Upper Marlboro, MD	\$137,961.00

Award: Fresh Air Concepts, LLC, Linthicum, MD

Award Date: June 7, 2021

Date Emergency Reported: July 15, 2021

Contract Amount: \$124,200

Contract Term: 60 Calendar Days

MBE/VSBE Participation: N/A / N/A

Fund Source: General Funds (H00 22 77051 01 1498)

Remarks: Nature of Emergency: An emergency procurement for the replacement of the A/C unit at MSP, Prince Fredrick Barrack was declared on May 12, 2021. The existing air conditioning unit is 29 years-old and failed during the seasonal startup. Evaluation of the unit identified various deficiencies including a bent shaft, failed fan motor, contaminated compressor oil, and leaking coils. Putting resources into major repairs, considering the systems age and condition, would be excessively expensive and not cost effective. To ensure the safety and welfare of building occupants, DGS solicited vendors to replace the antiquated equipment with a new energy efficient system.

BOARD OF PUBLIC WORKS
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APP 2

A1. **DEPARTMENT OF GENERAL SERVICES** (cont'd)
On behalf the Maryland State Police, Prince Frederick Barrack U

Remarks (cont'd):

Basis for Selection: Lowest responsive bid from a responsible bidder. Fresh Air Concepts, LLC is a specialty contractor with specific experience in all aspects of the replacement of A/C.

MD Tax Compliance No.: 21-2428-0111

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
August 11, 2021



APP 3

Contact: John Gauthier 301-729-7270
john.gauthier@maryland.gov

A2. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
Division of Corrections

Contract # ID: Remediation Services for Fuel Spill at Brockbridge Correctional Facility (BCF) ADPICS No. Q00P1604901

Contract Type: Maintenance

Description: Remediation of fuel spill impacting 500 cubic yards of the surrounding soils, requiring immediate removal, disposal, and replacement.

Procurement Method: Emergency

Bidders: Petroleum Management Inc.
Germantown, MD

Emergency Declared: June 11, 2021

Award: Petroleum Management, Inc.

Award Date: June 11, 2021

Date Emergency Reported: July 26, 2021

Amount: \$83,178.28

Term: 06/11/2021 – 06/24/2021

Remarks: Nature of Emergency: A fuel spill occurred due to a failure of the day tank fueling apparatus on the emergency generator at BCF. Preliminary investigation points to a valve failure, which caused the day tank to drain via gravity or possibly syphon through the vent. The fuel spill created an environmental hazard, potentially contaminating the immediate area and potentially the nearby stream. The Maryland Department of Environmental (MDE) was immediately notified, and MDE instructed the Department of Public Safety and Correctional Services to conduct immediate remediation to contain the spread of contamination in the surrounding areas.

Basis for Selection: Of the two vendors that the Department of Public Safety and Correctional Services attempted to contact, only Petroleum Management, Inc. responded. Petroleum Management, Inc. is certified by MDE to provide remediation services and its proposal fulfilled the requirements for completion of the scope of work for this project. All of the work was time sensitive and performed under the direction of MDE and state regulations.

BOARD OF PUBLIC WORKS
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APP 4

A2. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

(cont'd)

Division of Corrections

Fund Source: 100% General Funds

Tax Compliance: 21-2824-1111

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
August 11, 2021

REVISED



APP 5

Contact: Latesa Thomas 410-767-7050
latesa.thomas@maryland.gov

A3. DEPARTMENT OF LABOR
RETROACTIVE - Division of Unemployment Insurance

Contract Title: LABOR-FY2020-023 Virtual Call Center Agent for Unemployment Insurance Division
ADPICS NO. P00B1600002/CO# COJ28829/COJ28837

Contract Type: Information Technology Services

Description: Provide virtual call agents to assist the Unemployment Insurance Division during the COVID-19 pandemic.

Modification Description: Contract Modifications #4 and #5 increased the total staff from 1,275 to 1,875 virtual call agents to assist Unemployment Insurance during the COVID-19 pandemic and extended the contract term to December 31, 2021.

Prior Reports: Secretary's Agenda, Item A6 (8/12/2020)- contract award & MOD # 1
Secretary's Agenda, Item A6 (2/24/2021)- MODs #2 & #3

Procurement Method (this Item): Emergency Modification

Original Procurement Method: Emergency

Emergency Declared (this Item): July 15, 2021

Award: Accenture
Austin, TX

Original Award Amount: \$ 22,359,500 (NTE; Including MOD #1)
Prior Mods/Options: \$ 79,795,200
Modification Amounts (this Item): \$ 6,826,254 (MOD #4)
\$ 50,998,687 (MOD #5)

Revised Contract Amount: \$159,979,641 (NTE)

Modification Date: 07/19/2021 (MOD #4)
08/02/2021 (MOD #5)

Date Emergency Reported: 07/19/2021

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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REVISED



APP 6

A3. DEPARTMENT OF LABOR (cont'd)
RETROACTIVE - Division of Unemployment Insurance

Original Contract Term: 04/15/2020 – 12/31/2020

Modification Term: 07/01/2021 – 10/05/2021 (MOD #4)
(07/01/2021 - 07/18/2021 Retroactive)
07/15/2021 – 12/31/2021 (MOD #5)
(07/15/2021 – 08/01/2021 Retroactive)

MBE / VSBE Participation: N/A / N/A

Fund Source: 100% Federal Funds
Appropriation Code: P008Y801

Remarks: *Nature of Emergency – COVID-19:* Maryland Department of Labor (LABOR) is seeking acceptance of the retroactive emergency report of Modification #4. On July 1, 2021, the contractor increased the total number of temporary staff by 600 for a total of 1,875 resources available to the State. In addition, Modification #4 extended the current contract period through October 5, 2021.

The Maryland Department of Labor is also seeking acceptance of the emergency report of Modification #5 which extended the contract from October 5, 2021 through December 31, 2021. Modification #5 increases the contract amount by \$50,998,687.

These contract modifications allow the agency to serve citizens in providing Pandemic Unemployment Insurance Benefits. Accenture has made a significant impact and continues to provide a virtual call center to support Unemployment Insurance in response to the COVID-19 pandemic.

Scope Description: Contractor will make 1,875 resources available to the State. Training for the staff will commence as per the table below.

Phase	Estimated Training Start Date	Number of Staff (in the phase)	Total Staff
1	4/15/2020	50	50
2	4/22/2020	50	100
3	4/29/2020	50	150
4	5/6/2020	50	200
5	5/20/2020	40	240
6	5/27/2020	35	275
7	10/19/2020	50	325
8	11/2/2020	100	425
9	12/7/2020	150	575

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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REVISED



A3. DEPARTMENT OF LABOR (cont'd)
RETROACTIVE - Division of Unemployment Insurance

Remarks (cont'd):

Scope Description (cont'd):

Phase	Estimated Training Start Date	Number of Staff (in the phase)	Total Staff
10	12/28/2020	25	600
11	1/18/2021	75	675
12	2/1/2021	100	775
13	2/22/2021	50	825
14	3/1/2021	50	875
15	3/8/2021	100	975
16	3/15/2021	100	1075
17	3/22/2021	100	1175
18	3/29/2021	100	1275
19	6/28/2021	150	1450
20	7/5/2021	100	1525
21	7/26/2021	100	1625
22	8/16/2021	100	1725
23	8/23/2021	100	1825
24	9/13/2021	50	1875

Basis for Selection: On April 15, 2020, the Maryland Department of Labor declared an emergency sole source procurement with Accenture to provide a virtual center to assist with answering calls and responding to claimants inquires for Unemployment Benefits during the COVID-19 crisis. Accenture's primary role is to provide a virtual call center to support the Unemployment Insurance Division in response to the COVID-19 pandemic. The contractor will implement a conversational, self-services virtual agent to interface via the State's website(s). Ongoing support is needed to handle the high volume of calls as well as assisting with new claims that are being processed daily.

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

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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REVISED



APP 8

A3. **DEPARTMENT OF LABOR** (cont'd)
RETROACTIVE - Division of Unemployment Insurance

Tax Compliance No.: 21-2768-1111

Resident Business: No

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
August 11, 2021



APP 9

*Contact: Latesa Thomas 410-767-7050
latesa.thomas@maryland.gov*

A4. DEPARTMENT OF LABOR
Division of Unemployment Insurance

Contract Title: Emergency LABOR Building Re-Entry Security Guards Service
ADPICS NO. P00B2600003

Contract Type: Services

Description: Uniformed Unarmed Security Guards Services to provide a safe environment for re-entry of the Maryland Department of Labor employees and its customers/public to the Department's various facilities. These resources shall be responsible for safety and security of the office personnel, and the visitors and customers to the offices, as well as the security of the office premises and equipment.

Procurement Method: Emergency

Date Emergency Declared: June 22, 2021

Bids:

Bidders	Bid Price
Tactical Security Solutions, Inc (TSS), Oxon Hill, MD	\$294,912.00
Tactical 1 Security Services, Towson, MD	\$336,384.00
ProSecurity & Private Investigation, LLC, Suitland, MD	\$391,680.00

Award: Tactical Security Solutions, Inc (TSS), Oxon Hill, MD

Amount: \$294,912

Contract Award Date: 07/02/2021

Date Emergency Reported: 07/14/2021

MBE / VSBE Participation: N/A / N/A

Living Wage Eligible: Yes

Term: 07/02/2021 – 01/01/2022

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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APP 10

A4. DEPARTMENT OF LABOR (cont'd)
Division of Unemployment Insurance

Fund Source: 100% Federal Funds
Appropriation Code: P00G0107/P00B0104

Remarks: *Nature of Emergency – COVID-19:* On March 5, 2020, Governor Hogan declared a State of Emergency in the State of Maryland due to COVID-19 posing an immediate danger to public safety. As a result of that declaration, the Maryland Department of Labor had to close its facilities to the public. As the State of Maryland begins to relax stay-at-home orders and government offices and businesses reopen, we must have plans in place for the safe reopening of Department of Labor offices to the public and for greater staff as they return to the workplace. We must be proactive in providing a safe environment for re-entry of our employees and our customers to our various facilities.

For COVID-19 Mitigation, Category B, Emergency Protective Measures is an effort to safely reopen Department of Labor offices for greater employees' return to the offices and to the public. In view of this, Maryland Department of Labor has conducted an emergency procurement for the Emergency LABOR Building Re-Entry Security Guards Services.

The need for a safe and secure environment for the re-entry of Department of Labor employees, visitors, and customers cannot be overemphasized. The unarmed security guards will provide security guard services at sixteen Maryland Department of Labor locations. Each location will require one uniformed unarmed security guard, for a period of six months, Monday through Friday except for Federal/State Holidays, and dates of the emergency closure of State Offices. These resources shall be responsible for the safety and security of the office personnel, visitors, and customers to these offices, as well as the security of the office premises and equipment.

Basis for Selection: Lowest responsive bid from a responsible bidder.

Tax Compliance No.: 21-2599-1110

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
August 11, 2021



APP 11

*Contact: Webster Ye
webster.ye@maryland.gov*

A5. DEPARTMENT OF HEALTH
Office of Contract Management and Procurement

Contract Title: Maryland Department of Health Call Center for COVID-19
Vaccinations
ADPICS No.: M00B1600345

Contract Type: Information Technology Services

Description: Contractor will implement a new call center to directly support Maryland citizens in answering their inquiries regarding the COVID-19 Vaccine as well as schedule COVID-19 vaccine appointments at State-run mass vaccination sites.

Modification Description: Modification #1 extends the base period from November 30, 2021 to June 30, 2022 and adds \$16,800,000 in funds to continue MD GoVax Call Center operations during this period and align the Call Center with MDH's mobile vaccination procurements. The Contract originally included one seven-month renewal option. Instead of exercising the option the Department has elected to extend the term of the base period for seven-months.

Prior Report: Secretary's Agenda, Item A9 (3/24/2021)- contract award

Procurement Method (This Item): Emergency Modification

Original Procurement Method: Emergency

Emergency Declared (this action): July 22, 2021

Award: Digital Management, LLC (DMI), Bethesda, MD

Original Award Amount: \$24,997,120 Base Period
\$ 9,634,191 (Renewal Option - 7 months)
\$34,631,311 (NTE)

Modification Amount: \$16,800,000

Revised Contract Amount: \$41,797,120 (NTE)

Modification Award Date: 07/22/2021

Date Emergency Reported: 07/22/2021

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APP 12

A5. DEPARTMENT OF HEALTH (cont'd)
Office of Contract Management and Procurement

Original Contract Term 02/01/2021 – 11/30/2021

Modification Term: 08/01/2021 – 06/30/2022

MBE / VSBE Participation: N/A / N/A

Fund Source: 100% Federal

Remarks: Nature of Emergency – COVID-19: The MD GoVax Call Center launched on February 15, 2021 (1-855-MD-GOVAX) to help seniors and those without computer access to get vaccine appointments. The Call Center has fielded 1,919,340 inbound calls from Maryland residents as of mid-July 2021. The Call Center booked 137,198 patient appointments at the State's mass and community vaccination sites, including appointments at the federally-supported site in Greenbelt. As Call Center volume was higher than originally predicted, funds in the original base contract are being depleted earlier than expected. The Call Center provided a 7 days-a-week, 15 hours-a-day model which included over 750 agents across shifts and managed to minimize hold times even during peak volume.

Anticipated activities for the Call Center in Fall and Winter 2021 include:

- Appointment support and assistance in setting up mobile and community vaccination sites through the state's mobile vaccination vendors and efforts.
- Continue vaccination equity services and outreach under the "No Arm Left Behind" campaign to assist unvaccinated individuals with obtaining appointments and access to transportation
- Continue partnerships with the Maryland Departments of Aging and Disabilities for their target population as well as supporting our local health departments
- Continue vaccine appointment and information support to Marylanders across the state
- Provide outreach support to our partnering counties across the state for vaccination clinics and community events that have vaccine initiatives
- Equity outreach efforts, including Spanish language support.
- Support of broad vaccine campaigns, such as the VaxCash Lottery and Vax-U promotions.
- Continuation of MDH Call Center efforts to assist Marylanders in finding and accessing other COVID-19 vaccine providers and assistance with COVID-19 test results.
- Customer service support for MyIR vaccine records inquiries (<https://md.myir.net/>).
- Surveys of Marylanders to assist in vaccination outreach campaign development.

To manage expenditures and 'right-size' for the Fall and Winter, MDH has scaled the Call Center to 12 hours a day, 7 days a week (8 am to 8 pm) and 138 total agents to support the inbound and outbound call volumes, projects and programs.

BOARD OF PUBLIC WORKS
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APP 13

A5. **DEPARTMENT OF HEALTH** (cont'd)
Office of Contract Management and Procurement

Tax Compliance No.: 21-2817-1111

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
August 11, 2021



DNR 1

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

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

Recommendation: Approval to commit \$75,000 for the following **development** project.

Rockfield Park Playground Renovations – \$75,000

Town of Bel Air, Harford County

POS #7265-12-207 MD20210427-0316

Background: Replace outdated playground equipment with new equipment that meets current accessibility and safety standards.

Fund Source: Outdoor Recreation Land Loan of 2018, Chapter 150, Acts of 2017
Program Open Space Local
Source Code: 18011 \$75,000.00

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
August 11, 2021



DNR 2

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

2A. PROGRAM OPEN SPACE STATE SHARE
Allegany County (Martin Holmes)

Recommendation: That the Board of Public Works approve the acquisition.

Description: This property is located along Ruby Road and will be managed by the Maryland Wildlife and Heritage Services as an addition Warrior Mountain Wildlife Management Area. This mostly forested property contains about 1,000 feet of a Nontidal Coldwater tributary to Trading Run. Acquisition will improve access and boundary line management, protect water quality in the Upper Potomac River Watershed, and expand public recreation opportunities for hunting and other wildlife-dependent activities.

POS Scoring System: 89 out of 100 **Targeted Ecological Area:** Yes

Grantor: Herbert J. Martin and James W. Hellams, Jr., Personal Representative of the Estate of Donald C. Holmes Jr.

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

Property: 47.8+/- acres, improved, POS No. 5739

Price: \$110,000

Appraisals: \$118,000 (12/14/2020) – Barry L. Colen
\$105,000 (11/21/2020) – Terrence W. McPherson
All appraisals reviewed by Mary L. Krozack, Review Appraiser

Fund Source: Outdoor Recreation Land Loan of 2020, Chapter 565, Acts of 2019
Program Open Space Stateside
Source Code: 20010 \$110,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
August 11, 2021



DNR 3

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

3A. PROGRAM OPEN SPACE STATE SHARE
Garrett County (Miller Potomac)

Recommendation: That the Board of Public Works approve the acquisition of 27.5 +/- acres in Garrett County.

Description: This completely forested property is adjacent to Potomac State Forest and will be managed by the Maryland Forest Service. The property is situated upslope of the South Fork of Crabtree Creek. Acquisition will provide direct angler access within the Savage River Watershed's Zero Creel Limit for Brook Trout special fishing area, help protect water quality, and improve access for management and recreational opportunities for hunting, bird watching, and hiking.

POS Scoring System: 95 out of 100 ***Targeted Ecological Area:*** Yes

Grantor: Crieghton Parker Miller

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

Property: 27.5 +/- acres, unimproved, POS No. 5685

Price: \$70,000

Appraisals: \$77,000 (7/11/2020) – Thomas A. Weigand
\$58,000 (7/3/2020) – Terrence W. McPherson
All appraisals reviewed by Dave Wallenberg, Chief Review Appraiser

Fund Source: Outdoor Recreation Land Loan of 2020, Chapter 565, Acts of 2019
Program Open Space Stateside
Source Code: 20010 \$70,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
August 11, 2021



DNR 4

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

4A. RURAL LEGACY PROGRAM

Record Correction (Calvert Creeks Rural Legacy Area – American Chestnut Land Trust)

Recommendation: That the Board of Public Works approve a correction to a Rural Legacy easement acquisition cost.

Property: 78.00 +/- acres, Calvert County, American Chestnut Land Trust, Inc.

Background: Reference is made to item 5A on the February 10, 2021 DNR Real Property Agenda for an easement acquisition on the American Chestnut Land Trust, Inc. property in the Calvert Creeks Rural Legacy Area in Calvert County. The representative of the local Calvert Creeks Rural Legacy Area Sponsor – the Board of County Commissioners of Calvert County – informed the Department that the appraisals for the property calculated the value of a fee simple acquisition, and not a conservation easement.

Project Description: In order to redress the issue identified with the fee simple appraisal values, the local Sponsor then utilized the Easement Valuation System (EVS) for a corrected value, resulting in a reduction in price and costs. In addition to the corrected easement value, the total DNR Other Costs have been updated to reflect the EVS value. Other provisions associated with this easement acquisition, including the acreage amount, remain unchanged.

Proposed Action: Following are the original values, and the updated values.

Original Request:

Easement Value:	\$422,850.00 (\$5,421.43/acre)
Purchase Price:	\$422,850.00 (\$5,421.43/acre)
Total Other DNR Costs:	Administrative: \$ 12,685.50
	Incidental: \$ 22,959.40
	Compliance: \$ 6,342.75
	\$ 41,987.65
Amount Requested:	\$464,837.65

Updated Request:

Easement Value:	\$338,279.00 (\$4,907.82/acre)
Purchase Price:	\$338,279.00 (\$4,907.82/acre)
Total Other DNR Costs:	Administrative: \$ 10,148.37
	Incidental: \$ 22,959.40
	Compliance: \$ 5,074.18
	\$ 38,181.95
Amount Requested:	\$376,460.95

BOARD OF PUBLIC WORKS THIS ITEM WAS:

APPROVED

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Board of Public Works
Department of Natural Resources – Real Property
Supplement
August 11, 2021



DNR 5

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

5A. RURAL LEGACY PROGRAM FUNDS
Queen Anne's County

Recommendation: Approval to grant \$432,156.32 to **Queen Anne's County** from Rural Legacy Funds to acquire a 94.66-acre conservation easement.

Lands End Rural Legacy Area – Beachy Property

Prior Approval: Rural Legacy Area Grant for easement acquisitions:
DNR-RP Item 3A (1/8/2020) \$1,079,509 for FY 2020

Project Description: Acquisition of this conservation easement will protect 94.66 acres of productive agricultural and forested lands. The property is within the Chester River watershed, with an approximately 100 foot forested buffer on Rosin's Creek, a tributary of the Chester River. This Rural Legacy easement, RL No. 5961, will be held by the Department of Natural Resources and the Board of County Commissioners of Queen Anne's County. The County is paying administrative and program compliance costs.

Easement Value: \$421,943.00 (\$4,457.46 per acre)

Purchase Price: \$421,943.00 (\$4,457.46 per acre)

Total Other DNR Costs:	Administrative:	\$ 0.00
	Incidental:	\$10,213.32
	Compliance:	<u>\$ 0.00</u>
		\$10,213.32

Amount Requested: \$432,156.32

Fund Sources: Outdoor Recreation Land Loan of 2020, Chapter 565, Acts of 2019
Rural Legacy Program
Source Code: 20012 \$432,156.32

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

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Board of Public Works
Department of Natural Resources – Real Property
Supplement
August 11, 2021



DNR 6

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

6A. RURAL LEGACY PROGRAM FUNDS
Washington County

Recommendation: Approval to grant \$426,773.50 to Washington County from Rural Legacy Funds to acquire a 127.00 acre conservation easement.

