# BOARD OF PUBLIC WORKS TABLE OF CONTENTS JANUARY 27, 2021

# **MEETING LOCATION: ONLINE**

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Contact: Norman Astle 410-841-5864 norman.astle@maryland.gov

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

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

*Amount*: \$ 255,496.13

**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	Grantee	Agreement #	\$Amount
Carral1	John Sussman	RS-2021-2133	\$700.00
Carroll	Joseph Jasilaitis	MP-2021-2117	\$1,300.00
Frederick (Catoctin)	Scott Coblentz	MP-2021-2131	\$14,600.00
Frederick	Paul Dotter	MP-2021-2132	\$36,300.00
	Ben Hartline	AT-2021-2039	\$21,200.00
Harford	Christonhan Diyon	LS-2021-1969	\$67,696.13
	Christopher Dixon	LS-2021-1970	\$97,200.00
Kent	Linda Bontrager	AT-202-12119	\$11,500.00
Washington	Neal Corwell	AT-2021-2130	\$5,000.00

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

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





Contact: Norman Astle 410-841-5864 norman.astle@maryland.gov

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

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

*Amount:* \$ 22,787.41

*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
Frederick	James Frey	MP-2020-2274	\$19,521.33
Frederick	James Frey	MP-2020-2271	\$643.50
Howard	F. Fenby Moore	RS-2020-2394	\$1,482.40
Kent	Omar Fisher	AT-2020-2218	\$304.40
Queen Anne's	Mark Sultenfuss	CH-2020-2368	\$835.78

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

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

Additional funds are requested for these projects to offset additional costs realized at the completion of the project. These additional costs are a result of design changes 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.





Contact: Norman Astle 410-841-5864 norman.astle@maryland.gov

# 3. <u>DEPARTMENT OF AGRICULTURE</u> COMAR Title 15: Department of Agriculture Regulations

**Recommendation**: That the Board of Public Works approve regulations proposed by the Maryland Department of Agriculture amending Regulations .02 and .05 under COMAR 15.01.05, Cost-Sharing Program Water Pollution Control Program.

*Authority*: Section 8-704(c)(2), Agriculture Article, Annotated Code of Maryland (requiring that "all regulations adopted under this section shall be approved by the Board of Public Works prior to the use of the proceeds of State bonds in the cost-sharing program").

*AELR Review:* Complete. The AELR Committee not only completed its review of MDA's proposed amendments to Regulations .02 and .05 under COMAR 15.01.05, but also granted emergency status to these amendments. Emergency status began on December 8, 2020 and expires on May 19, 2021. See 48 *Maryland Register*, Issue 1, page 9.

Proposal Published: 48 Maryland Register, Issue 1, pages 19-20 (published on 1/4/2021).

*Remarks:* The proposed action reflects recent changes to State law governing the State's Cost-Sharing Program. See Ch. 305 (S.B. 597), Acts of 2020. These changes expressly authorize the use of cost-sharing funds not only for "best management practices" but also "fixed natural filter practices."

*Amendments*: 15.01.05.02(B)(6) Definitions – Amending the term "Eligible cost" to include the capital expenditure for installing a fixed natural filter practice.

15.01.05.02(B)(7) Definitions – Defining the term "Fixed natural filter practice".

15.01.05.02(B)(9) Definitions – Defining the term "Improved conservation benefit".

15.01.05.02(B)(10) Definitions – Defining the term "Natural resource concern".

15.01.05.05(A)(1) Application Review and Approval – The Department to Approve or Disapprove an Application





Contact: Gabriel Gnall 410-260-7335 gabriel.gnall@maryland.gov

# 4. <u>BOARD OF PUBLIC WORKS</u> *Procurement Agency Activity Report*

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

Department of Budget and Management: January – February 2018

*Authority:* COMAR 21.02.01.05







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

### 5. <u>BOARD OF PUBLIC WORKS</u> *Wetlands Licenses*

**Recommendation:** The Board of Public Works Wetlands Administrator recommends that the Board grant the 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.

### ANNE ARUNDEL COUNTY

20-0361 *ASTARTE, LLC* – To provide shoreline erosion control and improve navigable access by replacing in-kind a pier with mooring piles and installing new mooring piles, constructing and backfilling a replacement bulkhead, mechanically dredging an area, and depositing the dredged material at an approved upland disposal site.

Annapolis, Spa Creek

Special conditions: Restrictions for Time-of-year and slip/lift/hoists maximums. Requirements for local planning and zoning authorization, bulkhead construction, dredge transport, maintenance dredging, staking, and post-dredge bathymetric survey.