Mid-Maryland Washington Rural Legacy Area – Baker, David & Barbara

Prior Approval: Mid-Maryland Washington Rural Legacy Area Grant for easement acquisitions:
DNR-RP Item 3A (1/8/2020) \$1,502,982 for FY2020

Project Description: Acquisition of this conservation easement will protect productive agricultural and forestlands, and 1,400 linear feet of forested and grassed stream buffers along unnamed tributaries to Antietam Creek. This Rural Legacy easement, RL No. 5959, will be held by the County Commissioners of Washington County.

Easement Value: \$489,612.83 (\$3,916.90/acre)

Purchase Price: \$400,000.00 (\$3,200.00/acre)

Total Other DNR Costs:	Administrative:	\$ 12,000.00
	Incidental:	\$ 8,773.50
	Compliance:	\$ 6,000.00
		<u>\$ 26,773.50</u>

Amount Requested: \$426,773.50

Fund Sources: Outdoor Recreation Land Loan of 2020, Chapter 565, Acts of 2019
Rural Legacy Program
Source Code: 20012 \$426,773.50

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
August 11, 2021



DNR 7

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

7A. RURAL LEGACY PROGRAM FUNDS
Washington County

Recommendation: Approval to grant \$1,393.34 to Washington County from Rural Legacy Funds for the donation of a 4.22 acre conservation easement.

Mid-Maryland Washington Rural Legacy Area – Save Historic Antietam Foundation, Inc. (SHAF)

Prior Approval: Mid-Maryland Washington Rural Legacy Area Grant for easement acquisitions:
DNR-RP Item 3A (1/8/2020) \$1,502,982 for FY2020

Project Description: Donation of this conservation easement will protect productive forestlands within the Sharman's Branch portion of historic Antietam Creek. This Rural Legacy easement, RL No. 5958, will be held by the County Commissioners of Washington County.

Easement Value: \$7,363.74 (estimated) (\$1,745.79/acre)

Purchase Price: \$0 (\$0/acre)

Total Other DNR Costs:	Administrative:	\$	220.89
	Incidental:	\$	1,062.00
	Compliance:	\$	110.45
		\$	1,393.34

Amount Requested: \$1,393.34

Fund Sources: Outdoor Recreation Land Loan of 2020, Chapter 565, Acts of 2019
Rural Legacy Program
Source Code: 20012 \$1,393.34

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
University System of Maryland
Supplement
August 11, 2021



Contact: Thomas Hickey 410-576-5736
thickey@usmd.edu

1-GM. GENERAL MISCELLANEOUS

Recommendation: That the Board of Public Works approve use of general obligation bond funding proceeds for the following contracts totaling \$147,356.

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

University of Maryland, College Park
Biomedical Science and Engineering Education Building

Description: Sorvall X4R Pro-MD Centrifuge Series Cell Culture #75016052 1300 Series Class II, Type A2 Biological Safety Cabinet #13261223

Procurement Method: Master Contract (Vendor Contract No. 12410)

Award: Fisher Scientific, Hanover Park, IL

Amount: \$40,386

Fund Source: MCCBL 2018: Provide funds to complete construction and equipping of the new Biomedical Engineering Building. Item# 18-248

Resident Business: No **MD Tax Clearance:** 21-2684-1110

University of Maryland, College Park for The Universities at Shady Grove
Building II

Description: Repairing and recoating the roof of Building II

Procurement Method: On Call Master Contract

Award: Raintree Services, Inc., Jacobus, PA

Amount: \$106,970

Fund Source: FY2021 Deficiency Appropriation (Bond Premium Fund)

Resident Business: No **MD Tax Clearance:** 21-2649-0111

BOARD OF PUBLIC WORKS

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Board of Public Works
University System of Maryland
Supplement
August 11, 2021



Contact: Thomas Hickey 410-576-5736
thickey@usmd.edu

2-AE. UNIVERSITY OF MARYLAND, COLLEGE PARK
Master Contract – On-Call Civil and Structural Design Engineering Services

Contract ID: On-Call Master Contract for Civil and Structural Design Engineering Services for University of Maryland College Park and USM Service Center Locations - RFP#104430

Contract Description: On-call Civil and Structural Design Engineering services for projects at the University of Maryland, College Park and other institutions of the University System of Maryland on an as-needed basis.

Award:

Rummel, Klepper and Kahl,	Baltimore, MD
A. Morton Thomas & Associates, Inc.	Rockville, MD
Whitman, Requardt & Associates, LLP	Baltimore, MD
Whitman Bailey Cox & Magnani, LLC	Towson, MD
AECOM Technical Services	Germantown, MD

Procurement Method: USM Procurement Policies and Procedures for Architecture and Engineering Services

Contract Term: 8/18/21-8/17/23 (2-year base term w/three 1-year renewal options)

Amount:

\$3,000,000 (not to exceed) 2-year base term
\$1,500,000 (not to exceed) (first renewal option)
\$1,500,000 (not to exceed) (second renewal option)
\$1,500,000 (not to exceed) (third renewal option)
\$7,500,000 (not to exceed) Total

Proposals:

Firm	Ranking
Rummel, Klepper & Kahl Baltimore, Maryland	1
A Morton Thomas and Associates, Inc. Rockville, Maryland	2
Whitman Requardt and Associates, LLP Baltimore, Maryland	3
Whitney, Bailey, Cox & Magnani, LLC Towson, Maryland	4
Aecom Technical Services Germantown, Maryland	5

Funding: Fund Sources will be presented on each task order award exceeding \$1 million.

Board of Public Works
University System of Maryland
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2-AE. UNIVERSITY OF MARYLAND, COLLEGE PARK (cont'd)
Master Contract – On-Call Civil and Structural Design Engineering Services

MBE Participation: MBE goals are established on individual task orders exceeding \$200,000.

Performance Security: Equal to contract amount

Requesting Institution Remarks: This solicitation was advertised on eMaryland Marketplace Advantage. Eighteen firms responded to the solicitation. The solicitation provided for multiple awards. Five firms were deemed susceptible for award by the Evaluation Committee based on review of technical proposals and are recommended for contract award. The University will rotate projects among the five awarded firms. Hourly rates for each discipline are established in the contracts and each task order will be negotiated. Contract awards that exceed \$1,000,000 are subject to approval by the Maryland Board of Public Works.

Resident Business/MD Tax Clearance:

Company Name	Resident Business	MD Tax Clearance
Rummel, Klepper and Kahl	Yes	#21-2577-1111
A Morton Thomas & Associates	Yes	#21-2578-1111
Whitman Requardt & Associates	Yes	#21-2579-1111
Whitney, Bailey, Cox & Magnani	Yes	#21-2580-1111
Aecom Technical Services	Yes	#21-2581-1111

BOARD OF PUBLIC WORKS

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Lawrence J. Hogan, Jr.
Governor

Boyd K. Rutherford
Lt. Governor

Gregory Slater
Secretary

**BOARD OF PUBLIC WORKS
ACTION AGENDA
August 11, 2021**

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021



*Contact: Linda Dangerfield 410-859-7097
ldangerfield@bwiairport.com*

1-E. MARYLAND AVIATION ADMINISTRATION
Equipment Contract

Contract ID: Oshkosh Airport Products, One Oshkosh Striker Aircraft Rescue Fire Fighting (ARFF) Vehicle for Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport; MAP6104542

ADPICS No.: MAP6104542

Contract Description: This contract provides for the manufacture and delivery of one Oshkosh Striker 6X6 3000 Gallon ARFF Vehicle for BWI Thurgood Marshall Airport.

Award: Oshkosh Airport Products, LLC
Neenah, WI

Contract Term: 09/01/2021* - 08/31/2022 (*or earlier upon BPW approval)

Amount: \$1,048,303

Procurement Method: Intergovernmental Cooperative Purchase
(H-GAC FS12-19-01212)

Requesting Agency Remarks: The Maryland Department of Transportation Maryland Aviation Administration (MDOT MAA) is requesting to replace a 2005 E-One ARFF vehicle with one Oshkosh Striker 6X6 ARFF vehicle. The current 2005 E-One ARFF Vehicle is 15 years old. The ARFF vehicle provides BWI Thurgood Marshall Airport Fire Rescue Department (FRD) with the ability to maintain in service apparatus to meet the agreed staffing for D Index airports. In 2016, new National Fire Protection Association (NFPA) standards for emergency apparatus were issued; due to its age, this vehicle does not meet the new safety requirements.

One of the most important capital assets of BWI Thurgood Marshall Airport FRD is a fleet of reliable fire equipment. The FRD depends heavily on the performance capabilities of these vehicles when delivering emergency services to protect life, property, and the environment. If these services are to be provided without interruption, the fleet of fire equipment must be maintained in superior operating condition and should be promptly replaced when adequate performance levels can no longer be assured.

Contract No. FS12-19 between HGAC Buy and Oshkosh Airport Products, LLC., is effective December 1, 2019, through November 30, 2021. The contract provides the Oshkosh ARFF vehicle at a base price of \$856,692 with necessary options of \$283,853, HGAC Buy order processing charge of \$2,000, radios, installation, and delivery charge of \$22,760, and price discount of \$117,002 for a total configured price of \$1,048,303. The lead time of this piece of equipment is 365 days after receipt of the order.

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1-E. **MARYLAND AVIATION ADMINISTRATION** (cont'd)

Agency Remarks (cont'd):

Oshkosh Airport Products, LLC has confirmed the pricing of the quote will be held even though the contract will expire by the time the truck is delivered.

Through market research, MDOT MAA found an invitation for bids from the City of Palm Springs, State of California, opened on April 25, 2020, for an ARFF Vehicle for a total price of \$1,530,369. Compared with the total price of \$1,048,303 from the HGAC Buy Contract, the MDOT MAA will realize great savings. MDOT MAA also compared the base price in the amount of \$877,775 of a similar ARFF vehicle from Plattsburg International Airport, State of New York competitively bid contract with the base price of \$856,692 from the HGAC Buy contract.

Fund Source: 100% Special Funds (Capital Budget)

Approp. Code: J06I0003

Resident Business: No

MD Tax Clearance: 21-2135-0111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021



Contact: Linda Dangerfield 410-859-7097
ldangerfield@bwiairport.com

2-M-MOD. MARYLAND AVIATION ADMINISTRATION

Modification: Maintenance Contract

Contract ID: Outer Building Janitorial Services at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport; *MAA-MC-17-021*
ADPICS NO.: CO392109

Contract Approved: DOT Agenda 08/16/2017, Item 6-M

Contractor: Alliance, Inc.
Nottingham, MD

Contract Description: This contract provides for janitorial/custodial services for 15 outer buildings, including the fire/rescue station, central utility plant offices, and other Maryland Department of Transportation Maryland Aviation Administration (MDOT MAA) support buildings at BWI Marshall Airport. Work to be performed includes trash removal/recycling, cleaning glass, tile, concrete floors; carpet cleaning; and cleaning supporting surfaces.

Modification Description: Modification No. 3 provides for janitorial services at the Hourly and Daily Garages as well as additional funding.

Original Contract Term: 09/01/2017 – 08/31/2022

Original Contract Amount: \$3,012,685

Modification Term: 08/15/2021 – 08/31/2022

Modification Amount: \$3,050,892

Prior Mods/Options: 04/11/18 – 08/31/2022 (Mod. No. 1; DCAR 04/11/18)
06/01/18 – 08/31/2022 (Mod. No. 2; DCAR 06/02/18)
08/15/21 – 08/31/2022 (Mod. No. 3; *this agenda item*)

Revised Contract Amount: \$6,063,576

Percent +/- Change: 0% (Modification No. 1)
0% (Modification No. 2)
100% (Modification No. 3, *this agenda item*)

Overall Percent +/-: 100%

Original Procurement Method: Preferred Provider

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2-M-MOD. MARYLAND AVIATION ADMINISTRATION (cont'd)

Requesting Agency Remarks: Modification No. 3 provides for one (1) project manager, six (6) supervisors, and twenty-eight (28) custodians to perform janitorial services at the Hourly and Daily Garages at a not-to-exceed cost of \$3,050,392. These services shall be performed seven (7) days a week, 365 days per year (24/7/365) on a three (3) shift schedule per location.

Adding the janitorial services for the hourly and daily garages under this contract will result in MAA monitoring the work better. It will allow MAA's Office of Custodial Services to apply the same cleaning standards across all outer building facilities for MAA.

The contract amount was certified as fair market price by the Certified Sheltered Workshop Pricing and Selection Committee on July 12, 2021.

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

Appropriation Code: J06I0002

Resident Business: Yes

MD Tax Clearance: 21-2728-0110

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021



Contact: Linda Dangerfield 410-859-7097
ldangerfield@bwiairport.com

3-S-MOD. MARYLAND AVIATION ADMINISTRATION
Modification: Service Contract

Contract ID: Operation and Management of the Public Automobile Parking Facilities at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport; *MAA-SV-21-002*

ADPICS No.: CO392114

Contract Approved: DOT Agenda 06/17/2020, Item 18-EX

Contractor: SP Plus Corporation
Cleveland, OH

Contract Description: This contract consists of the management, operation, and maintenance of the existing public automobile parking facilities and related services for airline passengers, tourists, the general public, and all other users of the Airport.

Modification Description: Modification No. 2 provides an extension of up to one-year, additional funding of \$8,603,000, and modification of the scope.

Original Contract Term: 07/01/2020 – 06/30/2021

Original Contract Amount: \$6,489,994

Modification Term: 08/15/2021 – 08/14/2022

Modification Amount: \$8,603,000

Prior Mods/Options: 07/01/2021 – 08/14/2021 (Mod. No. 1; DCAR 06/29/2021)

Revised Contract Amount: \$15,092,994

Percent +/- Change: 0% (Modification No. 1)
132% (Modification No. 2, this agenda item)

Overall Percent +/-: 132%

Original Procurement Method: Expedited Procurement (Non-Competitive Selection)

ACDBE Participation: 25%

ACDBE Compliance: 22.02%

Performance Security: 50% Payment and Performance Bonds

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3-S-MOD. MARYLAND AVIATION ADMINISTRATION (cont'd)

Requesting Agency Remarks: Modification No. 2 provides additional time and money for contract continuity while the new procurement is being prepared for advertisement. MDOT MAA advertised a request for proposals in January 2020. After the opening of proposals but before contract award, MDOT MAA determined that amendments were needed to the solicitation. The proposed amendments to the solicitation are of such magnitude that a new solicitation is desirable. Therefore, in accordance with COMAR 21.06.02.02, the procurement was canceled. A new procurement will be advertised in September 2021.

This modification also provides for the removal of Custodial Services for the Hourly and Daily Parking Garages from this contract.

The original cost of \$6,489,994 was established based on the limited operation during the COVID Pandemic. MDOT MAA has since re-opened Parking Lots A and B, which require additional personnel and security that resulted in the not to exceed price of \$8,603,000 for this modification.

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

Appropriation Code: J06I0002

Resident Business: No

MD Tax Clearance: 21-2188-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021



3-S-MOD. MARYLAND AVIATION ADMINISTRATION (cont'd)

ATTACHMENT I

	<i>Amount</i>	<i>Term</i>	<i>BPW/DCAR Date</i>	<i>Reason</i>
<i>Original Contract</i>	\$6,489,994	07/01/2020- 06/30/2021	06/17/2020, Item 18-EX	Original Contract
<i>Modification No. 1</i>	No change to financial requirements	07/01/2021- 08/14/2021	06/29/2021, DCAR	Forty-five-day no- cost extension
<i>Modification No. 2</i>	\$8,603,000	08/15/2021- 08/14/2022	08/11/2021, Item 3-S MOD	Adjust contract term and add funding
<i>Revised Contract Total</i>	\$15,092,994			

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021**



*Contact: William L. Parham, Jr. 410-767-8374
wparham@mdot.maryland.gov*

**4-C. MARYLAND TRANSIT ADMINISTRATION
*Construction Contract***

Contract ID: Bush Bus Division Boiler Replacement; T-1518-0140
ADPICS No.: T15180140

Contract Description: This contract provides the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) with the phased replacement of two (2) steam boilers at the Bush Bus Division Main Campus.

Award: M & M Welding and Fabricators, Inc.
Mount Airy, MD
(Certified Small Business & DBE)

Contract Term: 300 Calendar Days from NTP

Amount: \$2,487,200 NTE

Procurement Method: Competitive Sealed Bidding

Bids/Proposals:	M & M Welding and Fabricators Inc. Mount Airy, MD	\$2,487,200
	Denver-Elek, Inc. Paterson, NJ	\$2,625,000
	Power and Combustion Inc. Baltimore, MD	\$2,833,000
	Protec Construction Inc. Washington, DC	\$2,997,006
	Fresh Air Concepts, LLC Linthicum, MD	\$3,021,240

DBE Participation: 18%

Performance Security: Performance & Payment Bonds at 100% of the Contract Amount

Requesting Agency Remarks: This solicitation was published on eMaryland Marketplace Advantage on January 19, 2021, notifying 125 vendors. Copies of the solicitation notice were sent directly to 13 prospective vendors. The bid opening was conducted on March 9, 2021.

DEPARTMENT OF TRANSPORTATION
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4-C. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

In accordance with COMAR 21.06.02.03.B(2), one bid was deemed non-responsive and rejected due to the vendor's failure to accurately complete the bid form with incurable errors. No protests were filed.

Building Five at the Bush Bus Division Main Campus in Baltimore, MD, currently has two (2) 350 hp steam boilers that need to be replaced. This contract will allow MDOT MTA to replace the old steam boilers with two (2) 600 hp steam boilers. This contract also includes the replacement of the feedwater tank and associated pumps, replacement of the blowdown tank, providing a new makeup air unit, updating the existing controls system, and all associated structural, architectural, and electric work.

MDOT MTA has confirmed M & M Welding and Fabricators, Inc.'s (M & M) bid price for the full scope of work required under this contract.

M & M is a certified Small Business Enterprise (SBE) and Disadvantaged Business Enterprise (DBE).

Although a 16.6% DBE goal was established for this contract, M & M has committed to exceeding the goal by 1.4% (18%).

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

Fund Source: 80% Federal; 20% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0105

Resident Business: Yes

MD Tax Clearance: 21-2459-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021



Contact: William L. Parham 410-767-8374
wparham@mdot.maryland.gov

5-M-MOD. MARYLAND TRANSIT ADMINISTRATION
Contract Settlement/Modification: Maintenance Contract

Contract ID: MARC III Minor Vehicle Overhaul; T-8000-0399R
ADPICS No.: ~~CO39174~~ **CO391749**

See record correction
letter dated 9/1/21

Contract Approved: DOT Agenda 01/27/2016; Item 13-M

Contractor: Bombardier Mass Transportation
Horsham, PA

Contract Description: This contract is to overhaul and/or upgrade 63 MARC III Coaches on their major systems, including many which interface with passengers such as communications, heating-ventilation and air conditioning, trucks, and doors.

NATURE OF REQUEST: Request to approve a Settlement Agreement between Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) and Bombardier Mass Transportation (Bombardier).

Modification Description: Modification No. 4 increases the contract authority, extends the contract for five (5) years, and modifies the scope to allow the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) to complete the overhaul project.

Original Contract Term: 02/02/2016 - 01/31/2019

Modification Term(s): 08/27/2021 - 08/31/2026

Original Contract Amount: \$36,844,914

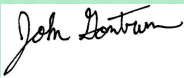
Modification Amount: \$ 855,231

Prior Mods/Options: \$ 9,090,095 (Mod. No. 1; BPW 09/05/2018, 5-M-MOD)
\$ 0 (Mod. No. 2; DCAR 08/12/2020)
\$ 0 (Mod. No. 3; DCAR 02/19/2021)

Revised Contract Total: \$46,790,240

Percent +/- Change: 25% (Modification No. 1)
0% (Modification No. 2)
0% (Modification No. 3)
2% (Modification No. 4; *this agenda item*)

Overall Percent +/-: 27%



Digitally signed by John T.
Gontrom
Date: 2021.09.03 11:19:55
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Larry Hogan
Governor
Boyd K. Rutherford
Lt. Governor
Gregory Slater
Secretary
Holly Arnold
Acting Administrator

MEMORANDUM

TO: EXECUTIVE SECRETARY JOHN GONTRUM

FROM: DIRECTOR OF PROCUREMENT WILLIAM PARHAM

SUBJECT: NOTICE OF CORRECTION – MDOT 5-M-MOD. 08/11/2021 BPW MEETING

DATE: SEPTEMBER 1, 2021

RESPONSE SEPTEMBER 8, 2021

REQUEST

BY:

PURPOSE OF MEMORANDUM

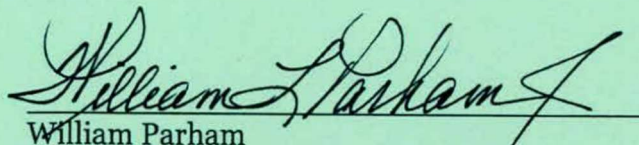
The purpose of this memo is to advise you of a clerical error that requires a change to a Maryland Department of Transportation action agenda item previously approved by the Board of Public Works.

MDOT AGENDA 08/11/2021, ITEM 5-M-MOD.

A contract settlement and modification to Contract No. T-8000-0399R (MARC III Minor Vehicle Overhaul) was presented and approved at the August 11, 2021 BPW meeting with an incorrect ADPICS number published on the BPW agenda item.

Approved ADPICS No: CO39174
Corrected ADPICS No: CO391749

Approval:



William Parham
Director of Procurement, MDOT MTA

EXECUTIVE SECRETARY JOHN GONTRUM
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COMMENTS FROM THE EXECUTIVE SECRETARY:

_____ Approved

_____ Staff briefing requested

_____ Denied

cc: Mr. Gabe Gnall, Procurement Advisor to the BPW
Ms. Joanna Kille, Treasurer's Liaison to the BPW
Ms. Anne Klase, Assistant Comptroller
Ms. Valerie Radomsky, Governor's Liaison to the BPW

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

Original Procurement Method: Competitive Sealed Proposals

DBE Participation: 5.22%

DBE Compliance: 6.34%

Requesting Agency Remarks: This contract provides for the overhaul of 63 bi-level railcars. This includes upgrading the railcars' major systems, including many which interface with passengers such as communications, heating-ventilation and air conditioning, trucks, and doors.

In order for MDOT MTA to complete the overhaul project, five (5) additional years and contract authority, along with modifications to the scope, are required.

Modification No. 1, approved at the September 5, 2018 BPW meeting, added duration to the contract, settled liquidated damages assessed to that point for late delivery of overhauled vehicles, established new delivery dates, and added scope such as refurbishing seat cushions, implementing a door summary circuit with traction interlock to meet the latest federal regulations, new LED interior lighting to replace the existing non-LED lighting, and new exterior decals and graphics.

Bombardier was unable to meet the new delivery deadlines established under Modification No. 1. Due to the late delivery of overhauled vehicles, liquidated damages have been negotiated and assessed. MDOT MTA and Bombardier have reached an agreement concerning liquidated damages. If approved, MDOT MTA will receive labor, material, and spare parts, with an estimated value of \$1,053,142, at no cost to the State.

This modification also provides for additional spare parts, out of scope repairs, and a replenishment of the Miscellaneous Work Allowance that have been identified as necessary to support the completion of the overhaul project, thereby requiring additional contract authority.

Additional time is required due to the delivery delays with Bombardier and the unanticipated need to repair six MARC III railcars that sustained flood damage during a flooding event on the Penn Line on September 10, 2020. The delivery delays were caused by issues with software functionality, incomplete engineering documentation, and failure to meet lifecycle testing requirements for certain new components. The issues that caused delivery delays have since been resolved by the contractor, and the overhaul project has moved to full production. The additional time also accounts for a two-year warranty period for each overhauled railcar.

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

Fund Source: 80% Federal; 20% Special Funds (Transportation Trust Fund)

Approp. Code: J05H0105

Resident Business: No

MD Tax Clearance: 21-2678-0101

BOARD OF PUBLIC WORKS ACTION– THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
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5-M-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

ATTACHMENT I

	<i>Amount</i>	<i>Term</i>	<i>BPW/DCAR Date</i>	<i>Reason</i>
<i>Original Contract</i>	\$36,844,914	02/02/2016 – 01/31/2019	01/27/2016, Item 13-M	Original Contract
<i>Modification No. 1</i>	\$9,090,095	09/06/2018 - 08/26/2020	09/05/2018, Item 5-M-MOD	Increase contract authority, add time, & modify the scope
<i>Modification No. 2</i>	\$0	08/27/2020 - 02/26/2021	DCAR, 08/12/2020	Add time
<i>Modification No. 3</i>	\$0	02/27/2021 - 08/26/2021	DCAR, 02/19/2021	Add time
<i>Modification No. 4</i>	\$855,231	08/27/2021 - 08/31/2026	08/11/2021, Item 5-M-MOD	Increase contract authority, add time, & modify the scope
<i>Revised Contract Total</i>	\$46,790,240			

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Contact: Jada Wright 410-545-0330
jwright18@mdot.maryland.gov

6-AE. STATE HIGHWAY ADMINISTRATION
Architecture/Engineering Contract

Contract ID: Construction Claims Review & Analysis; BCS 2019-04 A
ADPICS No.: SBCS1904A

Contract Description: This contract is one (1) of three (3) open-ended, work-order based contracts to provide construction claims review and analysis for the Maryland Department of Transportation State Highway Administration (MDOT SHA).

Award: Rummel, Klepper & Kahl, LLP
Baltimore, MD

Contract Term: 09/02/2021 - 09/01/2026

Amount: \$1,000,000 NTE each

Procurement Method: Qualification Based Selection

Proposals:

	<i>Technical Proposal Rating (Max 100)</i>	<i>Technical Ranking</i>	<i>Award</i>
Rummel, Klepper and Kahl, LLP Baltimore, MD	92.53	1	\$1,000,000 NTE (Contract A)
Johnson, Mirmiran & Thompson, Inc. Hunt Valley, MD	86.86	2	Contract B
O'Connell & Lawrence, Inc Baltimore, MD	84.74	3	Contract C Approved by BPW 07/07/2021
Wallace, Montgomery & Associates, LLP/SALUT- TLB – Hunt Valley, MD	82.16	4	
Whitman, Requardt & Associates, LLP Baltimore, MD	81.63	5	
Urban Engineers, Inc Baltimore, MD	77.85	6	
Century Engineering, Inc./ATCS, P.L.C Hunt Valley, MD	76.88	7	
Trauner Consulting Services, Inc Philadelphia, PA	74.53	8	
Exponet, Inc. Washington, DC	74.16	9	

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

DBE Participation: 23%

Incumbents: Alpha Construction & Engineering Corporation
Baltimore, MD

Requesting Agency Remarks: On October 31, 2019, the solicitation was advertised in The Daily Record, on MDOT SHA's web page, and on eMaryland Marketplace Advantage.

The consultant will provide construction claims review and analysis; initial evaluation of claims; claims analysis; development of a strategy for assertion or defense of the claim; creation of expert reports including Critical Path Method (CPM) schedules and graphics; documentation and calculation of construction delays, concurrent delays, and recoverable damages; technical assistance in the preparation of appeals and in answering technical interrogatories; expert testimony; analysis of CPM progress schedules; and rendering of claims advice, all in connection with the construction projects.

Fund Source: 80% Federal; 20% Special Funds (Transportation Trust Fund)

Approp. Code: J02B0101

Resident Business: Yes

MD Tax Clearance: 21-2590-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021



Contact: Jada Wright 410-545-0330
jwright18@mdot.maryland.gov

7-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Median and Roadside Tractor Mowing, Trimming, and Litter Pickup at Various Locations in Calvert County; 4270451423SB
ADPICS No.: 4270451423

Contract Description: This open-ended, on-call contract is for median and roadside tractor mowing, trimming, and litter pickup at various locations in Calvert County.

Award: Manuel Landscaping, Inc. (Certified Small Business)
Baltimore, MD

Contract Term: 09/02/2021 – 12/31/2023 (850 Calendar Days)

Amount: \$279,325 NTE

Procurement Method: Competitive Sealed Bidding (Small Business Reserve)

Bids: Manuel Landscaping, Inc. \$279,325
Baltimore, MD

Landsdown Tree Service, LLC \$287,950
Upper Marlboro, MD

Brown Landscaping, Inc. \$371,875
White Plains, MD

Living Wage Eligible: Yes

MBE Participation: 0% (Limited Subcontracting Opportunities)

Performance Security: None

Incumbent: Tri-State Solutions of MD, LLC
Fort Washington, MD

Requesting Agency Remarks: This contract was advertised on eMaryland Marketplace Advantage on March 30, 2021, notifying 41 potential contractors, eight (8) of which were MDOT-certified Minority Business Enterprises (MBEs). Bids were opened on May 6, 2021.

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7-M. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

The Maryland Department of Transportation State Highway Administration (MDOT SHA) has confirmed Manuel Landscaping, Inc.'s bid price and work conducted on this contract is performed 100% by a State-certified Small Business.

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

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 21-2003-0000

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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ACTION AGENDA
August 11, 2021



Contact: Jada Wright 410-545-0330
jwright18@sha.state.md.us

8-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Mail Courier Service for the Eastern Maryland Area; *MCSEM21*
ADPICS No: MCSEM21

Contract Description: To provide the Maryland Department of Transportation State Highway Administration (MDOT SHA) with mail courier services along the Eastern Maryland Route. Counties along the sequential predetermined route schedule include Baltimore, Harford, Cecil, Kent, Queen Anne's Caroline, Talbot, Dorchester, and Wicomico.

Award: League for the People with Disabilities Inc.
Towson, MD

Contract Term: 09/02/2021* – 08/31/2024 (*or earlier upon BPW approval)

Amount: \$291,371 NTE

Procurement Method: Preferred Provider

Bids/Proposals: No

Living Wage Eligible: No

MBE Participation: 0% (Single Element of Work)

Performance Security: None

Incumbent: League for the People with Disabilities Inc.
Towson, MD

Requesting Agency Remarks: This is a three (3)-year contract to provide the Maryland Department of Transportation State Highway Administration (MDOT SHA) with mail courier services for the Eastern Maryland Route. The scope of contractor services describes the requirements of providing daily mail carrier services to Eastern Maryland from Baltimore City. This service is for the Maryland State Highway Administration Headquarters (MD SHA HQ) at 707 N Calvert Street, Baltimore, MD 21202, for thirty-six (36) months or total payments established by the winning bid, whichever comes first. The mail courier service has 14 predetermined routes. It shall adhere to the specific sequential order for daily services to MDOT SHA locations in Baltimore, Harford, Cecil, Kent, Queen Anne's Caroline, Talbot, Dorchester, and Wicomico counties on the Eastern Maryland Route schedule.



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

9-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

Recommendation: That the Board of Public Works approve the Maryland Department of Transportation State Highway Administration (MDOT SHA) disposing real property as it is excess to the agency's needs.

Authority: Transportation Article, § 8-309(f)(1)(ii)
Annotated Code of Maryland

Property: MC# 19-1096
Lawrence Glover, (0.615 acres ±) located along the east side of US 219, adjacent to 1246 Collier Rd in Accident, Garrett County

Grantor: State of Maryland, MDOT SHA

Grantee: Randy Butler and Kimberly Butler

Consideration: \$19,300

Appraised Value: \$24,135 – Dennis D'Argenio (Selected)
William Caffrey, SHA Review Appraiser

Special Conditions: N/A

Legislative Notice: N/A

State Clearinghouse: N/A

Requesting Agency Remarks: In 1966, MDOT SHA acquired the subject property as part of a project to relocate U.S. 219. MDOT SHA no longer needs the subject property. MDOT SHA proposes to dispose of the subject property to the adjoining owners through a negotiated sale of \$19,300, 80% of the appraised value.

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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Contact: Jeffrey Folden 410-637-3321
jfolden1@mdot.maryland.gov

10-GM. STATE HIGHWAY ADMINISTRATION
Public-Private Partnership (P3) Program Phase 1 South Lease Agreement

Recommendation: That the Board of Public Works approve the lease agreement between the Maryland Department of Transportation State Highway Administration (MDOT SHA) and Maryland Transportation Authority (MDTA) to create a leasehold interest for Phase 1 South: American Legion Bridge I-270 to I-370 ("Phase 1 South").

Authority: Transportation Article, §4-204 and 4-312
State Finance and Procurement Article, §10A
Annotated Code of Maryland

Lessee: Maryland Transportation Authority

Lease Term: 60 years or such earlier date as the Parties may agree in writing

Effective Date: 08/11/2021

Annual Rent: \$1, with rent for the duration of the Term payable in its entirety on the Effective Date of the Lease Agreement.

Remarks: MDOT SHA owns and maintains the highways in Maryland upon which the priced managed lanes for Phase 1 South will be developed. Under Section 4-312 of the Transportation Article of the Annotated Code of Maryland, MDTA is the only State entity with the authority to set and fix tolls in the State. In order to enable MDTA to exercise its tolling authority over the priced managed lanes, MDTA must have legal interest in the priced managed lanes. Therefore, MDOT SHA and MDTA have agreed to enter into this Lease Agreement to grant MDTA the required legal interest. The Lease Agreement must be in place before the MDTA can complete the toll rate setting process for Phase 1 South in accordance with applicable Maryland law.

The term of the Lease Agreement is 60 years to allow for the predevelopment work, the full term of the section P3 agreement (50 years), and for any transition period at the conclusion of the section P3 agreement.

The premises under the Lease Agreement consist of:

1. I-495 from (and including) the American Legion Bridge to the interchange with I-270 near Rockville Pike;

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10-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

2. I-270 from the interchange with I-495 near Rockville Pike to the interchange with I-370 (including the I-270 east spur); and
3. the I-270 west spur from the interchange with I-495 near Bradley Boulevard to the interchange with Tuckerman Lane.

On June 8, 2021, contingent approval was provided by the MDTA Board subject to final approval of the Public-Private Partnership Agreement ("P3") for Phase 1 ("Phase 1 P3 Agreement") by the Board of Public Works.

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

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

***Approved 2-1; Treasurer voting "No"**

11-GM. STATE HIGHWAY ADMINISTRATION
Public-Private Partnership (P3) Program

Contract ID: Phase 1 of the I-495 and I-270 Public-Private Partnership Program

Recommendation:

That the Board of Public Works approve the Phase P3 Agreement and award for the predevelopment work for Phase 1 of the P3 Program, known as the American Legion Bridge I-270 to I-70 Relief Plan (the “Project”).

Contract Description:

The contract recommended for approval, (the “Phase P3 Agreement”) includes the predevelopment scope of work for Phase 1 of the P3 Program, known as the American Legion Bridge I-270 to I-70 Relief Plan. The Project begins on I-495 south of the American Legion Bridge in the vicinity of the George Washington Memorial Parkway, includes replacement of the American Legion Bridge (the “ALB”) to the vicinity of MD 187, and I-270 from I-495 to I-70 in Frederick, MD, including the I-270 east spur. Within the Project, there will be multiple sections.

In accordance with the terms and conditions of the Phase P3 Agreement, the Maryland Department of Transportation (the “MDOT”) and the Phase Developer will further advance predevelopment work on the first section which includes from the vicinity of the George Washington Memorial Parkway across the American Legion Bridge to I-370, (“Phase 1 South”). The Phase P3 Agreement requires the Phase Developer to submit a Committed Section Proposal to MDOT for the final design, construction, operation, and maintenance of the first project section. If accepted, the Committed Section Proposal will form the basis of the agreement for the delivery of the first section (“the Section P3 Agreement”) and will require subsequent BPW approval before its execution and any construction can begin.

The Phase P3 Agreement also requires the Phase Developer to submit to MDOT a scope and cost for predevelopment work to determine the financial viability of delivering the northern portion of the project (“Phase 1 North”) which includes the remaining improvements to I-270, from I-370 to I-70. If accepted, an agreement between MDOT and the Phase Developer on the scope and cost of predevelopment work associated with Phase 1 North will also require subsequent BPW approval.

In 2017, Governor Larry Hogan announced Maryland's Traffic Relief Plan (the “Plan”) to reduce traffic congestion, increase economic development, but most importantly, enhance safety and return quality of life to Maryland commuters. Since then, the I-495 & I-270 Public-Private Partnership Program (the “P3 Program”), the largest component of the Plan, is being guided by the overarching goals of Congestion Relief, Minimize Impacts, No Net Cost to the State, Accelerated Delivery, and Innovation. Phase 1 of the P3 program, known as the American Legion Bridge I-270 to I-70 Relief Plan (the “Project”), begins on I-495 south of the American

11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Contract Description (cont'd):

Legion Bridge in the vicinity of the George Washington Memorial Parkway, includes replacement of the American Legion Bridge (the “ALB”) to the vicinity of MD 187, and I-270 from I-495 to I-70 in Frederick MD, including the I-270 east spur.

Different from other public-private partnerships (“P3”) that have been delivered in the State, **MDOT** and the Maryland Transportation Authority (the “MDTA,” together, the “Reporting Agencies”) are developing and delivering the Project using a multi-step progressive P3, or a predevelopment model. While new to the State, progressive P3s have been used to successfully deliver managed lanes projects in Virginia for I-95, I-495, and I-395, and in Texas for the North Tarrant Express.

A progressive P3 can deliver critical benefits on this project to minimize risks to the State and provide greater pricing and schedule certainty. Under a progressive P3, the selected developer (the “Phase Developer”) will enter into a Phase P3 Agreement and collaborate directly with the Reporting Agencies and stakeholders on predevelopment work. This upfront effort will focus on advancing the preliminary design and due diligence activities for the project by involving all stakeholders – including Montgomery and Frederick counties, municipalities, property owners, state and federal agencies, utilities, and citizens. During the predevelopment work, the focus will be on further avoiding and minimizing impacts to environmental resources, communities, properties, utilities, and other features. The State, the Phase Developer, and the stakeholders work collaboratively on solutions to any identified impacts.

The MDOT State Highway Administration (the “MDOT SHA”) will concurrently continue to advance the I-270 North (I-270 from I-370 to I-70) pre-National Environmental Policy Act (the “NEPA”) activities that would lead to a full NEPA process for Phase 1 North. The Phase Developer would support the NEPA process for Phase 1 North once it begins by providing studies such as financing plans, traffic and revenue, and other studies. MDOT SHA may utilize these studies in the development of the NEPA document for Phase 1 North; however, the Phase Developer will not have any decision-making authority for the NEPA processes for Phase 1 South or Phase 1 North.

11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Contract Description (cont'd):

Upon execution of the Phase P3 Agreement, the Phase Developer must fund all costs required to perform the scope of work during predevelopment work. At financial close under the Section P3 Agreement for Phase 1 South, the Phase Developer will be reimbursed, subject to the predevelopment cost cap, for its eligible predevelopment **work with funds from the Section Developer**. If a proposed section does not reach financial close due to the failures or fault of the Phase Developer, MDOT will not reimburse the Phase Developer for any of its predevelopment work costs related to that section. If MDOT and the Phase Developer are unable to reach an agreement with respect to the terms of the Section P3 Agreement to deliver the first section of Phase 1 during the predevelopment work, the Phase Developer will not be repaid for any of its predevelopment work costs incurred to that point. If Phase 1 is cancelled for certain reasons that are not the fault of the Phase Developer, including (i) termination by MDOT for convenience, (ii) the Record of Decision does not permit priced managed lanes for Phase 1, or (iii) other changes to the key assumptions set forth in the Phase P3 Agreement that cause Phase 1 South to not be financially viable, MDOT will be responsible for paying the lesser of \$50 million or the eligible costs incurred by the Phase Developer for the predevelopment work of Phase 1 South and the Phase Developer will provide MDOT with all of its work product developed up to and during the predevelopment work, and any MDOT-directed change orders. This also recognizes the value of the work product associated with the American Legion Bridge, which must be replaced or significantly upgraded within the next decade, and the entire Phase 1 corridor had the Reporting Agencies self-performed the work and incurred the costs directly out of the Transportation Trust Fund.

Once the exact project scope and risks are finalized, and before returning to BPW with a Section P3 Agreement, MDOT will undertake a value for money analysis to quantify a P3 delivery approach and compare it to a publicly financed approach. The value for money analysis will build off the due diligence preliminary assessment of potentially viable publicly financed and privately financed delivery approaches. The analysis indicated that MDOT would need to invest significant capital (multiple billions) over and above the amount of toll revenue debt that MDTA could raise from projected revenues to deliver a publicly financed project. Through that preliminary assessment, the P3 approach was determined to be the only viable funding solution to address the critical transportation needs without reallocating funding from other projects in the Transportation Trust Fund or reallocating other State funding – reducing funding available for other critical State needs.

After completion of the predevelopment work with respect to a section of Phase 1 South, and only if a build alternative is identified under the NEPA approval process, the Reporting Agencies would seek final approval from the Board of Public Works ("BPW") to move forward with a section P3 agreement (the "Section P3 Agreement"). The Section P3 Agreement would be entered into with a subsidiary of the Phase Developer (the "Section Developer"), who will be responsible for the

11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Contract Description (cont'd):

final design, construction, financing, operations, and maintenance of such section for a term of 50 years. The Phase Developer is required to provide all necessary financing to fund the section, which may include a TIFIA loan, private activity bonds, and equity – so all project debt is non-recourse to the State. The Section Developer will be required to provide a performance and payment bond from its design & construction contractor at financial close of the Section P3 Agreement. Future revenue sharing terms will also be included in each Section P3 Agreement so the State will participate in the upside if the project outperforms expectations. A handback reserve account to fund renewal work to be completed before the end of the Section P3 Agreement must be created as additional security by the Section Developer and the State will have first priority in accessing this account. The Section P3 agreement will also articulate the performance requirements on the section developer for the final design, construction, operations, and maintenance of the project over the course of the term of the agreement, further refining the technical provisions in the Phase P3 Agreement and establish the roles and responsibilities relative to project risks, further expanding on the term sheet included in the Phase P3 Agreement. Any subsequent section agreements will also require additional BPW approval(s).

Authority: State Finance and Procurement Article § 10A-203, of the Annotated Code of Maryland and the Code of Maryland Regulations ("COMAR") 11.01.17.09 and 11.07.06.09.