20-0690 *DARYL WAGNER* – To provide shoreline erosion control and comply with the 2009 Settlement Agreement between Licensee and the US Army Corps of Engineers and Maryland Department of Environment by constructing a containment sill, filling and grading with sand, and planting marsh vegetation. *Little Island*, *Magothy River* 

Special conditions: Requirements for marsh establishment, marsh maintenance plan, north end of proposed marsh, and Toxic Material Permit. Wetlands created: 1,600 square feet

<b>BOARD OF PUBLIC WORKS</b>	THIS ITEM WAS:	
APPROVED DISAPPROVED	DEFERRED WITHDRAWN	
WITH DISCUSSION	WITHOUT DISCUSSION	



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

### 6. <u>BOARD OF PUBLIC WORKS</u> Wetlands License – #20-0470 – Chesapeake Utilities Compensation

**Recommendation:** The Board of Public Works Wetlands Administrator recommends that the Board: (1) grant a wetlands license for a project involving filling under State tidal wetlands; and (2) assess annual compensation of \$350 to be deposited into the MDE Wetlands and Waterways Program Fund.

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

Application received	May 7, 2020
Comment period closed	September 15, 2020
• MDE Report and Recommendation received	November 12, 2020

*Classification*: This case is classified as extraordinary because there is a recommendation that the Board assess compensation (COMAR 23.02.04.08B) and a virtual public hearing was held on September 17, 2020 with 83 participants.

*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.

*Compensation:* Chesapeake Utilities seeks to install three 8-inch diameter natural gas pipelines using horizontal directional drilling (HDD) by drilling three 12-inch bores under State tidal wetlands. The Board of Public Works shall assess annual compensation for the placement of pipelines under State tidal wetlands.\* The Wetlands Administrator recommends annual compensation of \$350 calculated as follows:

140 (69 + 21 + 50lf) linear feet x 2.50/linear foot = 350.



### 6. <u>BOARD OF PUBLIC WORKS</u> (cont'd) Wetlands License – #20-0470 – Chesapeake Utilities Compensation

### SOMERSET COUNTY

20-0470 *CHESAPEAKE UTILITIES* – To extend natural gas service by installing three 8inch natural gas pipelines under the Manokin River, Taylor Branch and Kings Creek.

Somerset County

**Special conditions:** Time-of-year restriction. Requirements for horizontal directional drill reference book, Coast Guard coordination, geotechnical data, Frac-out Contingency Plan, Independent Monitoring Contractor and reporting, providing drilling fluid pressure information to agencies, Frac-out protocol, rainfall corroboration, providing bottom elevations of streams, pre-construction meeting, drill hole abandonment, Soil Erosion and Sediment Control Plan, water quality testing to landowners, drilling fluid components, water quality monitoring during a frac-out, protocol for citizen complaints, hydrostatic testing, DNR tree-impact approval, pipeline ownership transfer, and annual compensation.





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

### 7. <u>DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT</u> Down Payment and Settlement Expense Loan Program

**Recommendation:** That the Board of Public Works approve the release of the second lien deeds of trust to facilitate short sales on two properties and allow the Maryland Department of Housing and Community Development to take unsecured promissory notes for the Down Payment Settlement Expense Loan Program. The promissory notes will be for a total of \$15,000.

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

### **Original Loan/Current Balance**

Westry L Hart 20145 Kellys Lane, Hagerstown 21742	Washington County	\$ 10,000
Matthew C Jones & Annie E Blanchard 240 E 2nd Street, Frederick 21701	Frederick County	\$ 5,000





Contact: Terri Wilson 410-537-4155 terria.wilson@maryland.gov/cheryl.reilly@maryland.gov

### 8. <u>MARYLAND DEPARTMENT OF THE ENVIRONMENT</u> Bay Restoration Fund

**Recommendation:** That the Board of Public Works approve up to \$4,080,000 in grant funding to upgrade Onsite Sewage Disposal (Septic) Systems (OSDS) with Best Available Technology for nitrogen removal and make sewer connections.

Authority: Environment Article, §§ 9-1601 through 9-1622, Annotated Code of Maryland.

Fund Source: Bay Restoration Fund FY 2021

Applicant/County	Grant Award	Applicant/County	Grant Award
Anne Arundel	\$250,000	Howard (Canaan Valley Inst.)	\$125,000
Baltimore	\$170,000	Kent County	\$400,000
Calvert	\$450,000	Montgomery (Canaan Valley Inst.)	\$185,000
Carroll	\$110,000	Prince George's	\$80,000
Cecil	\$185,000	Queen Anne's	\$550,000
Charles	\$90,000	Somerset	\$100,000
Dorchester	\$310,000	Washington (Canaan Valley Inst.)	\$175,000
Frederick (Canaan Valley Inst.)	\$90,000	Wicomico	\$310,000
Harford	\$500,000		