Award: Accelerate Maryland Partners, LLC
Tysons, VA

Contract Term: The Phase Agreement will commence on 08/11/21 or shortly thereafter (Effective Date), and will end on the earlier of: (a) the date Financial Close is achieved for the last Section of Phase 1; (b) the date that is 10 years from the Effective Date (unless extended with MDOT and MDTA's written consent, and the BPW approval); or (c) the date this Agreement is terminated under Article 26 of the Phase P3 Agreement.

Amount: \$0¹

¹ Should the Reporting Agencies terminate the Phase P3 Agreement during the predevelopment phase and prior to the Project reaching financial close, MDOT will be obligated to pay the lessor of allowable costs incurred up to the date of termination or \$50 million to the Phase Developer. This is in exchange for deliverables and work product, including design developed during predevelopment which becomes the property of the Reporting Agencies and can be used in a future solicitation(s) for the Project.

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REVISED



11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals:

<i>Proposal</i>	<i>Technical Review</i>	<i>Financial Review</i>
Accelerate Maryland Partners LLC (AMP) Tysons, VA	Good	1,356
Capital Express Mobility Partners (CEMP) Austin, TX	Good +	665
Accelerate Maryland Express Partners (AMEP) Nanuet, NY	Acceptable	800

Accelerate Maryland Partners, LLC proposal offers a number of advantages to our State, including a commitment to deliver all of Phase South (American Legion Bridge to I-370) as a single section with no Maryland funding and financial close by Fall 2022; commitments for additional improvements during Phase 1 South construction by providing an estimated \$5 million to improve and make bicycle and pedestrian connections safer; commitments over the operating term for transit services in Montgomery County (estimated at \$300 million), a community grant program (estimated at \$50 million), and grants for emerging technologies such as connected autonomous vehicles (estimated at \$25 million) – all of which would be further developed during the predevelopment work in collaboration with local stakeholders; and a \$145 million development rights fee for the exclusive right to develop Phase 1, which would be payable upon financial close of Phase 1 South.

D/MBE Participation:

26% (for Predevelopment Work) – Additional Design and Construction DBE Goals and Operations and Maintenance MBE Goals will be established for each section of the project.

Performance Security:

\$10,000,000 – Performance Security*
\$145,000,000 – Development Rights Fee Security**

*to be delivered on or prior to the Effective Date; be an irrevocable standby letter of credit; be issued by an Eligible Security Issuer; be payable immediately on demand, conditioned only on written presentation from MDOT to the issuer of the Performance Security; name MDOT as the sole beneficiary.

** to be delivered on or prior to the Effective Date; be an irrevocable standby letter of credit; be issued by an Eligible Security Issuer; be payable immediately on demand, conditioned only on written presentation from the Trustee or MDOT to the issuer of the Development Rights Fee Security; name the Trustee and MDOT as the beneficiaries.

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11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Requesting Agency Remarks: In accordance with Section 10A-203 of the State Finance and Procurement Article, on June 10, 2021, the Reporting Agencies submitted a report regarding the Phase 1 P3 Agreement to the Comptroller, the Treasurer, certain legislative committees, the Department of Legislative Services, and the public for review. Following completion of the required 30-day review period, the Reporting Agencies are now seeking BPW approval of the Phase P3 Agreement for Phase 1. The report provides additional information about the Phase P3 Agreement and should be read in conjunction with this agenda item. It is available at: <https://495-270-p3.com/wp-content/uploads/2021/06/GA-Phase-P3-Agreement-Report.pdf>

In accordance with Section 10A-201 of the State Finance and Procurement Article, on December 11, 2018, the Reporting Agencies submitted a pre-solicitation report to the Comptroller, the Treasurer, certain legislative committees, the Department of Legislative Services, and the public for review. Following completion of the required review period, the BPW designated the project as a P3 and approved the P3 solicitation method in June 2019. The BPW provided a supplemental approval in January 2020, approving the delivery of the Project through the solicitation of a phase developer under a phased delivery approach allowing for further minimization of impacts, and design concept collaboration with communities and stakeholders within the delivery process.

As part of the progressive P3 solicitation for the Project, the Reporting Agencies followed a two-step Request for Proposal ("RFP") process, which began with the Reporting Agencies seeking interested phase developers through a Request for Qualifications issued in February 2020. Statements of Qualification were submitted and evaluated by the Reporting Agencies, which provided for a shortlist of four highly qualified respondents (the "Proposers") in July 2020. The Proposers were then invited to submit a proposal to assist in the predevelopment work and enter into the Phase P3 Agreement for the Project. Transparency, fairness, and competition were prioritized to ultimately identify which of the Proposers (the "Selected Proposer") would be best able to deliver the project in the manner most advantageous to the State. With the initiation of the solicitation process in February 2020, Proposers had nearly a year to develop their proposals with minimal changes to the State's goals or requirements in that time.

A comprehensive evaluation process, which included the Reporting Agencies, industry experts, advisors from Montgomery and Frederick counties and an observer from the Federal Highway Administration ("FHWA"), was conducted to select the right partner to bring innovation and effectively collaborate with community stakeholders and other partners to (i) provide delivery certainty, (ii) minimize impacts, (iii) maximize value to the State, (iv) provide community benefits, and (v) congestion relief.

REVISED

11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

The extensive evaluation process involved reviews of the proposals in three steps:

1. Technical and Financial Review Teams: These teams were comprised of subject matter experts in various areas related to the P3 Program goals, including a combination of MDOT staff, MDTA staff, consultants, and advisors. The Technical and Financial Review Teams were comprised of 40 multi-disciplinary experts with more than 500 years of combined, relevant experience. These teams held 15 meetings, reviewed each proposal in detail and deliberated as a group for 120 hours.
2. Evaluation Committee: This committee included senior leadership representing MDOT, MDOT SHA, and MDTA, supported by Review Team Leaders, community representatives from Montgomery and Frederick counties (advisors), and a FHWA representative (observer). The Evaluation Committee held six full-day meetings, reviewed the work of the Technical and Financial Review Teams and deliberated as a group for more than 50 hours.
3. Selection Committee: The Evaluation Committee Chairs presented the staff recommendation to the Selection Committee which included the MDOT Secretary, MDTA Executive Director and MDOT SHA Administrator. Following review and discussion, the Selection Committee approved the Evaluation Committee recommendation.

The Technical and Financial Review Teams conducted their reviews independently and presented their recommendations separately to the Evaluation Committee. The Evaluation Committee independently reviewed the proposals and considered the input from the Technical Review Teams in deliberating the ratings.

The Evaluation Committee reviewed and rated the technical proposals before reviewing the financial proposals. It then completed a trade-off analysis (as described in, and permitted by, the RFP) to determine a recommendation of the proposal that is most advantageous to the State. The Evaluation Committee determined that Capital Express Mobility Partners (CEMP's) technical proposal was marginally superior to AMP's technical proposal. However, AMP's financial proposal scored significantly higher than CEMP's financial proposal. AMP proposed \$145 million in Development Rights Fees and a \$54.3 million Predevelopment cost cap. The "Development Rights Fee" (DRF) is a cash commitment to make a payment by the Phase Developer to the State upon financial close of a Section P3 Agreement for Phase 1 South. The "Predevelopment Cost Cap" is the maximum amount of allowed predevelopment costs that the Phase Developer may recover from the Section Developer at financial close of Phase 1 South.

The Evaluation Committee determined that AMP's significantly higher financial proposal score outweighed the marginally higher technical rating of CEMP, making the AMP proposal the most

11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

advantageous offer to the State and the overall best value. The recommendation was presented to the Selection Committee, which accepted the Evaluation Committee's recommendation of AMP as the most advantageous and overall best value to the State when both technical and price proposals were considered.

The AMP team is composed of the following members: Transurban (USA) Operations, Inc. as Lead Project Developer and Lead Contractor; Macquarie Infrastructure Developments LLC as Lead Project Developer and Lead Contractor; Dewberry Engineers Inc. & Stantec Consulting Services Inc. as Lead Designers; and Bechtel Infrastructure Corporation as Supporting Construction Manager.

AMP's strong predevelopment work proposal demonstrated a strong understanding of the Project and offered well thought-out approaches to manage and mitigate Phase 1 risks. Their proposal also identified detailed solutions to further reduce property impacts, reduce potential utility conflicts, and provide environmental stewardship.

AMP's predevelopment work proposal outlines potential solutions to provide funding for transit services, community grants, Vision Zero, and an innovation alliance for Phase 1 South. They are estimating that they could provide \$5 million for Vision Zero to improve pedestrian and bicyclist safety along the corridor during construction. Over the 50-year term of the Section P3 Agreement for Phase 1 South, AMP estimated investing \$300 million in transit services, \$50 million in community grants and \$25 million to support emerging technologies through an innovation alliance. Ultimately, the exact investments will be determined as part of the Section P3 Agreement along with the other components to advance final design, construction, financing, operations, and maintenance of the section for 50 years.

Upon BPW approval of a Phase P3 Agreement for Phase 1, the Reporting Agencies would begin predevelopment and preliminary design work with AMP for Phase 1 South. The predevelopment work requires AMP to conduct robust collaboration and engagement with the counties, municipalities, state and federal agencies, property owners, utilities, and citizens.

These efforts will identify the best ways to advance the preliminary design and due diligence activities to further avoid and minimize impacts to environmental resources, communities, properties, utilities, and other features. The predevelopment work also will allow AMP and the Reporting Agencies to work together to continue refining cost and revenue assumptions to further the State's interests. The Reporting Agencies would seek BPW approval for a 50-year Section P3 Agreement for final design, construction, financing, operations, and maintenance only after completion of the Final Environmental Impact Statement.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021

REVISED



11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

On March 1, 2021, CEMP filed a protest objecting to the decision to award the Phase P3 Agreement to AMP. The protest and appeal process are governed by Article 6 of the Instructions to Proposers issued as part of the RFP, which is separate from but consistent with State procurement regulations. After a thorough review of the basis of protest raised by CEMP, and after seeking advice from attorneys with the Office of the Attorney General, the Contracting Officer issued a Final Decision on April 15, 2021. This decision took into account the confidentiality still associated with the solicitation process and addressed each basis of protest while not disclosing confidential information about AMP's proposal. In the Final Decision, the Contracting Officer determined that each basis of protest both fails on the merits and is untimely (or partially untimely).

CEMP filed an appeal of the Final Decision to the MDOT Secretary on April 21, 2021 and requested a hearing on its appeal. In accordance with the terms of the RFP, the MDOT Secretary appointed a designee to hear the appeal.

After a thorough review of the appeal, the Contracting Officer found that CEMP offered no new information or analysis to demonstrate any merit to any aspects of CEMP's protest. Accordingly, the Reporting Agencies and MDOT SHA filed a motion with the MDOT Secretary's designee to dismiss CEMP's appeal. The hearing on the Motion to Dismiss was held on June 29, 2021. As of the date of this Agenda Item, a decision on the Motion to Dismiss is pending.

The MDOT Secretary has determined that, notwithstanding that a decision on the appeal is pending, it is necessary to proceed without delay towards award and execution of the Phase P3 Agreement in order to protect substantial State interests. Identified State interests that could have substantial costs and risks to Maryland include (i) the need to replace the ALB utilizing the progressive P3 for congestion relief funding; (ii) capturing historically low interest rates; (iii) the impacts of construction inflation; (iv) the loss of AMP's best-value proposal validity; (v) unnecessary loss of the value of AMP's proposal, including extensive community benefits; (vi) irreparably harming Maryland's reputation for future P3 solicitations; (vii) a loss of cost-savings on predevelopment work conducted by AMP; and (viii) a loss of significant benefits to Maryland's economy.

The Reporting Agencies request BPW approval of the Phase P3 Agreement for Phase 1.

DEPARTMENT OF TRANSPORTATION
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REVISED



11-GM. STATE HIGHWAY ADMINISTRATION (cont'd)

Fund Source: The Phase Developer is funding all Predevelopment Work at its own risk and will be reimbursed by the Section Developer for allowed costs up to a Predevelopment Cost Cap at the Financial Close of Phase 1 South. Should the Reporting Agencies terminate the Phase P3 Agreement during the predevelopment phase and prior to Phase 1 South reaching financial close, MDOT will be obligated to pay the lessor of allowable costs incurred up to the date of termination or \$50 million to the Phase Developer. This payment is in exchange for deliverables and work product, including design developed as part of the Predevelopment Work which becomes the property of the Reporting Agencies and can be used in a future solicitation(s).

Resident Business: No

MD Tax Clearance: 21-2754-0000

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

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

*Approved 2-1; Treasurer voting "No"

This letter is included in the meeting minutes per the request of Comptroller Franchot made during the 8/11/2021 meeting.



Larry Hogan
Governor
Boyd K. Rutherford
Lt. Governor
Gregory Slater
Secretary

August 10, 2021

Mr. Tim Steinhilber
Phase Developer Project Manager
Accelerate Maryland Partners LLC
7900 Westpark Drive, Suite T500
Tysons VA 22102

Dear Mr. Steinhilber:

The Maryland Department of Transportation (MDOT) believes a project of the magnitude of the Phase I American Legion Bridge I-270 to I-70 Relief Plan requires participation from union, non-union, disadvantaged, minority, small, and veteran-owned businesses, and contractors of all makes and sizes working in harmony. It is also important to have open opportunity and competition for all. Accelerate Maryland Partners LLC (AM Partners) communicated a similar vision in its proposal for the project including utilizing a project labor agreement (PLA). To meet this end, we are writing to reiterate to AM Partners that MDOT will require AM Partners to utilize a PLA in the delivery of the project, including providing necessary provisions in any design-build contract that AM Partners enters into for this project. Sample language for the required contract provision is attached to this letter.

A PLA will ensure access to a dedicated, trained, and professional workforce, and will promote the efficient and expeditious completion of the project. We also believe that there will be opportunities for all types of labor, including union, non-union, disadvantaged, minority, small, and veteran-owned businesses to participate and work on this historical project in Maryland.

We look forward to collaborating with AM Partners, union and non-union contractors, disadvantaged, minority, small, and veteran-owned businesses, the Federal Highway Administration, and other stakeholders in fully developing a PLA to ensure successful delivery of the project. Thank you for your continued cooperation and collaboration in this matter. If you have any questions, please contact Jeffrey T. Folden, P.E., DBIA, MDOT SHA I-495 and I-270 P3 Office Deputy Director, at 410-637-3321 or via email at jfolden1@mdot.maryland.gov. Mr. Folden will be happy to assist you. Kindly countersign below to confirm your concurrence with this requirement.

Sincerely,

Gregory Slater
Secretary

Tim Steinhilber, on behalf of AM Partners

cc: Jeffrey T. Folden, P.E., DBIA, Deputy Director, I-495 and I-270 P3 Office, MDOT SHA

Attachment

This letter is included in the meeting minutes
per the request of Comptroller Franchot
made during the 8/11/2021 meeting.

NOTICE OF REQUIREMENT FOR PROJECT LABOR AGREEMENT

Section 1.

(a) Large scale construction projects pose special challenges to efficient and timely procurement. In particular, because large construction projects typically involve multiple employers at a single location, a labor dispute involving one employer can delay the entire project. Moreover, a lack of coordination among various employers, and uncertainty about the terms and conditions of employment of various groups of workers, can create drawn-out disputes in the absence of an agreed-upon resolution mechanism. These problems threaten the efficient and timely completion of construction projects undertaken by contractors.

(b) Many of these challenges can be addressed through the use of a project labor agreement. A project labor agreement will give Accelerate Maryland Partners LLC and the general contractor/construction manager a tool for addressing potential problems that might arise on the project and possibly impede progress and prevents conflicts between unionized and non-union workers on site. The use of a project labor agreement also provides a dedicated, trained, and professional workforce, and numerous studies demonstrate that project labor agreements promote the efficient and expeditious completion of large-scale construction projects.

Section 2.

(a) To ensure the efficient and timely completion of the Phase 1 South: American Legion Bridge I-270 to I-70 Relief Plan (the "Project"), the Phase 1 Developer shall include in procurement documents with all successful offerors selected to construct the Project a requirement for the offerors to execute and comply with a project labor agreement for the term of the resulting construction contract.

A Project Labor Agreement shall:

1. Bind all contractors and subcontractors engaged in construction on the Project to comply with the project labor agreement;
2. Contain guarantees against strikes, lockouts, and similar job disruptions;
3. Set forth effective, prompt, and mutually binding procedures for resolving labor disputes arising during the term of the project labor agreement;
4. Include a system for the referral of construction craft workers with sufficient capacity to supply appropriately trained and qualified craft workers to fill all positions created by and necessary to complete the Project;
5. Provide other mechanisms for labor-management cooperation on matters of mutual interest and concern, including productivity, quality of work, safety, and health; and
6. Include any additional requirements that the offeror considers necessary to promote the efficient and timely completion of the project.

(b) All contractors and subcontractors are permitted to compete for contracts and subcontracts without regard to whether they are otherwise parties to collective bargaining agreements.

(c) The successful offeror shall submit to Accelerate Maryland Partners evidence that its construction managers and/or prime contractors have agreed to be bound by a project labor agreement in compliance with the above requirements prior to contract award.

This letter is included in the meeting minutes
per the request of Comptroller Franchot
made during the 8/11/2021 meeting.

Required Contract Clause

(a) To ensure the efficient and timely completion of the Phase 1 South: American Legion Bridge I-270 to I-70 Relief Plan (the "Project"), Accelerate Maryland Partners will require the successful offerors selected to construct the Project to execute and comply with a project labor agreement for the term of the resulting construction contract.

(b) Subcontracts. The Contractor shall include the substance of this clause, including this paragraph (b), in all subcontracts.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021

REVISED



Contact: Jaclyn D. Hartman 410-865-1035
jhartman1@mdot.state.md.us

12-GM. **THE SECRETARY'S OFFICE**
General/Miscellaneous: Consolidated Transportation Bond Sale

Recommendation: That the Board of Public Works approve a request by the Maryland Department of Transportation (MDOT), made by the Secretary of Transportation, for the adoption of a resolution authorizing the issuance and sale by MDOT of Consolidated Transportation Bonds (CTB) [...]. A public sale shall occur on or before December 31, 2021, as determined by the Secretary, taking into account then current market conditions, with such Bonds being authorized by Subtitle 2 of Title 3 of the Transportation Article of the Annotated Code of Maryland. The total that will be offered for sale is up to \$300,000,000* of new money bonds, issued in one series, to provide a portion of the funds needed for MDOT's capital program, and up to \$385,000,000* of refunding bonds, issued in one or more series.

Title: Consolidated Transportation Bonds Series 2021 A and B and Series 2022 A and B

Amount and form: 2021 Series A – not to exceed \$300,000,000* Tax-Exempt Bonds (Competitive) to provide a portion of the capital funds needed for MDOT's capital program

2021 Series B – not to exceed \$150,000,000* Tax-Exempt Refunding Bonds (Competitive)

2022 Series A – not to exceed \$65,000,000* Tax-Exempt Forward Refunding Bonds (Negotiated)

2022 Series B – not to exceed \$170,000,000* Tax-Exempt Forward Refunding Bonds (Negotiated)

[...]

Anticipated Sale Date: September 29, 2021 (Competitive)
September 30, 2021 (Negotiated)

Maturities: Not to exceed 15 years

Method of Sale: Public Competitive Sale by electronic bid

Use of Proceeds: To provide a portion of the capital funds needed for the Consolidated Transportation Program and to refund previously issued CTBs

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021

REVISED



12 -GM. **THE SECRETARY'S OFFICE** (*cont'd*)
General/Miscellaneous: Consolidated Transportation Bond Sale

Requesting Agency Remarks:

The maximum aggregate principal amount of CTBs that may be outstanding is \$4,500,000,000.

As approved by the General Assembly during the 2021 Session, the maximum aggregate amount of CTBs that may be outstanding as of June 30, 2022, is \$3,675,580,000.

Attachment I outlines bond sales over the last five (5) years.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021

REVISED



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

ATTACHMENT I

Bond sales for the past five (5) fiscal years (\$ in millions):

<i>Series</i>	<i>Sale Date</i>	<i>New Money</i>	<i>Refunding</i>	<i>True Interest Cost</i>
Series 2020	10/07/2020	\$300.00		1.58%
Series 2019	10/2/2019	\$490.00		2.08%
Series 2018 (2 nd Issue)	09/18/2018	\$630.68		3.08%
Series 2018	05/09/2018	\$130.00		2.78%
Series 2017 (2 nd Issue)	09/13/2017	\$425.00		2.28%
Series 2017	04/26/2017	\$265.00		2.64%
Series 2016	10/26/2016	\$385.00		2.31%
Series 2016 Refunding	10/26/2016		\$242.53	1.56%

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021



Contact: William Parham 410-767-8374
wparham@mdot.maryland.gov

13-GM. MARYLAND DEPARTMENT OF TRANSPORTATION

Recommendation: That the Board of Public Works approve the award of the following Task Order.

Procurement Method: Task Order under Master Contract

Authority: State Finance and Procurement Article, Annotated Code of MD,
§ 13-113; COMAR 21.05.13.06

1.0 Master Contract: **Operations Ancillary Repairs, Maintenance, and Construction;**
MDOT MTA Contract No. OPS-17-078-AN
Approved: MDOT Item 12-GM (09/06/2017)
Term: 09/21/2017* - 09/20/2022 (*or earlier upon BPW approval)
Fund Source: 80% Federal; 20% Special Funds (Transportation Trust Fund)

1.1 Using Agency: MDOT MTA
Description: Inlet Replacements (NW Bus Division) – This task order is for the replacement of failing masonry storm drain inlets at the Northwest Bus Maintenance Facility. The old inlets will be replaced with precast concrete inlets (the standard for MDOT SHA) that will address safety concerns and keep the facility's infrastructure in a state of good repair (**OFS No. 22**).
Number of Qualified Master Contractors: 6
Number of Bids: 5
Award: Amtrac Railroad Contractors of Maryland, Inc.;
Hagerstown, MD
Amount: \$246,400
Term: 150 days from an NTP (*anticipated NTP of 09/02/2021*)
DBE/VSBE Participation: 27% / 0%
Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Supplemental

REVISED

2nd Revision

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
August 11, 2021



Contact: Linda D. Dangerfield 410-859-7097
ldangerfield@bwiairport.com

14-S-**MOD.** MARYLAND AVIATION ADMINISTRATION
RETROACTIVE: Service Contract Modification

Recommendation: That the BPW ratify the Maryland Department of Transportation Maryland Aviation Administration (MDOT MAA) removal of services for the BWI MARC Rail Station Parking Garage from the Operation and Management of the Public Automobile Parking Facilities at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport.

Authority: State Finance & Procurement Article, §11-204 (c);
Annotated Code of Maryland

Contract ID: Operation and Management of the Public Automobile Parking Facilities at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport and BWI MARC Rail Station Parking Garage; *MAA-SV-21-002*
ADPICS No.: MAASV21002

Contract Description: This project consists of the management, operation, and maintenance of the existing public automobile parking facilities and related services for airline passengers, tourists, the general public, and all other users of the Airport and MARC Rail Station Parking Garage.

Modification Description: **RETROACTIVE** – Modification No. 1 is requesting retroactive approval to remove the MARC Rail Station cleaning from the public parking facilities contract.

Expedited Procurement Method Approved: DOT Agenda 06/17/2020, Item 18-EX

Expedited Procurement Report Accepted: DOT Agenda 08/12/2020, Item 3-EX

Award: SP Plus Corporation
Cleveland, OH

Original Contract Term: 07/01/2020 – 06/30/2021

Modification Term: 07/01/2021 – 08/14/2021 (Retroactive)

Original Contract Amount: \$6, 489,994

Modification Amount: N/A

Prior Mods/Options: N/A

Revised Total Contract Amount: \$6,489,994

Percent +/- Changes: 0%

Original Procurement Method: Expedited Procurement (Non-Competitive Selection)

Supplemental

REVISED

2nd Revision

DEPARTMENT OF TRANSPORTATION
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14-S-**MOD.** MARYLAND AVIATION ADMINISTRATION

ACDBE Participation: 25%

ACDBE Compliance: 22.02%

[..]

Requesting Agency Remarks: Retroactive approval is being requested pursuant to State Finance & Procurement Article §11-204 (c). This contract should be treated as voidable rather than void, because (1) all parties have acted in good faith; (2) ratification of the procurement contract would not undermine the purpose of the procurement law; and (3) the violation was insignificant or otherwise did not prevent substantial compliance with the procurement law.

This contract allows for the continuity of public automobile parking services for the BWI Thurgood Marshall Airport's public parking facilities while MDOT MAA completes the new procurement. MDOT MAA extended the current contract for 45 days (July 1, 2021 – August 14, 2021) without additional cost via the delegated contract action record dated July 1, 2020.

MDOT MAA removed the BWI MARC Rail Station Parking Garage cleaning from the contract as those services were no longer required under this contract. MDOT MTA has its own contract for cleaning the BWI MARC Rail Station effective 07/01/2021. Removing the cleaning services from the contract is considered a material change; therefore, MDOT MAA is requesting retroactive approval to remove the MARC Rail Station cleaning from the public parking facilities contract.

Fund Source: N/A

Appropriation Code: N/A

Resident Business: No

MD Tax Clearance: 21-2188-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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<i>1 - 16</i>	<i>Capital Grants and Loans</i>	<i>1 - 17</i>
<i>17 - 18</i>	<i>Construction</i>	<i>18 - 21</i>
<i>19 - 26</i>	<i>Services</i>	<i>22 - 39</i>
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<i>35</i>	<i>Real Property</i>	<i>57 - 60</i>
<i>36</i>	<i>Landlord Lease</i>	<i>61 - 62</i>
<i>37 - 39</i>	<i>Tenant Lease</i>	<i>63 - 66</i>
<i>40</i>	<i>General/Miscellaneous</i>	<i>67</i>
<i>41</i>	<i>Supplemental: Services</i>	<i>68</i>



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

1-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Trustees of St. John's College

Maryland Independent College and University Association-St. John's College
(Anne Arundel County)

"For the design and construction of renovation to Mellon Hall."

Maryland Consolidated Capital Bond Loan of 2021 (MISC- Chapter 63, Acts of 2021)

DGS Item 145, (SL-004-210-038) \$ 5,000,000

Matching Fund: No match is required.

Background:	Total Project	\$	11,747,227
	21-145 (This Action)	\$	5,000,000 (Non-match)
	Local Cost	\$	6,747,227

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

2-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of the Mountain City Elks Lodge No. 382

Mountain City Elks Lodge No. 382 (Frederick County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Mountain City Elks Lodge No. 382 facility located in Frederick County.”

Maryland Consolidated Capital Bond Loan of 2021 (MISC– Chapter 63, Acts of 2021)

DGS Item 453, (SL-003-210-038) \$ 50,000

Matching Fund: No match is required.

Background:	Total Project	\$ 140,000
	21-453 (This Action)	\$ 50,000 (Non-match)
	Local Cost	\$ 90,000

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov

3-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into grant agreements for the following grants:

Board of Directors of the Community Assistance Network, Inc.

Community Assistance Network Food Pantry (Baltimore County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Community Assistance Network Food Pantry, located in Baltimore County.”

Maryland Consolidated Capital Bond Loan of 2020 (LSI – Chapter 537, Acts of 2020)

DGS Item G050; as amended by Chapter 576, Acts of 2021 \$ 150,000

Maryland Consolidated Capital Bond Loan of 2020 (LHI – Chapter 537, Acts of 2020)

DGS Item G159; as amended by Chapter 576, Acts of 2021 (SL-120-200-038)

\$ 100,000

Matching Fund: Match was removed effective June 1, 2021.

Background:	Total Project	\$1,000,000
	20-G050 (This Action)	\$ 150,000 (Non-match)
	20-G159 (This Action)	\$ 100,000 (Non-match)
	Local Cost	\$ 750,000

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. The matching fund requirement for this grant was removed by House Bill 1374, Acts of 2021, Chapter 576, effective June 1, 2021.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

4-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of The Ivy Mount School, Inc.

Ivy Mount School, Inc. (Montgomery County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the HVAC-VAV boxes at the Ivy Mount School located in Montgomery County.”

*Maryland Consolidated Capital Bond Loan of 2021 (MISC-Chapter 63, Acts of 2021)
DGS Item 367, (SL-007-201-038) **\$450,000***

Matching Fund: No match is required.

Background:	Total Project	\$450,000
	21-367 (This Action)	\$450,000 (Non-match)
	Local Cost	\$ 0

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021

REVISED



Contact: Deirdra Bell 410-767-4107
 deirdra.bell@maryland.gov

5-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into grant agreements for the following grants:

Board of Directors of The Ivy Mount School, Inc.

Ivy Mount School, Inc. (Montgomery County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of roof replacement at the Ivy Mount School located in Montgomery County.”

Maryland Consolidated Capital Bond Loan of 2020 (LSI -Chapter 537, Acts of 2020)

DGS Item G101; as amended by Chapter 576 Acts of 2021 \$ 25,000

Maryland Consolidated Capital Bond Loan of 2020 (LHI - Chapter 537, Acts of 2020)

DGS Item G183; as amended by Chapter 576, Acts of 2021 (SL-124-200-038)

\$125,000

Matching Fund: Matching fund removed effective June 1, 2021

Background:	Total Project	\$250,000
	20-G101 (This Action)	\$ 25,000 (Non-match)
	20-G183 (This Action)	\$125,000 (Non-match)
	Local Cost	\$100,000

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. The matching fund requirement was removed by HB 1374, Chapter 576, Acts of 2021, effective June 1, 2021.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

6-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Maryland-National Capital Park and Planning Commission

Bladensburg Waterfront Dock (Prince George's County)

"For the design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of a new dock at the Bladensburg Waterfront."

*Maryland Consolidated Capital Bond Loan of 2020 (MISC– Chapter 537, Acts of 2020)
DGS Item 204, (SL-121-200-038) **\$250,000***

Matching Fund: No match is required.

Background:	Total Project	\$280,000
	20-204 (This Action)	\$250,000 (Non-match)
	Local Cost	\$ 30,000

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

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**DEPARTMENT OF GENERAL SERVICES
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*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

7-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of Charles E. Smith Jewish Day School of Greater Washington, Inc. (Montgomery County)

Charles E. Smith Jewish Day School – Capital Improvements

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of Capital Improvements to Charles E. Smith Jewish Day School’s Lower School.”

*Maryland Consolidated Capital Bond Loan of 2020 (MISC– Chapter 537, Acts of 2020)
DGS Item 140, (SL-058-200-038) **\$ 600,000***

Matching Fund: No match is required.

Background:	Total Project	\$800,000
	20-140 (This Action)	\$600,000 (Non-match)
	Local Cost	\$200,000

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

8-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of the Pleasant Hope Community Development Corporation
Young Adult Residential Fellowship Program (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Young Adult Residential Fellowship Program, located in Baltimore City.”

*Maryland Consolidated Capital Bond Loan of 2020 (LSI – Chapter 537, Acts of 2020)
DGS Item G047; as amended by Chapter 576, Acts of 2021 (SL-122-200-038)*

\$125,000

Matching Fund: Match was removed effective June 1, 2021.

Background:	Total Project	\$ 485,000
	20-G047 (This Action)	\$ 125,000 (Non-match)
	Local Cost	\$ 360,000

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. The matching fund requirement for this grant was removed by House Bill 1374, Acts of 2021, Chapter 576, effective June 1, 2021.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

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**DEPARTMENT OF GENERAL SERVICES
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*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

9-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

MedStar Southern Maryland Hospital Center

MedStar Southern Maryland Hospital (Prince George's County)

"To assist in the design, construction, renovation, and equipping of the inpatient behavioral health unit."

*Maryland Consolidated Capital Bond Loan of 2021 (MISC – Chapter 63, Acts of 2021)
DGS Item G010; (SL-005-210-038) \$ 840,000*

Matching Fund: The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2023 and the Board of Public Works to certify a matching fund. MedStar Southern Maryland Hospital Center has submitted documentation that has over \$840,000 in a financial institution to meet the matching fund requirement for this project.

Background:	Total Project	\$7,611,568
	21-G010 (This Action)	\$ 840,000 (Match)
	Local Cost	\$6,771,568

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. The Office of Comptroller may not disburse State funds until after it verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

BOARD OF PUBLIC WORKS ACTION

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**DEPARTMENT OF GENERAL SERVICES
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*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

10-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of the Jefferson Ruritan Club, Inc.

Jefferson Community Tennis Court (Frederick County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Jefferson community tennis court, including improvements to the site’s grounds, located in Frederick County.”

*Maryland Consolidated Capital Bond Loan of 2020 (MISC– Chapter 537, Acts of 2020)
DGS Item 272, (SL-064-200-038) \$ 13,000*

Matching Fund: No match is required.

Background:	Total Project	\$ 13,800
	20-272 (This Action)	\$ 13,000 (Non-match)
	Local Cost	\$ 800

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

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11-CGL. CAPITAL GRANTS AND LOANS

Board of Trustees of Historic Annapolis, Inc.

Historic Annapolis Restoration (Anne Arundel County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of facility and infrastructure improvements to the Brice House and other historic properties leased to Historic Annapolis, Inc.”

<i>Maryland Consolidated Capital Bond Loan of 2021 (MISC- Chapter 63, Acts of 2021)</i>	
<i>DGS Item 139, (SL-026-150-038)</i>	\$ 1,000,000

Matching Fund: No match is required.

Background:

Total Project	\$7,225,000
21-139 (This Action)	\$1,000,000 (Non-match)
20-158 (Prior Action)	\$1,000,000 (Non-match)
19-153 (Prior Action)	\$3,000,000 (Non-match)
15-G015 (Prior Action)	\$ 250,000 (Match)
Local Cost	\$1,975,000

(Prior Actions: 11/4/20 Agenda, 2-CGL; 4/27/16 Agenda, Item 31-CGL; 11/20/19 Agenda, 9-CGL)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

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**DEPARTMENT OF GENERAL SERVICES
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*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

12-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of BraveHeart Veterans, LLC

BraveHeart Living (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the BraveHeart Assisted Living facility, located in Baltimore City.”

*Maryland Consolidated Capital Bond Loan of 2021 (LHI – Chapter 63, Acts of 2021)
DGS Item 320, (SL-009-210-038) \$ 300,000.00*

Matching Fund: No match is required.

Background:	Total Project	\$ 300,531
	21-320 (This Action)	\$ 300,000 (Non-Match)
	Local Cost	\$ 531

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

13-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Burgess and Commissioners of the Town of Middletown

Middletown Downtown Core Economic Revitalization (Frederick County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of pedestrian and vehicular improvements to the Downtown Core, including improvements to the areas sidewalks.”

*Maryland Consolidated Capital Bond Loan of 2020 (LSI- Chapter 537, Acts of 2020)
DGS Item G083; as amended by Chapter 576, Acts of 2021 (SL-125-200-038)*

\$203,000

Match: Matching Fund removed effective June 1, 2021.

Background:	Total Project	\$428,927
	20-G083 (This Action)	\$203,000 (Non-match)
	Local Cost	\$225,927

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. The matching fund requirement was removed by HB 1374, Chapter 576, Acts of 2021, effective June 1, 2021.

BOARD OF PUBLIC WORKS ACTION

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**DEPARTMENT OF GENERAL SERVICES
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*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

14-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of the Ridge Volunteer Fire Department, Inc.

Ridge Volunteer Fire Department (St. Mary's County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Ridge Volunteer Fire Department."

*Maryland Consolidated Capital Bond Loan of 2021 (MISC– Chapter 63, Acts of 2021)
DGS Item 391, (SL-001-210-038) \$ 500,000*

Matching Fund: No match is required.

Background:	Total Project	\$ 670,000
	21-391 (This Action)	\$ 500,000 (Non-match)
	Local Cost	\$ 170,000

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to § 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. Invoices should be submitted to the Department of General Services for the disbursement of funds.

BOARD OF PUBLIC WORKS ACTION

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DEPARTMENT OF GENERAL SERVICES
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*Contact: Deirdra Bell 410-767-4107
deirdra.bell@maryland.gov*

15-CGL. CAPITAL GRANTS AND LOANS
Department of Juvenile Services

Recommendation: That the Board of Public Works waive the State's right to recover \$437,500 from TuT's, Inc.(dba TuTTies Place) pursuant to Maryland Human Services Article § 9-406(d) and allow the organization to:

1. Dispose of the grant funded real estate through sale of the property; and
2. Retain sale proceeds to pay Partners for the Common Good, Inc. for existing debt on the real property, including closing costs associated with the sale, in accordance with the State's 2008 agreement to subordinate its interest to the lender.

Reference is made to the following Board of Public Works meetings wherein approval was granted to TuT's, Inc. to construct and renovate certain properties: Prior Action: 01/04/2017, 20-CGL; 1/30/2008, 25-CGL; 05/17/2006, 13-CGL.

Property: 3031 Chelsea Terrace, Baltimore, Maryland 21216-1509, Liber 775, Folio 288,
Tax Map Reference – Map 0015, Block 2755, Lot 012; (SL-009-060-038)

<i>Background:</i>	Total Project	\$ 2,264,000
	15-G104 (Prior Action)	\$ 40,000
	06-024 (DJS – Prior Action)	\$ 957,000
	04-G351 (Prior Action)	\$ 175,000
	Local Cost	\$ 1,092,000

After Grantee constructed TuTTie's Place, DJS and DHS's need for residential childcare facilities substantially decreased. Both agencies have markedly reduced the number of children in congregate care by using more effective methods that enable children to remain home with their families or in family settings while being rehabilitated. Due to the decrease in placements and financial pressures, Grantee terminated operations at TuTTie's Place.

Remarks:

1. Under the Juvenile Services Capital Grant law and due to the facility closing before 30 years passed, the State has the right to recover \$437,500, from the Grantee.
2. The sale price is still being negotiated but will not exceed the appraised value of \$857,000. The current owner of the debt, Partners for the Common Good, Inc., is owed \$1,259,371.00 as of July 28, 2021, and has agreed to compromise its claim in order to allow the sale to proceed. The asking price for the property is less than the amount owed to the lender.



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15-CGL. CAPITAL GRANTS AND LOANS *(cont'd)*

3. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

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DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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REVISED



Contact: Mindy Kim-Woo 410-767-6862
mindy.kim-woo@maryland.gov

16-CGL. CAPITAL GRANTS AND LOANS

Recommendation: That the Board of Public Works approve a grant of \$164,722 to Housing Unlimited, Inc. (Montgomery County).

Project: The acquisition of a real property located at 16325 Decker Place Derwood, MD 20855-2180. This project will provide housing for three individuals with psychiatric disabilities.

Appraisals:	Contract of Sale	\$218,829
	Laura G. Lamb	\$220,000
	H. Virginia Timian \$	\$218,829
	DGS accepted appraisal	\$218,829
	Eligible Cost	\$219,629*

*Includes the lesser of the DGC accepted value or the contract price at \$218,829.00, and the cost of the appraisals at \$800

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

Total Project Cost	\$219,629
Eligible Project Cost	\$219,629
State Share (75%)	\$164,722 MCCBL 2020 CB-20809-05
Grantee Share (25%)	\$ 54,907 County DHCD

[..]

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 Montgomery County.
3. [..] No State funds will be disbursed until the grantee has presented suitable evidence to the Office of Facilities Management and Development that it has expended the required matching funds.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

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DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Courtney League 410-767-5516
courtney.league@maryland.gov*

17-C. CONSTRUCTION CONTRACT
Department of General Services

Contract ID: Indefinite Quantity Contract (IDQ/IQC) - Energy Measurement & Verification Services; EC-002-210-003
ADPICS No.: 001B2600058

Contract Description: By statute, DGS is required to review the annual Measurement and Verification (M&V) reports for all Energy Performance Contract (EPC) projects. There are currently 15 EPC projects reviewed by DGS and more will be added in the future. The M&V reports must be reviewed to ensure that each project meets its annual savings guarantee. This contract is to perform those annual reviews, and to aid in the design of M&V for EPC projects while in the project development phase, and aid in the development of energy and cost baselines for EPC projects.

Award: J.B.A. Consulting Engineers, Inc. dba NV5 Consultants; Rockville, MD

Proposals:

<i>Offeror</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
J.B.A. Consulting Engineers, Inc. dba NV5 Consultants; Rockville, MD	1	\$ 799,624.10 (1)	1
McKinstry Essention, LLC Golden, CO	2	\$1,254,537.50 (2)	2
Loring Consulting Engineering, Inc. Washington, DC	3	\$1,694,625.19 (3)	3

Contract Term: 09/02/2021* - 09/01/2024 (w/one 3-year renewal option)
(*or earlier upon BPW approval)

Amount: \$2,000,000 NTE (Base*)
**This contract provides for a no-cost renewal option, if there are funds remaining on the contract at the end of the base term.)*

Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 3% / N/A

Performance Security: Required for Individual Work Orders

Incumbents: N/A



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17-C. CONSTRUCTION CONTRACT (cont'd)

Requesting Agency Remarks: A notice of availability of the Request for Proposals (RFP) was advertised on the DGS website and *eMaryland Marketplace Advantage* on March 8, 2021. Approximately 170 potential vendors were notified electronically. Three technical proposals were received, and the evaluation committee rated the three offerors. They ranked J.B.A. Consulting Engineers, Inc. dba NV5 Consultants first overall and determined their offer is the most advantageous to the State.

The vendor will perform reviews of annual Measurement and Verification (M&V) reports submitted by the Energy Service Companies performing Energy Performance Contract (EPC) projects with agencies of the State of Maryland. The costs of each EPC project are paid through guaranteed energy savings, and the M&V reports are required for each project to document the guaranteed savings. Additionally, the vendor will aid in the design of M&V for EPC projects while in the project development phase, and aid in the development of energy and cost baselines for EPC projects. Optional services include LEED certification review, design and perform M&V on non-EPC projects, installation of temporary submeters or temporary data loggers on request, and support the rollout of Electric Vehicles (EV) and EV charging stations within the State agencies, including data collection and analysis.

Fund Source: Various (Operating Capital and Agency Fund Certifications per Work Order)

Approp. Code: Determined with each Work Order

Resident Business: Yes

MD Tax Clearance: 21-2508-0111

BOARD OF PUBLIC WORKS ACTION

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**DEPARTMENT OF GENERAL SERVICES
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*Contact: Courtney League 410-767-5516
courtney.league@maryland.gov*

**18-C. CONSTRUCTION CONTRACT
 *Department of General Services***

Recommendation: That the Board of Public Works approve the following Task Order under previously approved Master Contract.