**Program Description**: These grantees will implement the Bay Restoration Fund Septic System Upgrade Program (SSUP) locally, consistent with COMAR 26.03.13.04 and MDE program guidance. Applications for funding will be prioritized as follows:

- 1. Failing OSDS in the Critical Areas
- 2. Failing OSDS outside the Critical Areas
- 3. Non-Conforming OSDS in the Critical Areas
- 4. Non-conforming OSDS outside the Critical Areas
- 5. Other OSDS in the Critical Areas, including new construction
- 6. Other OSDS outside the Critical Areas, including new construction

Residential OSDS owners are eligible for a minimum 50% and maximum 100% grant for the Best Available Technology cost, based on household income; business owners are eligible for 50% of the Best Available Technology cost as grant; small business owners are eligible for 75% of the Best Available Technology cost as grant.

The project is consistent with State Clearinghouse comments and recommendations.

<b>BOARD OF PUBLIC WORKS</b>	THIS ITEM WAS:	
APPROVED DISAPPROVED	<b>DEFERRED</b> WITH	DRAWN
WITH DISCUSSION	WITHOUT DISCUS	SION



Contact: Terri Wilson 410-537-4155 terria.wilson@maryland.gov/cheryl.reilly@maryland.gov

### 9. <u>MARYLAND DEPARTMENT OF THE ENVIRONMENT</u> Energy-Water Infrastructure Program Grant

<b>Recommendation:</b>	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:	Fruitland Water Treatment Plant Solar Panel
Recipient:	City of Fruitland
Location:	Wicomico County/Legislative District 38B
Amount:	Up to \$522,279

**Project Description:** The project entails the construction of a solar panel system and associated appurtenances to generate renewable energy at the Fruitland Water Treatment Plant (WTP). The system will be interconnected with the electrical grid and net-metered against the WTP electricity consumption in order to save electrical costs for the facility. This project also includes the necessary site work associated with the installation of the panels. This project is consistent with the Greenhouse Gas Reduction Act's statewide goal of reducing greenhouse gas emissions 40% by 2030.

Project Funding Sources:	
Energy Water Infrastructure Program Grant, EWIP 07.23 (This Action)	\$ 522,279
Local Share	<u>\$ 12,851</u>
Total Estimated Project Cost	\$ 535,130

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.





## 10. <u>MARYLAND ENVIRONMENTAL SERVICE</u> Woodstock Job Corps Center, Baltimore County

<b>Construction Contract:</b>	Woodstock Job Corps Center Wastewater Treatment Plant Upgrade MES Project # 1-21-2-01-5		
Description:	Replacement of the obsolete wastewater treatment plant		
Procurement:	Competitive Sealed Bids		
Bids:M2 Construction LLC, Lancaster, PA American Contracting & Environmental Services, Columbia, MD Lee Foundation Co. Inc., White Marsh, MD Kiewit Infrastructure Co., Hanover, MD Bearing Construction, Inc, Sudlersville, MD\$ 8,184,300. \$ 8,627,000. \$ 10,486,504. 			
Award:	M2 Construction LLC		
Amount:	\$8,184,300		
Term:	425 days		
<b>MBE</b> Participation:	14%		

**Remarks:** The existing facility was constructed in 1972 and has reached the end of its useful life. Process tanks are heavily rusted and in danger of collapsing. The treatment process technology is outdated and not capable of significant nutrient removal.

Fund Sources:	MCCBL of 2019, <i>MES Infrastructure Improvement Fund (UB00)</i> MCCBL of 2020, <i>MES Infrastructure Improvement Fund (UB00)</i> Pre-Authorization Act of 2021		
Appropriation Codes:			\$ 2,931,476.00
		20 (PCA #12095)	\$ 3,338,824.00
	Pre-authorization		\$ 1,914,000.00
Resident Business:	No	Tax Compliance No.	20-4041-1111
<b>BOARD OF PUBLIC WO</b>	ORKS	THIS ITEM WAS:	
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### 11. <u>MARYLAND ENVIRONMENTAL SERVICE</u> Sandy Point State Park

A/E Contract:	WATEK Engineering Corporation MES Project # 1-21-2-23-3
Description:	Develop recommendations and begin preliminary engineering for improvements to the water tower foundation and water treatment facility at the Park.
Procurement:	A/E Shortlist
Award:	WATEK Engineering Corporation, Gaithersburg, Maryland
Amount:	\$ 14,516
Term:	6 Weeks
MBE Participation:	0%

**Remarks:** The existing water treatment plant and water tower located at Sandy Point State Park provide potable water and fire protection for the Park and the State Highway Facility at the Bay Bridge. The water tower support piers are in very poor condition and in need of extensive repairs; it is possible they are beyond repair. Under this contract, the AE will review existing data on the water plant and water tower foundation, evaluate the hydraulic adequacy of the water tower, compare options for rehabilitating the water tower and evaluate reliability of the water plant, and review water quality data and prepare a life cycle cost analysis. The AE will prepare a preliminary engineering report on their findings.