Authority: State Finance and Procurement Article,
 Annotated Code of Maryland, § 13-113; COMAR 21.05.13.06

Procurement Method: Task Order under Master Contract

1.0 *Master Contract:* *HVAC/Boiler Work & Related Services*

Contract #: *DGS-19-301-IQC*

Approved: DGS 1-C, 06/03/2020

Term: 06/18/2020 - 06/17/2025

*****As of publication, the remaining balance of this master contract is \$15,729,006.***

1.1 *Using Agency:* Department of Public Safety and Correctional Services
Description: Operational control system for seven air handler units at Maryland Reception Diagnostic Classification Center in Baltimore City; *K-743-201-001 (IQC)*
Award: Denver-Elek, Inc.; Essex, MD
Number of Qualified
Master Contractors: 12 (Central Region)
Number of Bids: 3
Amount: \$439,000
Term: 120 Calendar Days
MBE/VSBE Participation: N/A / N/A
Resident Business: Yes
Funding Source: MCCBL 2020, *Provide funds for the repair and rehabilitation of the State-owned capital facilities* Item 104



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18-C. CONSTRUCTION CONTRACT (cont'd)

2.0 *Master Contract:* *Electrical Work and Related Services*

Contract: *DGS-19-304-IQC*

Approved: DGS 1-C, 04/22/2020

Term: 04/22/2020 - 04/21/2025

*****As of publication, the remaining balance of this master contract is \$19,315,752.***

2.1 *Using Agency:* Department of Veterans Affairs
Description: Replacement of 11 washing machines at Charlotte Hall
 Veterans Home in St. Mary's County; *VH-781-212-003*
Award: The Eastern Sales and Engineering CO; Baltimore, MD
Number of Qualified
Master Contractors: 3
Number of Bids: 2
Amount: \$315,368
Term: 120 Calendar Days
MBE/VSBE Participation: 5% / N/A
Resident Business: Yes
Funding Source: D55 2021 743VH 1008

BOARD OF PUBLIC WORKS ACTION

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DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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Contact: Regina Gachuhi 410-767-0628
 regina.gachuhi1@maryland.gov

19-S. SERVICES CONTRACT
Department of Education

Contract ID: Promising Principals' Academy Coaches; R00B0600042
 ADPICS No.: R00B0600042

Contract Description: Hire, train, and support seven coaches to provide leadership coaching to each cohort of Promising Principals for the Promising Principals' Academy participants to improve overall school performance.

Award: Insight Education Group, Inc.; Encino, CA

Contract Term: 09/02/2021 - 08/31/2022

Amount: \$405,875

Procurement Method: Competitive Sealed Proposals

Proposals:

<i>Offeror</i>	<i>Technical Rankings</i>	<i>Financial BAFO (Rankings)</i>	<i>Overall Rankings</i>
Insight Educational Group; Encino CA	2	\$405,875.00 (3)	1
Baiza & Associates Consulting; Leander, TX	4	\$148,200.00 (1)	2
University of Maryland; Baltimore, MD	3	\$267,911.00 (2)	3
TNTP; New York, NY	1	\$697,207.64 (4)	4

**Technical and financial rankings were equally weighted.*

Living Wage Eligible: Yes

MBE/VSBE Participation: N/A / N/A

Performance Security: No

Incumbent: N/A



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19-S. SERVICES CONTRACT (cont'd)

Requesting Agency Remarks: A notice of availability of a Request for Proposals (RFP) was posted on eMaryland Marketplace Advantage.com on September 7, 2020. Four proposals were received and opened on December 21, 2020.

The seven coaches will collaborate with MSDE in the development of professional learning experiences; establish and collect program effectiveness data. Also provide bimonthly reports to the state and an end of year summary report. The Promising Principals' Academy began in 2014 and to date there have been four cohorts of Promising Principals. Participants engage in a curriculum designed to prepare them for the principalship. Each participant is assigned a coach, a person who has been a principal and understands leadership in Maryland, to provide individualized professional guidance.

Insight Educational Group's (IEG) proposal met or exceeded the RFP requirements in most areas. The proposal was well organized and provided detailed responses to each section. Their proposal provided thorough information on processes and how the vendor will deliver the proposed services. Its proposed leadership coaches have previous experience within Maryland and other states and the proposal included its willingness and intent to recruit and select coaches with previous leadership experience in Maryland.

MSDE determined it is in the best interest of the State to award this contract to Insight Education Group. Their proposal represents the most advantageous offer to the State due to the detailed and comprehensive description of its proposal, detailed work plan, and the strong qualifications of its proposed personnel.

Fund Source: 100% Federal

Approp. Code: R00A0115

Resident Business: No

MD Tax Clearance: 21-1142-0011

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



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

**20-S. SERVICES CONTRACT
*Department of Human Services, Social Services Administration***

Contract ID: Residential Child Care Services; SSA/RCCDD-21-004
ADPICS No.: N00B1600524

Contract Description: Residential Child Care (RCC) services for three youth currently placed with the provider. The youth are diagnosed with Moderate Intellectual Disability, Cognitive Delay, Autism Spectrum Disorder, Disruptive Mood Dysregulation, Autistic Disorder, and Bipolar Disorder.

Award: Destiny's Group Home, Inc.; Baltimore, MD

Contract Term: 09/01/2021 - 08/31/2023 (w/one 1-year renewal option)

Amount: \$1,438,094 (Base, 2-years)
\$ 719,047 (Renewal Option #1, 1-year)
\$2,157,141 Total

Procurement Method: Sole Source (Continuity of Care)

Living Wage Eligible: Yes

MBE/VSBE Participation: N/A / N/A

Performance Security: N/A

Hiring Agreement Eligible: Yes

Incumbent: Same

Requesting Agency Remarks: Destiny Group Home is a licensed Developmental Disabilities Administration (DDA) provider. The provider was selected by the Local Department for Social Services due to their ability to work with older transition age youth. The youth placed with this provider are DDA eligible and will transition to adult DDA services with this provider. The transition will lessen the amount of trauma that the youth endure based on placement moves.



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20-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

According to the State Finance and Procurement Article Section 13-107 and COMAR 21.05.05.02A (Sole Source Contracts), in order to provide continuity of human or social services care to current clients, the procurement officer shall, before the contract with the current provider expires, attempt to negotiate a sole source contract with the current provider. Based on an assessment by a licensed or certified health practitioner, the head of a funding unit determines that a change in the human or social services provider would have a detrimental impact on those clients currently being served by the provider. The licensed or certified health practitioner shall be a psychologist, social worker, physician, nurse, or qualified developmental disabilities professional, as defined in COMAR 10.22.02.11A.

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

The Maryland State Department of Health, Developmental Disabilities Administration (DDA) is the sole agency of the State responsible for setting rates for the DDA program services contracts to ensure that equal rates are paid for equal services regardless of the location of the facility. This is a not-to-exceed per diem contract where the provider is paid solely per child, per day. As such, DHS will not be charged for any unused capacity.

Fund Source: 100% General

Approp. Code: N00G0001

Resident Business: Yes

MD Tax Clearance: 21-0885-0101

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



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

21-S. SERVICES CONTRACT
***RETROACTIVE - Department of Human Services, Social Services
Administration, Local Department of Social Services Operations/
Residential Child Care Maintenance Payment Program***

Contract ID: Out-of-State Residential Child Care Services; SSA/OOS-22-025
ADPICS # N00B2600013

Contract Description: **RETROACTIVE** approval for the placement of one youth with complex medical needs. This youth was recommended for several Maryland based Residential Treatment Centers (RTC) that specialize in providing services to children with complex medical needs; however, placement was denied.

Award: HSC Pediatric Center Skilled Nursing Facility; Washington, DC

Contract Term: 08/01/2021 - 08/11/2021 (**Retroactive, 10-days**)
08/12/2021 - 07/31/2022 (Proactive, 11-months and 19-days)
(w/one 1-year renewal option)

Amount: \$ 25,906 (**Retroactive, 10-days**)
\$ 833,698 (Proactive, 11-months and 19-days)
\$ 859,604 (Renewal Option #1, 1-year)
\$1,719,208 Total

Procurement Method: Sole Source (Continuity of Care)

MBE/VSBE Participation: N/A / N/A

Performance Security: N/A

Incumbents: Same

Requesting Agency Remarks: The HSC Pediatric Center Skilled Nursing Facility (SNF) is a long-term care facility providing comprehensive care for medically complex children and young adults from infancy through age 21. The youth was denied by other in-state providers because he was a 2-year-old requiring 24-hour care and specialized equipment and HSC was the best provider equipped to meet his needs. The skilled nursing facility (SNF) is located within the HSC Pediatric Center.



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21-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

For Out-of-state providers that have a government rate set by the home state, the provider is required to file a copy of the official letter from the home state or local agency which has approved the per diem and related service rate(s). Prior to approval, the Maryland State Department of Education (MSDE) will consider the home state government's established rate. The MSDE does not guarantee that negotiated rates approved by other states will automatically be accepted for Maryland youth. Additional documentation may be required.

Medical Assistance rates from the home state are considered government assigned rates and will be considered for the residential per diem rate. These rates have been determined to be fair and reasonable.

This procurement is being submitted late due to the delays in negotiating and finalizing this contract and ensuring all essential clauses were included, which subsequently delayed the receipt of provider's signature on the required contract documents.

It is in the best interest of the State to approve this retroactive sole source contract as it will enable DHS to continue delivering the necessary and vital services that this contract provides.

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

Fund Source: 100% General

Appropriation Code: N00G0001

Resident Business: No ***MD Tax Clearance:*** 21-2212-0100

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



*Contact: Bonita Rose 410-379-9078
bonitam.rose@maryland.gov*

**22-S. SERVICES CONTRACT
*Department of State Police***

Contract ID: Critical Incident Psychological Services; *BPM021338*
ADPICS No.: W00B2600002

Contract Description: Critical incident psychological services for sworn and civilian members for crisis response and intervention, including call-outs to critical incidents and other psychological stressors that arise and may require professional attention and treatment.

Award: Peninsula Mental Health Services; Salisbury, MD

Contract Term: 09/01/2021 - 08/31/2026

Amount: \$310, 065

Procurement Method: Competitive Sealed Proposals

Proposals:

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
Peninsula Mental Health Services Salisbury, MD	1	\$310,065 (1)	1
Interdynamics, Inc. Hyattsville, MD	2	\$851,875 (2)	2

**Technical and financial rankings were weighted equally.*

Living Wage Eligible: Yes

MBE/VSBE Participation: N/A / N/A

Performance Security: N/A

Incumbent: Same



**DEPARTMENT OF GENERAL SERVICES
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22-S. SERVICES CONTRACT (cont'd)

Requesting Agency Remarks:

A notice of the availability of a Request for Proposal (RFP) was advertised on *eMaryland Marketplace Advantage* on March 1, 2021. Approximately 373 potential vendors received notification of the solicitation electronically and 15 were directly solicited. In an effort to increase competition, MSP extended the proposal opening twice. Two proposals were received and opened on May 19, 2021 allowing an additional six weeks to answer questions regarding the solicitation.

Although both offerors proposals are reasonably susceptible for award, Peninsula Mental Health Services (PMHS) provided a superior technical proposal, especially in the following areas: qualifications and capabilities, experience of personnel, and economic benefit to the State.

Fund Source: 100% General

Approp. Code: PCA 41751, AOBJ 0205

Resident Business: Yes

MD Tax Clearance: 21-2444-0110

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Mary Royer 410-767-5238
mary.royer1@maryland.gov*

23-S-OPT. SERVICES OPTION

***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 No.: M00B9400308/COJ24845

Contract Approved: DBM 1-S, 01/02/2019

Contractor: Abbott Laboratories t/a Ross Products Division; Columbus, OH

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.

Option Description: Exercise all three 1-year renewal options. Oregon serves as the lead state on the Intergovernmental Cooperative Purchasing Agreement and has exercised all three option years. To maintain alignment with the Master Contract, Maryland's Department of Health seeks to also exercise all options, at this time.

Original Contract Term: 01/29/2019 - 01/28/2022 (w/three 1-year renewal options)

Option Term:
01/29/2022 – 01/28/2023 (Renewal Option #1)
01/29/2023 – 01/28/2024 (Renewal Option #2)
01/29/2024 - 01/28/2025 (Renewal Option #3)

Original Contract Amount: \$114,352,774.20

Option Amount:
\$ 38,117,591.40 (Renewal Option #1, 1-year)
\$ 38,117,591.40 (Renewal Option #2, 1-year)
\$ 38,117,591.40 (Renewal Option #3, 1-year)
\$114,352,774.20 Total

Total Contract Amount: \$228,705,548.40

Prior Mods/Options: N/A

Percent +/- (This Item): 100%

Total Percent Change: 100%



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23-S-OPT. SERVICES OPTION (cont'd)

Original Procurement Method: Intergovernmental Cooperative Purchasing Agreement

MBE/VSBE Participation: N/A / N/A

MBE/VSBE Compliance: N/A / N/A

Requesting Agency Remarks: The Maryland WIC Program will receive a monetary rebate of approximately \$114,352,774.20 during the term of this contract, 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.

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, which requires state agencies to explore methods of cost containment for the purchase of infant formula.

Fund Source: 100% Federal (Revenue Generating)

Approp. Code: M00F0304

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



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

**24-S-MOD. SERVICES MODIFICATION
*RETROACTIVE - Department of Human Services, Social Services
Administration***

Contract ID: Residential Child Care Services; SSA/RCCSS-21-003-A2
ADPICS No.: COJ19179

Contract Approved: DGS 15-S, 11/04/2020

Contractor: Cornerstone Research & Development Center, Inc.
Owings Mills, MD

Contract Description: Residential Child Care (RCC) services for one youth placed with the provider.

Modification Description: *RETROACTIVE* approval to add two additional locations: #11 Pellinore Court in Pikesville and 17614 Slate Way in Hagerstown. Also, add funding for three additional youth currently placed with the provider.

Original Contract Term: 10/01/2020 - 09/30/2022

Modification Term: 02/10/2021 - 08/11/2021 (*Retroactive: 6-months and 2-days*)
08/12/2021 - 09/30/2022 (*Proactive: 13-months and 20-days*)

Original Contract Amount: \$357,554

Modification Amount: \$173,349 (*Retroactive*)
\$475,590 (*Proactive*)
\$648,939 Total

Prior Mods/Options: \$382,285 (Mod. #1: Add one new site location with one bed that is used for placement of a youth with a developmental disability; DGS 35-S-MOD, 05/05/2021)

Total Contract Amount: \$1,388,791

Percent +/- (This Item): 181.49%

Total Percent Change: 288.41%



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24-S-MOD. SERVICES MODIFICATION (cont'd)

Original Procurement Method: Sole Source (Continuity of Care)

MBE/VSBE Participation: N/A / N/A

MBE/VSBE Compliance: N/A / N/A

Requesting Agency Remarks: This is retroactive due to administrative delays in negotiations and finalizing the modification terms with the provider. This is a not-to-exceed per diem contract where the provider is paid solely per child, per day and DHS will not be charged for any unused capacity.

The Maryland State Department of Health, Developmental Disabilities Administration (DDA) is the sole agency of the State responsible for setting rates for the DDA program services contracts to ensure that equal rates are paid for equal services regardless of the location of the facility.

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

According to the State Finance and Procurement Article Section 13-107 and COMAR 21.05.05.02A (Sole Source Contracts); in order to provide continuity of human or social services care to current clients, the procurement officer shall, before the contract with the current provider expires, attempt to negotiate a sole source contract with the current provider. Based on an assessment by a licensed or certified health practitioner, the head of a funding unit determines that a change in the human or social services provider would have a detrimental impact on those clients currently being served by the provider. The licensed or certified health practitioner shall be a psychologist, social worker, physician, nurse, or qualified developmental disabilities professional, as defined in COMAR 10.22.02.11A.

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



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24-S-MOD. SERVICES MODIFICATION (cont'd)

Fund Source: 100% General

Approp. Code: N00G0001

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



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

**25-S-OPT/MOD. SERVICES OPTION/MODIFICATION
*RETROACTIVE - Department of Human Services, Social Services
Administration***

Contract ID: Out-of-State Residential Child Care Services; SSA/OOS-21-001-A1
ADPICS No.: COJ17492

Contract Approved: DGS 17-S, 04/21/2021

Contractor: Liberty Point Behavioral Healthcare, LLC; Staunton, VA

Contract Description: Continuation of care for a youth placed with this provider.

Option Description: *RETROACTIVE* approval to exercise the sole renewal option.

Modification Description: *RETROACTIVE* approval to add funds for the cost of three additional youth currently placed at the facility.

Original Contract Term: 07/01/2020 - 06/30/2021 (w/one 1-year renewal option)

Option Term: 07/01/2021 - 08/11/2021 (*Retroactive, 1-month and 10-days*)
08/12/2021 - 06/30/2022 (Proactive, 10-months and 19-days)

Modification Term: 08/04/2020 - 06/30/2021 (*Retroactive, 10-months and 27-days*)

Original Contract Amount: \$ 164,250

Option Amount: \$ 75,600 (*Retroactive*)

\$ 581,400 (Proactive)

\$ 657,000 Total

Modification Amount: \$ 776,250 (*Retroactive, 10 months, 27 days*)

Total Contract Amount: \$1,597,500

Prior Mods/Options: N/A

Percent +/- (This Item): 973%

Total Percent Change: 973%

Original Procurement Method: Sole Source (Continuity of Care)

MBE/VSBE Participation: N/A / N/A

MBE/VSBE Compliance: N/A / N/A



**DEPARTMENT OF GENERAL SERVICES
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25-S-OPT/MOD. SERVICES OPTION/MODIFICATION (cont'd)

Requesting Agency Remarks: The first youth has been diagnosed with Impulse Disorder Unspecified, Attention Deficit Hyperactivity Disorder-ADHD, Intellectual Disability, Mild Autism Spectrum Disorder Level 1. The second youth has been diagnosed with Autism Spectrum Disorder, Disruptive Mood Dysregulation, Attention Deficit Hyperactivity Disorder - ADHD, Impulsive Control Disorder, Unspecified Intellectual Disability, IQ 50. The third youth is diagnosed with Autism, ADHD, Disruptive Mood Disorder, Trauma and Stressor Related Enuresis.

Liberty Point is a Psychiatric Residential Treatment Facility that provides comprehensive residential services for youth between the ages of 12 and 21. The provider specializes in the provision of services for young men who present a variety of challenges, including mood disorders, substance abuse, behavioral disorders, autism spectrum disorder and problem sexual behavior. Liberty Point also serves adolescents with normal cognitive functioning and those with intellectual and developmental disabilities. Staff are specially trained to provide a trauma-informed approach for young people and their families. Liberty Point is an appropriate placement for these youth as the provider specializes in programming for youth with intellectual/developmental delays.

This modification is retroactive due to the time required to obtain the Provider's signature for the current documents which resulted in a delay to process the paperwork.

The Maryland State Department of Education (MSDE) is the State Agency responsible for setting rates for this facility that serves Maryland youth. The Division of Special Education/Early Intervention Services (DSE/EIS), Nonpublic Special Education Section provides oversight for this work. Maryland rates are set to ensure equal rates are paid for equal services regardless of the placing agency, placing State, or location of the facility. All rates issued by Maryland must comply with all cost approval guidelines and instructions.

COMAR 14.31.04 sets forth the guidelines for placement of Maryland youth. Rates are set for facilities that provide private residential and nonpublic education services to youth aligned with the specific needs of the placed youth. MSDE publishes the Cost Approval Process for Residential Child Care Providers and Individual Placements annually. The proposed price for this Sole Source contract has been determined to be fair and reasonable.

It is in the best interest of the State to approve this retroactive modification as it will enable DHS to continue delivering the necessary and vital services that these contracts provide.



**DEPARTMENT OF GENERAL SERVICES
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25-S-OPT/MOD. SERVICES OPTION/MODIFICATION (cont'd)

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

Fund Source: 100% General

Approp. Code: N00G0001

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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ACTION AGENDA
August 11, 2021**



*Contact: Vern Shird 443-769-1039
vshird@maryland529.org*

**26-S-OPT/MOD. SERVICES OPTION/MODIFICATION
Maryland 529**

Contract ID: MD529 Marketing and Public Relation Services; MD529-FY20-001
ADPICS No.: R60B2600003

Contract Approved: DBM 5-S, 09/04/2019

Contractor(s): The Hatcher Group Inc; Bethesda, MD

Contract Description: Provide services to support the Maryland 529 marketing initiatives in the following areas: Comprehensive Marketing and Reports Plan, Branding and Advertising, Print Collateral, Media Planning and Buying, Digital Media Planning and Buying, Community Outreach and Public Relations, Account Management, and Marketing Strategy Report.

Option Description: Exercise the first of three renewal options.

Modification Description: Increase funding for the cost of website development services and add the ABLE program to the marketing/public relations plan.

Original Contract Term: 09/05/2019 - 09/04/2021 (w/three 1-year renewal options)

Option Term: 09/05/2021 - 09/04/2022

Modification Term: 09/05/2021 - 09/04/2022

Original Contract Amount: \$ 751,572.00

Option Amount: \$ 373,074.50

Modification Amount: \$ 96,550.00

Total Contract Amount: \$1,270,915.50

Prior Mods/Options: \$ 49,719.00 (Mod. #1: Design piece of MD529 website;
Delegated Authority MD529, 04/26/2021)

Percent +/- (This Item): 62.49%

Total Percent Change: 69.10%



**DEPARTMENT OF GENERAL SERVICES
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26-S-OPT/MOD. SERVICES OPTION/MODIFICATION (cont'd)

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 18% / N/A

MBE/VSBE Compliance: 18% / N/A

Requesting Agency Remarks: This renewal option will support the Maryland 529 marketing initiative in Comprehensive Marketing and Reports Plan, Branding and Advertising, Print Collateral, Media Planning and Buying, Digital Media Planning and Buying, Community Outreach and Public Relations, Account Management, and Marketing Strategy Report. The modification adds funding to the option to allow the vendor to add marketing/public relations coverage to the ABLE program.

The marketing services will be expanded to include MD529's ABLE program and the translated content will be dropped into the MD529 website to accommodate the Spanish speaking population. By having a Spanish translated website, MD529 can better serve and market the advantages of its State's College Savings Plans to Maryland's growing Hispanic population. Additionally, the ABLE advertising campaign can effectively reach hundreds of individuals across the State who either have a disability or have a dependent that has a disability. Individuals can use the plan to save money and pay for qualified disability-related expenses without jeopardizing State or Federal benefits like SSI or Medicaid.

Fund Source: 100% Non-Budgeted

Approp. Code: R60H0041

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



*Contact: Leslie Buchman 410-767-2130
leslie.buchman@maryland.gov*

**27-IT. INFORMATION TECHNOLOGY
*Department of Budget and Management, Employee Benefits Division***

Contract ID: Statewide Personnel System Workday Operation Maintenance and Resources;
F10B2600004, F10B2600003
ADPICS No.: F10B2600004, F10B2600003

Contract Description: Administration and technical support for the Statewide Personnel System (SPS) Workday human resources management and timekeeping system.

Awards: SK Net, LLC; Potomac, MD - *F10B2600004*
Forsys, Inc.; Milpitas, CA - *F10B2600003*

Contract Term: 09/01/2021 - 03/31/2022

Amount: \$ 146,640 (SK Net, LLC)
\$ 157,920 (Forsys, Inc.)
\$ 304,560 Total

Procurement Method: Sole Source

Incumbent: Same

Requesting Agency Remarks: The two sole source contracts are to retain the information technology consulting services of the Statewide Personnel System (SPS) Workday management. The contract amounts are based on the fully loaded hourly rates proposed by each contractor to provide an individual for these IT services that includes an overhead ranging from 14% to 33% depending on the contractor. Continuation of these resources is necessary for operations, maintenance support and training of the State staff for SPS Benefits, and more time is needed for knowledge transfer as the State staff replacements are being hired.

It is in the best interest of the State to retain the individuals originally obtained through a competitive Task Order Request for Proposals for the two sole source contracts. Re-solicitation for these resources would introduce unnecessary risk to the project by potentially installing a less knowledgeable resource dependent on a successful learning curve and defeat the purpose of needing these specific resources to train new State staff on the SPS Benefits. The price is fair and reasonable compared to the fully loaded hourly rates for the sole source contracts and are consistent with the prices under the current agreements with no increases.



**DEPARTMENT OF GENERAL SERVICES
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27-IT. INFORMATION TECHNOLOGY (cont'd)

Fund Source: 100% Reimbursable (Using Agencies)

Approp. Code: F10A02.01.

Resident Business: Yes - SK Net, LLC
 No - Forsys, Inc.

MD Tax Clearance: SK Net, LLC 21-2693-0110
 Forsys, Inc. 21-2692-0111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



*Contact: Stefanos Ghebrehawariat 410-697-9633
stefanos.ghebrehawariat@maryland.gov*

**28-IT-OPT/MOD. INFORMATION TECHNOLOGY OPTION/MODIFICATION
*Department of Information Technology***

Contract ID: Cloud Messaging and Collaboration Services; 060B2490001
ADPICS No.: COJ18663

Contract Approved: DoIT 4-IT, 09/21/2011

Contractor: SADA Systems, Inc.; North Hollywood, CA

Contract Description: Cloud messaging and collaboration services.

Option Description: Exercise the second and final renewal option.

Modification Description: Increase funding to accommodate the increased number of licenses and meet the current obligations for existing DoIT IT services.

Original Contract Term: 09/22/2011 – 09/21/2016 (w/two 5-year renewal options).

Option Term: 09/22/2021 – 09/21/2026

Modification Term: 09/22/2021* – 09/21/2026 (*or earlier upon BPW approval)

Original Contract Amount: \$18,719,250

Option Amount: \$18,719,250

Modification Amount: \$16,479,696

Total Contract Amount: \$72,637,446

Prior Mods/Options: \$ 0 (Mod. #1: Revised the base contract term to 09/22/11 to 09/21/2016 (from 09/22/2011 – 09/21/2026); Delegated Authority DOIT
\$18,719,250 (Renewal Option #1 to 09/21/2021: DOIT 6-IT-OPT, 07/06/2016)

Percent +/- (This Item): 188%

Total Percent Change: 288%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: N/A / NA

MBE/VSBE Compliance: N/A / N/A



**DEPARTMENT OF GENERAL SERVICES
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28-IT-OPT/MOD. INFORMATION TECHNOLOGY OPTION/MODIFICATION (cont'd)

Requesting Agency Remarks: The contract has produced a solution that has improved the efficiency and effectiveness of electronic data communications throughout the State agencies since 2011. State users were consolidated to a single Google platform for electronic messaging services, collaborative tools, and support.

Cloud computing is a model for enabling available, convenient and on-demand network access to a shared pool of configurable computing resources (e.g. networks, servers, storage, applications, and services). The concept is that these resources can be rapidly provisioned and released with minimal management effort or service provider interaction. This approach has the capability to reduce the cost of IT infrastructure by using commercially available technologies that are based on virtualization of servers, databases, and applications to allow for capital cost savings.

The original estimate for the base terms and subsequent renewal was based on the number of Google accounts in 2016. The State has experienced a strong adoption of the Google platform. Consequently, the number of licenses has grown to 54,000 statewide. This increase is necessary to meet current obligations for the existing DoIT IT services. DoIT has also experienced a rapid adoption of the ServiceNow tool, within DoIT and other agencies.

The majority of State agencies have standardized on the Google platform and the service has been delivered successfully by the incumbent. DoIT has determined that exercising the second and final option period under this contract is in the best interest of the State. These services will no longer be necessary beyond the final renewal option.

Fund Source: Various (Using Agencies)

Approp. Code: Various (Using Agencies)

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021

REVISED



*Contact: Susan Howells 410-428-2950
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29-IT-MOD. INFORMATION TECHNOLOGY OPTION
Department of Information Technology

Contract ID: Maryland Self-Funded eGovernment Services, Operations and Maintenance;
060B0600016

ADPICS BPO No.: 060B0600016

Contract Approved: DoIT 12-IT, 07/24/2019

Contractor: NICUSA, Inc.; Olathe, KS

Contract Description: Operations and maintenance of services acquired under predecessor contract which was a work-order based, single-award indefinite-quantity master contract to provide eGovernment services and support for the State of Maryland.

Modification Description: Extend the term of this contract for 6-months to allow for the time to procure a replacement contract.

Original Contract Term: 08/11/2019 - 08/10/2020 (w/two 6-month options)

Modification Term: 09/03/2021 - 03/02/2022

Original Contract Amount: \$ 4,500,000 (1-year)

Modification Amount: \$ 2,250,000 (6-months)

Total Contract Amount: \$11,250,000

Percent +/- (This Item): 50%

Total Percent Change: 150%



DEPARTMENT OF GENERAL SERVICES
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REVISED

29-IT-MOD. INFORMATION TECHNOLOGY OPTION (cont'd)

Prior Mods/Options:

- \$ 0 (Mod. #1: Extension to 08/12/2020; DoIT, 08/10/2020)
- \$ 0 (Mod. #2: Extension to 09/02/2020, DoIT, 08/12/2020)
- \$ 0 (Mod. #3: Modify the contract document to remove reference to an expired contract and add attachments setting the applicable scope of work, DoIT, 8/27/2020)
- \$ 0 (Mod. #4: Modify the contract by substituting two six-month renewal terms for a one-year renewal option, DoIT, 09/02/2020)
- \$2,250,000 (Renewal Option #1 to 03/02/2021 DGS 44-IT-OPT, 09/02/2020)
- \$0 (Mod. #5: Modify the contract document to align the optional renewal terms with the extensions provided in Modifications One 09/03/2020 - 03/02/2021 and Two and 03/03/2021 - 09/02/2021, DoIT 12/22/2020)
- \$2,250,000 (Renewal Option #2 to 09/02/2021, DGS 12-IT-OPT, 02/24/2021)

Original Procurement Method: Sole Source

MBE/VSBE Participation: N/A / N/A

MBE/VSBE Compliance: N/A / N/A

Requesting Agency Remarks: This contract provides enterprise-wide eGovernment (eGov) services that are available for all State agencies, boards, and commissions. The eGov contract provides the design, development, hosting, operation, and maintenance of eGov products and services. Agencies have used the eGov contract to accept electronic payment for records and services, enabling them to provide services more efficiently to the public

A solicitation has been drafted and was released on July 23, 2021. NICUSA is the only contractor that is able to provide operation and maintenance services for the applications as they are confidential and proprietary.

Fund Source: Various (Using Agencies)

Approp. Code: Various (Using Agencies)

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: David McGlone 410-230-6018
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**30-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION
*Department of Labor, Division of Unemployment Insurance***

Contract ID: Project Manager Services; P00B1600011
ADPICS No.: COJ20477

Contract Approved: DGS Item 22-IT, 09/02/2020

Contractor: N-3 Technologies, Inc.; Rockville, MD
(*Certified MBE and SBE*)

Contract Description: Mission critical application for collecting unemployment insurance taxes and administering unemployment insurance.

Modification Description: Extend the contract term for continued support of the unemployment insurance modernization project.

Original Contract Term: 09/05/2020 - 09/4/2021

Modification Term: 09/05/2021 - 09/06/2023

Original Contract Amount: \$261,000

Modification Amount: \$802,880

Total Contract Amount: \$1,063,880

Prior Options/Mods: N/A

Percent +/- (This Item): 307%

Total Percent Change: 307%

Original Procurement Method: Sole Source (Proprietary)

MBE/VSBE Participation: N/A / N/A

MBE/VSBE Compliance: N/A / N/A



**DEPARTMENT OF GENERAL SERVICES
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30-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

Requesting Agency Remarks: The project manager is integral to the production support for the unemployment insurance (UI) Modernization project. The extension allows the project to continue to utilize the current project manager's subject matter expertise. This resource is needed to maintain the institutional knowledge acquired during their time as project manager and to ensure the BEACON project is implemented and continues to provide production support. It is imperative for the success of the project to extend the contract to complete the UI modernization project within the allotted time frame.

The project was implemented in September 2020. Since then, there were many changes due to the new regulations and laws passed at both the federal level and the state level. There were also changes required due to the contract changes with the financial institution as the current bank did not want to continue the contract. As part of the maintenance there were several system enhancements identified that needed to be completed. There were State, Federal and contract mandates that needed to be implemented in a really small timeframe. To support all these activities in a timely fashion Labor needs to extend this contract.

The cost of the modification amount compared to the original contract is because in 2020, the hourly rate was \$174, and the evaluation hours were 1500. Then in 2021, the hourly rate increased to \$186 and the evaluation hours increased to 2080. Finally, in 2022, the hourly rate increases to \$200 while the evaluation hours remain at 2080.

Fund Source: 100% Federal

Approp. Code: P00H0102

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
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*Contact: Samantha Buchanan 410-260-7552
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31-IT. INFORMATION TECHNOLOGY

Recommendation: That the Board of Public Works approve the following Task Orders/Purchase Orders under a previously approved Master Contract.

Authority: State Finance and Procurement Article
Annotated Code of Maryland, § 13-113; COMAR 21.05.13.06

Procurement Method: Task Order/Purchase Order under Master Contract

1.0 Master Contract: **Consulting and Technical Services Plus (CATS+)**
Contract No.: 060B2490023
Approved: DoIT 3-IT, 04/03/2013
Term: 04/22/2013 - 04/21/2028
****As of publication, the remaining balance of this master contract is \$371,871,838.**

1.1 Using Agency: MDOT MTA
Description: Four personnel resources to provide services and support with the MS SQL Servers and Oracle/UNIX Linux database operations, maintenance, and mission critical business applications throughout MDOT and MTA. They will also support other client/server and web-based systems, provide guidance concerning application security, and give continual supportive information concerning best practices in planning, designing, and implementing emerging database management technology solutions; J05B8400016.
Award: DK Consulting, LLC; Columbia MD (MBE, SBE)
Number of Qualified Master Contractors: 473 (Functional Area 6)
Number of Bids: 13
Amount: \$3,084,060 (Base, 3-years)
\$2,986,560 (Renewal Option, 1-2years)
\$6,070,620 Total
Term: 10/01/2021* - 09/30/2024 (w/one 2-year renewal option)
(*or earlier upon BPW approval)
MBE/VSBE Participation: 25% / N/A
Resident Business: Yes
Funding Source: 100% Special (Transportation Trust)



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31-IT. INFORMATION TECHNOLOGY (cont'd)

1.0 Master Contract: Consulting and Technical Services Plus (CATS+)

- 1.2 Using Agency:** MDOT SHA
- Description:** Two program managers as key personnel to support several information technology project initiatives, and six additional resources upon start of the contract, and 16 optional resources added by work order process. There are over 40 information technology project initiatives to be addressed under this Task Order, some projects include urgent enhancements to the Miss Utility Ticket Tracking System, the Laboratory Information Management module for the Materials Management System and an upgrade to the source of supply module; J02B0600055.
- Award:** DK Consulting, LLC; Columbia, MD (MBE, SBE)
- Master Contractors:** 666 (Functional Area 10)
- Number of Bids:** 27
- Amount:** \$16,932,329.80
- Term:** 10/26/2021* - 10/25/2026 (*or earlier upon BPW approval)
- MBE/VSBE Participation:** 25% / 1%
- Resident Business:** Yes
- Funding Source:** 100% Special (Transportation Trust)

- 1.3 Using Agency:** Department of Transportation State Highway Administration
- Description:** Provide routine maintenance, support and system preservation activities for the virtual weigh stations at the 12 MDTA and seven SHA locations. This single bid is determined to be fair and reasonable. It represents a significant price reduction of \$1,788,345.49 which translates to a savings of 20% compared to the current task order priced at \$10,801,419.01. Although the price increased for the maintenance and system preservation components, there is a significant price reduction in the site enhancement component. It is important to note that even though the price increased for some of the components, the negotiation of the Virtual Weigh Station Project Maintenance and System Preservation contract reflects a reduction of \$578,843.77 over the five-year term; J02B9400034.
- Award:** Conduent State & Local Solutions, Inc.; Washington, D.C.
- Number of Qualified**
- Master Contractors:** 384
- Number of Bids:** 1 (Single Bid Received)
- Amount:** \$9,013,073.52
- Term:** 09/01/2021* - 08/31/2026 (* or earlier upon BPW approval)
- MBE/VSBE Participation:** N/A / N/A
- Resident Business:** No
- Funding Source:** 100% Special (Transportation Trust Fund)



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31-IT. **INFORMATION TECHNOLOGY** (cont'd)

1.0 Master Contract: Consulting and Technical Services Plus (CATS+)

- 1.4 Using Agency:** Department of Transportation Motor Vehicle Administration
- Description:** Maintenance of software for document imaging and workflow system (DIWS) Operations. This software provides scanning, storage and workflow functionalities to various MVA business processes.
- Modification Description:** Extend the task order and add funds to ensure that the storage and workflow functionalities of various MVA vehicle and driver-related business processes remain operational until MVA's system modernization application, Customer Connect is fully implemented by the end of the year. This modification will also provide continuity of the batch scanning services and continued support and maintenance of MVA's Human Resources and Accounts Payable departments' data capture and document management solutions. The MDOT MVA canceled a re-procurement for these services since the scanning functionality related to driver and vehicle services can be accomplished through Customer Connect. It should be noted that when the re-procurement was canceled, MDOT MVA personnel incorrectly stated that its Human Resource and Finance scanning would be a part of the Customer Connect contract. Customer Connect is strictly related to driver and vehicle services; it does scan and receive customer payments but will not be able to perform Human Resource or Accounts Payable functionality; J00B3400073.
- Award:** Leidos Inc.; Reston, VA
- Original Amount:** \$ 7,834,428.07
- Modification Amount:** \$ 1,477,179.88
- Prior Mods/Options:** - \$ 155,782.53 (Mod #1: Eliminated a deliverable that is no longer required; Delegated Authority MDOT, 05/31/2019)
\$ 1,934,148.54 (Mod #2: Extend for 1-year; DoIT 11-IT 1.3 , 08/14/2019)
- \$ 11,356.60 (Mod #3 Extend for 1-year and eliminate a deliverable that is no longer required; Delegated Authority MDOT, 07/16/2020)
- Total Contract Amount:** \$11,078,617.36
- Original Term:** 09/01/2014 - 08/31/2019
- Modification Term:** 09/01/2021 - 08/31/2022
- MBE/VSBE Participation:** 30% / N/A
- MBE/VSBE Compliance:** 27.07% / N/A
- Resident Business:** No
- Funding Source:** 100% Special (Transportation Trust)



**DEPARTMENT OF GENERAL SERVICES
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31-IT. INFORMATION TECHNOLOGY (cont'd)

2.0 *Master Contract:* *Desktop, Laptops and Tablets 2015*

Contract No. 060B5400007

Approved: *DOIT 4-IT, 07/16/2015*

Term: *07/22/2015 - 07/21/2027*

***As of publication, the remaining balance of this master contract is \$88,892,363.*

2.1 *Using Agency:* Department of Human Services, Office of Technology for DHS
Description: Purchase 408 laptops and docking stations to allow Child Support Administration (CSA) workers to use the new MD THINK CSA application. Additionally, this purchase will fill a general shortage of laptops within the Agency; *OTHS/MD THK 21-104-H*

Award: DSR, Inc.; Hanover, MD

Number of Qualified

Master Contractors: 15

Number of Bids: 2

Amount: \$630,360

Term: 09/15/2021 - 09/14/2024

MBE/VSBE Participation: N/A / N/A

Resident Business: Yes

Funding Source: 66.8% Federal
 33.2% Special (MITDPF)

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
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*Contact: Mike Myers 410-207-4784
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**32-M. MAINTENANCE CONTRACT
*Department of General Services***

Contract ID: Janitorial Services – 310 & 311 W. Saratoga St.; H00R1600031
ADPICS No.: 001B2600068

Description: Janitorial services at 310 & 311 W. Saratoga Street in Baltimore City.

Award: Alliance, Inc.; Nottingham, MD

Contract Term: 09/01/2021 – 08/31/2026

Amount: \$3,863,898.19

Procurement Method: Preference Provider (Community Service Provider)

Living Wage Eligible: Yes

Performance Security: N/A

Hiring Agreement Eligible: Yes

Incumbents: Same

Requesting Agency Remarks: Alliance, Inc. is a Community Service Provider under the Maryland Works Program pursuant to COMAR 21.11.05. Pricing for this contract was approved and certified as fair market value by the Pricing and Selection Committee on June 25, 2021.

Fund Source: 100% General

Approp. Code:	H00	2022	33409	0813	\$578,303.80
	H00	2023	33409	0813	\$758,096.60
	H00	2024	33409	0813	\$770,615.05
	H00	2025	33409	0813	\$781,777.46
	H00	2026	33409	0813	\$794,237.92
	H00	2027	33409	0813	\$180,867.36

Resident Business: Yes

MD Tax Clearance: 21-1621-0110

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



*Contact: Mark Riesett 410-767-4045
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**33-M. MAINTENANCE CONTRACT
 *Department of Health***

Contract ID: Janitorial Contract - MDH Potomac Center; 001IT821222
ADPICS No.: 001B2600066

Contract Description: Janitorial services at the MDH Potomac Center in Hagerstown.

Award: Cleaning Better, Inc.; Owings Mills, MD
(Certified MBE and SBE)

Contract Term: 09/01/2021 - 08/31/2024 (w/ two 1-year renewal options)

Amount: \$401,760 (Base, 3-years)
\$150,600 (Renewal Option #1, 1-year)
\$150,600 (Renewal Option #2, 1-year)
\$702,960 Total

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Cleaning Better, Inc.; Owings Mills, MD	\$ 702,960
CMS, LLC; Laurel, MD	\$ 750,478
Altro Enterprise, LLC; Upper Marlboro, MD	\$ 768,549
Beck & Call Professional Services; Laurel, MD	\$ 828,691
P2 Cleaning Services LLC; Laurel, MD	\$ 985,980
Construction Cleaning Service; Glen Burnie, MD	\$1,458,000
GCT-Capital; Beltsville, MD	\$2,883,933
Semper Sanitize, LLC; Washington, DC	\$3,060,000

Living Wage Eligible: Yes

MBE/VSBE Participation: N/A / N/A

Performance Security: N/A

Hiring Agreement Eligible: Yes

Incumbent: Clean Keepers, LLC; Alexandria, VA



**DEPARTMENT OF GENERAL SERVICES
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33-M. MAINTENANCE CONTRACT (cont'd)

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage.com on May 14, 2021 with a Small Business Reserve designation. Approximately, 225 potential vendors received notification of this solicitation electronically and 338 vendors were directly solicited. Nine bids were received and opened on June 7, 2021. One bid was rejected because the bidder was not properly registered to do business in Maryland, as confirmed by the Comptroller's Office. Cleaning Better, Inc. has been found responsible and its bid responsive. The bid pricing has been confirmed.

Maryland Works decided not to pursue this contract and provided a waiver on January 5, 2021.

Fund Source: 100% General

Approp. Codes: M00 22 PE35G 0854 (\$105,500)
 M00 23 PE35G 0854 (\$132,650)
 M00 24 PE35G 0854 (\$140,060)
 M00 25 PE35G 0854 (\$ 23,550)

Resident Business: Yes

MD Tax Clearance: 21-2597-1111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Mark Riesett 410-767-4045
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34-M-MOD. MAINTENANCE MODIFICATION
Department of General Services

Contract ID: Elevator Maintenance and Repair Services; 001IT820450
ADPICS No.: COJ17251

Contract Approved: DGS DPRB 15-S-001, 04/11/2017

Contractor: Thyssenkrupp Elevator Corporation; Linthicum, MD

Contract Description: Elevator maintenance and repair service for the Inner Harbor State Office Complex, William Donald Schaefer Tower and Public Defender's Building in Baltimore.

Modification Description: Extend the contract to allow time to award a new long-term contract.

Original Contract Term: 10/01/2017 - 09/30/2020

Modification Term: 10/01/2021 - 09/30/2023

Original Contract Amount: \$176,400.00

Modification Amount: \$124,457.88

Total Contract Amount: \$655,312.88

Prior Mods/Options:

- \$ 30,376.00 (Mod. #1: Additional funding for major repairs to travel cable #7 at the William Donald Schaefer Tower, DGS 4-M-MOD 04/03/2019.)
- \$ 30,000.00 (Mod. #2: Additional funding for major repairs to replace hoist rope #6 and #7 at the William Donald Schaefer Tower, DGS DPRB S-001 04/09/2019.)
- \$210,726.00 (Mod. #3: Additional funding for major repairs to repair the elevator machine room slab at the William Donald Schaefer Tower, DGS 11-M-MOD 10/16/2019.)
- \$ 26,642.00 (Mod. #4: Additional funding for major repair to William Donald Schaefer Tower to relocate the elevator car for welding of a steel support, DGS DPRB 11-021 03/17/2020.)
- \$ 60,711.00 (Mod. #5: Extend contract 12-months to allow time to make an award for a new long-term contract, DGS 33-M-MOD 09/23/2020.)



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34-M-MOD. MAINTENANCE MODIFICATION (cont'd)

Percent +/- (This Item): 70.55%

Total Percent Change: 273.76%

Original Procurement Method: Competitive Sealed Bidding

MBE/VSBE Participation: 5% / N/A

MBE/VSBE Compliance: 4% / N/A

Requesting Agency Remarks: The original solicitation did not produce sufficient competition due to aging infrastructure. An updated scope needed to be drafted due to the current budget increases which will be used to repair and/or replace infrastructure on the previously solicited contract. DGS is satisfied with the level of services performed by the Contractor and reports that the contractor's exemplary service is vital to DGS organization. The vendor and the agency have agreed to a 5% increase for the cost of the second-year extension. DGS has determined that it is in the best interest of the state to move forward to extend the current contract. All other contract terms, conditions, contract provisions and specifications remain the same.

Fund Source: 100% General

Approp. Code	H00	33391	22	0812	(\$ 9,478.35)
	H00	33391	23	0812	(\$ 3,159.45)
	H00	33391	23	0812	(\$ 9,952.47)
	H00	33391	24	0812	(\$ 3,317.49)
	H00	33439	22	0812	(\$36,054.90)
	H00	33439	23	0812	(\$12,018.30)
	H00	33439	23	0812	(\$37,857.69)
	H00	33439	24	0812	(\$12,619.23)

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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Contact: Wendy Scott- Napier 410-767-4088
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35-RP**REAL PROPERTY**

***Department of Agriculture, Maryland Agricultural Land Preservation
Foundation (MALPF) and Agricultural Land Preservation Easements***

Reference: Approval is requested for the Maryland Agricultural Land Preservation Foundation, Department of Agriculture, to accept option contracts for the purchase of agricultural preservation easements on the following properties. All purchases outlined below have been reviewed and approved by the MALPF Board.

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

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

B) As to item 3, pursuant and subject to the provisions of Agriculture Article Section 2-513, Grantor has elected to reserve to himself, and his assigns, the right to apply for release of one unrestricted lot, that may be conveyed to himself or others.

C) As to items 4 through 9, the Grantor is waiving the right to request any additional lots.

Grantor**Property****Price****FAMILY LOTS****Dorchester County**

1. J&A Trice	135.28 Acres	\$378,784.00	
09-21-01		\$2,800.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$879,000	\$220,956.88	\$658,043.12
b. McCain (fee)	\$812,000	\$220,956.88	\$591,043.12
Review Appraiser: Lefort			



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35-RP. REAL PROPERTY (cont'd)

<u>Grantor</u>	<u>Property</u>	<u>Price</u>	
Harford County			
2. Charles Bosley	41.153 Acres	\$231,750.00	
12-21-01	Less 1 acre	\$5,919.09/acre	
	Per dwelling (2 dwellings)		
(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. Muller (fee)	\$309,000	\$17,147.08	\$291,852.92
b. Cline (fee)	\$195,800	\$17,147.08	\$178,652.92
Review Appraiser: Kelleher			

UNRESTRICTED LOTS

Baltimore County			
3. Taymans School	80.4444 Acres	\$556,110.80	
03-21-09	Less 1 acre	\$7,000.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Campbell (fee)	\$794,000	\$56,439.72	\$737,560.28
b. Muller (fee)	\$794,000	\$56,439.72	\$737,560.28
Review Appraiser: Kelleher			

LOT WAIVER

Baltimore County			
4. Mistfield Farm, LLC	51.464 Acres*	\$386,074.00	
03-21-08.		\$13,000.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$1,364,000	\$24,182.19	\$1,339,817.81
b. Campbell (fee)	\$422,000	\$24,182.19	\$397,817.81

Review Appraiser: Kelleher

**51.464 acres will be encumbered by the MALPF Easement, but 21.766 acres is already protected by prior restrictions and thus payment will only be made upon 29.698 acres.*



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35-RP. REAL PROPERTY (cont'd)

<u>Grantor</u>	<u>Property</u>	<u>Price</u>	
5. Two Cows Farm, LLC	97.434 Acres*	\$658,494.60	
03-21-10	Less 1 acre	\$6,900.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$887,000	\$79,316.98	\$807,683.02
b. Campbell (fee)	\$791,000	\$79,316.98	\$711,683.02

Review Appraiser: Kelleher

**97.434 acres will be encumbered by the MALPF Easement, but 1 acre is reserved for a non-subdividable permitted use envelope and thus payment will only be made upon 95.434 acres after also deducting 1 acre for 1 dwelling.*

6. Eula Uhler	61.551 Acres	\$478,352.90	
03-21-11	Less 1 acre	\$7,900.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$666,000	\$44,607.28	\$621,392.72
b. Campbell (fee)	\$606,000	\$44,607.28	\$561,392.72

Review Appraiser: Kelleher

7. Gracefields, LLC, et.al.	117.035 Acres	\$812,245.00	
03-21-12	Less 1 acre	\$7,000.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$1,741,000	\$150,146.73	\$1,590,853.27
b. Campbell (fee)	\$951,000	\$150,146.73	\$800,853.27

Review Appraiser: Kelleher

Garrett County

8. Valley of Hope, LLC	51.31 Acres	\$151,657.00^	
11-21-08		\$2,955.70/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko (fee)	\$215,502	\$30,016.35	\$185,485.65
b. Peters (fee)	\$246,300	\$30,016.35	\$216,283.65

Review Appraiser: Kelleher



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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35-RP. REAL PROPERTY (cont'd)

<u>Grantor</u>	<u>Property</u>	<u>Price</u>	
<i>Somerset County</i>			
9. J&J Long	68.6 Acres	\$241,500.00	
19-21-04		\$3,520.41/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. McCain (fee)	\$322,000	\$66,022.67	\$255,977.33
b. Cadell (fee)	\$288,000	\$66,022.67	\$221,977.33
Review Appraiser: Andrews			
<i>Fund Sources</i>	10460/L00	\$3,894,968.30	
	Total:	\$3,894,968.30	
<i>Total Acres (TA):</i>		704.2714	
<i>TA Less Unpaid Acres and Dwellings:</i>		675.5057	
<i>Average Price Per Paid Acre:</i>		\$ 5,766.01	

Remarks:

1. The Department of Agriculture recommends acceptance of these contracts.
2. The Department of General Services has reviewed the appraisals and has recommended that each appraisal "a." listed above be the fair market value of the land on which the easement is to be acquired.
3. Pursuant to Agriculture Article 2-511(e), the purchase price of each easement may not exceed 75% of the fair market value, or the owner's asking price, whichever is less.
4. Item 8, marked with a "^^" is an "insufficient funds offer". The Option Contract for the insufficient offer specifies that if additional funds become available during the due diligence period, the offer will increase to 75% of the fair market value, or the asking price, whichever is less. Any increase in purchase price will be subject to Board of Public Works approval.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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August 11, 2021



REVISED

2nd Revision

Contact: Wendy Scott- Napier 410-767-4088
 wendy.scott-napier@maryland.gov

36-LL-MOD. LANDLORD LEASE MODIFICATION

Department of General Services

Recommendation: Approve a **First Amendment** of Master Lease Agreement

Prior Board Action: **DGS 15-LL, 08/17/02016**

Property: 21 State Circle - a/k/a Shaw House; Annapolis, Maryland 21401

Landlord: State of Maryland, to the use of the Department of General Services

Tenant: Historic Annapolis, Inc.
 18 Pinkney St.; Annapolis, MD 21401

Consideration: \$1.00 Annually

Property Locations: 186 Prince George Street: "William Paca House and Garden"
 1 Martin Street: **Lot 1-4 "Preservation Center"**
 3 Martin Street: **Lot 9 "Middendorf Horticulture Center"**
4 Pinkney Street: "Waterfront Warehouse/Tobacco Prise House"
43 Pinkney Street "Hogshead/The Barracks"
 10 Market Street: **"The Found House / McGarvey's"**
77 Main Street: **"Victualing Warehouse"**
 173, 175, 177, 179 King George Street, parking lot
 18 **Pinkney** Street: "Shiplap House"
206 Main Street /aka 18 State Circle 1st and 2nd Floors
 42 East Street: **aka 176 Prince George Street, "James Brice House"**
 (under restoration)

Remarks: Approval is requested for 21 State Circle to be added to the Historic Annapolis Master Lease, between the Department of General Services and Historic Annapolis. Reference is made to the Board of Public Works Action Agenda of **August 17, 2016, Item 15-LL**, wherein the Board approved a master lease agreement from the Department of General Services to Historic Annapolis, Inc which provides that the properties will be used for general public use and historical preservation purposes.



**DEPARTMENT OF GENERAL SERVICES
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2nd Revision

36-LL-MOD. LANDLORD LEASE MODIFICATION (cont'd)

Clearinghouse: The Clearinghouse conducted an intergovernmental review of the project under MD20210226-0137. It is recommended to declare approximately 7,358 square feet (improved) of the Shaw House at 21 State Circle (AKA 212 Main Street) excess to the need of the Department of General Services (DGS), who proposes to lease the area to Historic Annapolis as an addition to the Master Lease between Historic Annapolis and DGS, contingent upon the Maryland Department of The Environment's qualifying comments and the Maryland Historical Trust's requirements. None of the local or state agencies that provide review comments expressed an interest in acquiring the property.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Wendy Scott- Napier 410-767-4088
wendy.scott-napier@maryland.gov*

**37-LT. TENANT LEASE
*Judiciary of Maryland, District Court of Maryland (JUDC)***

Recommendation: Approve a new lease.

Prior Board Actions: DGS 17-LT, 10/30/2019

Landlord: East Lombard Street Parking Associates, LLC

Property Location: 200 E. Lombard Street; Baltimore, MD 21201

Space Type: Parking Garage (20 spaces)

Lease Type: New (Continued Use of Space)

Term: 12/01/2021 - 11/30/2023

Annual Rent: \$36,000 ***Rate/Month:*** \$150.00/space/month

Fund Source: 100% General ***Approp. Code:*** PCA 40601

Utilities/Custodial Responsibility: Landlord

Termination for Convenience Clause: Yes

Procurement Method: Sole Source
 See COMAR 21.05.05.02D; DGS Space Mgmt. Manual ¶ 6-605 E

Remarks: These spaces are to be used by District Court Employees located at 501 E. Baltimore Street. The agency has been parking at this location since 2011. The number of spaces complies with the 1:3 ratio established for this area.

BOARD OF PUBLIC WORKS ACTION

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**DEPARTMENT OF GENERAL SERVICES
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*Contact: Wendy Scott- Napier 410-767-4088
wendy.scott-napier@maryland.gov*

**38-LT. TENANT LEASE
*Department of Labor***

Recommendation: Approve a lease renewal

Prior Board Action: DGS 21-LT, 04/27/2016

Landlord: 940 Madison, LLC
940 Madison Avenue; Baltimore, MD 21201

Property Location: 940 Madison Avenue; Baltimore, MD 21201

Space Type: Surface Parking Lot (50 spaces)

Lease Type: New (Continued Use of Property)

Term: 09/01/2021 - 08/31/2024 (w/ 6-month holdover)

Future Term: 09/01/2024 - 08/31/2027

Annual Rent: \$66,000 ***Per Parking Space:*** \$110

Fund Source: 100% Special (Special Administrative Expense Funds)

Approp. Code: PCA 86424

Utilities/Custodial Responsibility: Landlord

Termination for Convenience Clause: Yes

Procurement Method: Sole Source
See COMAR 21.05.05.02D; DGS Space Mgmt. Manual ¶ 6-605 E

Remarks: The agency has been parking at this location for 5-years. The parking spaces will be used by Department of Labor employees located at 1100 North Eutaw Street. The renewal lease includes an increased parking requirement as a result of the 500 North Calvert Street employee relocation.

BOARD OF PUBLIC WORKS ACTION

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*Contact: Wendy Scott-Napier 410.767.4088
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**39-LT. TENANT LEASE
*Maryland Department of Health***

Recommendation: Approve a new license agreement

Landlord: IDAC Tailgate, LLC, 1800 Washington Blvd.; Baltimore, MD 21230

Property Location: 1650 Union Avenue; Baltimore, MD 21211

Space Type: Warehouse (233,784 sq. ft.)

Lease Type: New

Term: 08/12/2021 - 08/11/2022 (1-year w/two 6-month renewal options)

Future Term: 08/12/2022 - 02/11/2023 (6-months)

02/12/2023 - 08/11/2023 (6-months)

Annual Rent: \$1,168,920.00

Sq. Ft. Rate: \$5.00 sq ft.

Additional Monthly Expenses \$40,632 (Includes \$19,204 for real estate taxes and insurance; \$2,200 for janitorial and dumpster fees; \$17,280 for 24-hour security guard services; and \$1,948 (10% administrative fee for the coordination of the janitorial, dumpster and security guard services)

Fund Source: 100% Federal (*CARES Act*) **Approp. Code:** PCA - W1430 AOBJ - 1334

Utilities/Custodial Responsibility: Tenant

Termination for Convenience Clause: No

Procurement Method: Sole Source

See COMAR 21.05.05.02A (1); DGS Space Mgmt. Manual ¶ 6-605 E

Remarks: This license agreement will permit the Maryland Department of Health (MDH) to vacate the Baltimore Convention Center field hospital and warehouse space by the required deadlines of August 15, 2021 for a portion of warehouse space; September 12, 2021 for the field hospital space; and October 1, 2021 for the balance of the warehouse space. Although DGS recently procured 308,220 sf of warehouse space from Prologis Targeted U.S. Logistics Fund, L.P., which was approved as an emergency report item A-10 Supplemental on 7/7/21, this space



**DEPARTMENT OF GENERAL SERVICES
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39-LT. TENANT LEASE (cont'd)

Agency Remarks (cont'd):

is not sufficient to relocate all of the material housed at the Convention Center. Additional short term warehouse space is needed to store the above-described materials and provide time for MDH to re-allocate, sell or donate the COVID-19 goods.

Since there is no other source currently available for warehouse space and MDH is in urgent need of this space for the Baltimore Convention Center field hospital closure, it has been determined that this sole source license agreement is in compliance with COMAR 21.05.05.02A(1) as the only existing source which meets the warehouse space requirement. The rate of \$5.00 per sq. ft. with additional expenses is considered a below market rent for this space, with most warehouse rates observed in the \$10 - \$12 per sq. ft. range.

BOARD OF PUBLIC WORKS ACTION

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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Courtney League 410-767-5516
courtney.league@maryland.gov*

40-GM. GENERAL OBLIGATION BOND PROCEEDS

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

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

1.	Agency:	Department of General Services/Department of Natural Resources
	Fund Source:	DNR POS 2020 Item 004

1.1 Contract ID: Smithville Lake Dam Access Road & Elevated Walkway; *G-011-210-010*
Description: Design stone access road at Smithville Lake Dam near Federalsburg to allow future construction of a cofferdam to replace the dam's gate valve and drawdown pipe. Also, an elevated walkway secured by fencing and a gate to prohibit public access on the west side of the dam will be installed to provide safe access for the gate operator.
Procurement Method: Qualification Based Selection
Award: Rummel, Klepper & Kahl, LLP; Baltimore, MD
Amount: \$302,328 **Resident Business:** Yes

2.	Agency:	Department of General Services/ DPSCS
	Fund Source:	MCCBL 2019: MCTC-housing unit windows and steam heating system Item 301 \$137,000
		MCCBL 2020 Provide funds to complete construction of the replacement of windows and heating systems for housing units at the Maryland correctional training center Item 114 \$14,012

2.1 Contract ID: MCTC Housing Units 3&4 Windows and Heating System Upgrade; *KA-000-180-D01*
Description: Construction inspection and testing services for window and heating system upgrades at the Maryland Correctional and Training Center (MCTC) housing units 3 and 4 in Hagerstown. The new steam system is expected to save approximately \$10,000 per month for each housing unit.
Procurement Method: Qualification Based Selection
Award: Brudis & Associates, Inc.; Columbia, MD (SBE)
Amount: \$151,012 **Resident Business:** Yes

BOARD OF PUBLIC WORKS ACTION

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WITHDRAWN

WITH DISCUSSION

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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
August 11, 2021**



SUPPLEMENTAL

REVISED

*Contact: Webster Ye 410-974-2389
webster.ye@maryland.gov*

41-S-MOD. SERVICES MODIFICATION

Department of Health, Office of Preparedness and Response

Contract ID: Transport Services for COVID-19 Emergency; OPR-SPC-21/004
ADPICS No.: COJ33356

Contract Approved: 06/08/2021, by MDH Delegated Authority

Contractor: PITT OHIO; Pittsburg, PA

Contract Description: Provide transportation services including: tractor-trailer and other vehicles, with drivers, to deliver Medical Countermeasures (MCM) and other supplies/equipment to all 24 Maryland jurisdictions within hours of notification. MCM and supplies were distributed from various locations to health care facilities, destination points of dispensing, and local bulk storage sites located across Maryland.

Modification Description: Increase contract authority and extend the term of this contract to ensure continuity of transport services through the end of COVID-19 response, recovery, and demobilization.

Original Contract Term: 06/01/2021 - 12/31/2021

Modification Term: 09/02/2021 - 12/31/2022

Original Contract Amount: \$ 49,500

Modification Amount: \$600,500

Total Contract Amount: \$700,000

Prior Mods/Options: \$50,000 (Mod. #1: increase funding; Delegated Authority – MDH, 08/02/2021)

Percent +/- (This Item): 1213%

Total Percent Change: 1314%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: N/A / N/A

MBE/VSBE Compliance: N/A / N/A



**DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

REVISED

41-S-MOD. SERVICES MODIFICATION (cont'd)

Requesting Agency Remarks: Transportation services are being provided, including tractor-trailer and other vehicles with drivers, to deliver Medical Countermeasures (MCM) and/or other supplies/equipment. MCM and supplies will continue to be distributed from various locations to health care facilities, destination points of dispensing, and local bulk storage sites located across Maryland.

Without this modification, MDH will not be able to decommission the Baltimore Convention Center Field Hospital in time for the Baltimore Convention Center to fully open to conventions on October 1st. MDH will also not be able to distribute PPE and other medical supplies to active testing and vaccination operations in a timely manner, impacting their ability to prevent the spread of COVID-19 and its variants. When the time comes for further decommissioning of other sites, such as Advanced Medical Tents and Alternate Care Sites this contract will meet that transportation need as well.

Fund Source: 100% Special (*seeking FEMA reimbursement*)

Approp. Code: F0601

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

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