Fund Source:	Natural Resources Development Fund of FY2021 POS Item 004		
Appropriation Code:	PCA # 12109		
Resident Business:	Yes	Tax Compliance No.:	20-1924-0111





# 12. <u>MARYLAND ENVIRONMENTAL SERVICE</u> Jessup Correctional Institution, Anne Arundel County

A/E Contract:JCI- Boiler Blowdown Piping Trench UpgradeMES Project #1-21-4-32-3

*Description:* Engineering services including evaluation of the boiler blowdown piping and utility trenches at the Jessup Correctional Institution (JCI) boiler plant and design of improvements.

Procurement:	A/E Shortlist
Award:	C.C. Johnson & Malhotra, Baltimore, Maryland
Amount:	\$42,600
Term:	6 months
MBE Participation:	0%

**Remarks:** The existing blowdown piping system from Boilers #1, 2 and 3 is buried in a trench with a 12" thick poured concrete top. The existing piping from Boiler #4 is in a trench filled with crushed stone. There is limited room to accommodate expansion during blowdown events, which results in the blowdown piping requiring periodic repairs in areas that are often difficult to reach. The existing trenches should be replaced with a more accessible and cost-effective long-term system. Under this contract, the A/E shall evaluate and design a recommended solution to improve the boiler blowdown piping trenches at JCI. The improvement shall encompass a walkable, open trench that allows for visual inspection, thermal expansion, and ease of access to all the blowdown piping.

C.C. Johnson and Malhotra is a MDOT-certified MBE firm.

Fund Source:	MCCBL of 2019; MES Infrastructure Improvement Fund (UB00)		
Appropriation Codes:	336 MCCBL	2019 (PCA #12070)	
<b>Resident Business:</b>	Yes	Tax Compliance No.:	20-3992-0111

<b>BOARD OF PUBLIC WORKS</b>	THIS ITEM WAS:	
APPROVED DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOU	TT DISCUSSION



#### 13. MARYLAND ENVIRONMENTAL SERVICE Jessup Correctional Institution, Anne Arundel County

A/E Contract: JCI- Boiler Controls Upgrade MES Project # 1-21-4-33-3

**Description:** Engineering services to evaluate the current controls, develop recommendations and design upgrades to the boiler control system at the Jessup Correctional Institution (JCI) Steam Plant.

Procurement:	A/E Shortlist	
Award:	Hartwell Engineering Inc., Annapolis, Maryland	
Amount:	\$25,777.75	
Term:	6 months	
MBE Participation:	17%	

**Remarks:** In 2016, product notification from the manufacturer indicated that the existing boiler controllers at this facility will be retired due to limited component availability and their expiring electrical accreditations for the model installed at JCI. Spare parts and circuit board kits have not been manufactured for this boiler controller since September 2017, so supply is subject to availability. This poses a potential challenge in the event of an outage where suitable repair parts may not be available. This upgrade will address the retired parts deficiency to minimize service delivery deficiencies, optimize system performance, increase system reliability, and assure compliance with applicable safety and industry standards. The AE will be evaluating all components in the controls system that feed data to the boiler controller to ensure they will be compatible with the upgrade to the new boiler controller when installed.

Fund Source:	MCCBL of 2	019; MES Infrastructure Impr	rovement Fund (UB00)
Appropriation Codes:	336 MCCBL	2019 (PCA #12070)	
Resident Business:	Yes	Tax Compliance No.:	20-3997-1111

<b>BOARD OF PUBLIC WORKS</b>	THIS ITEM WAS:	
APPROVED DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOU	T DISCUSSION



### 14. <u>MARYLAND ENVIRONMENTAL SERVICE</u> *Eastern Correctional Institution*

*Equipment Contract:* New dual fuel boiler burners and economizers MES Project #1-21-4-37-2

*Description:* Furnish new dual fuel boiler burners and flow economizers for each of the existing boilers at the ECI Cogeneration plant as part of fuel conversion to natural gas.

Procurement:	Sole Source
Award:	Delval Equipment Corporation, West Norriton, PA
Amount:	\$845,731.68
Term:	12 months
MBE Participation:	0%

**Remarks:** The Eastern Correctional Institution (ECI) cogeneration plant is converting both existing high-pressure boilers from firing wood chips and No. 2 fuel oil to fire natural gas and No. 2 fuel oil. For the ECI plant to be ready for natural gas consumption by September 2021, the plant must complete necessary fuel conversion and interconnection tasks. The equipment package purchased under this contract will include the burner, economizer and other plant equipment such as fuel meters and dampers that are needed to facilitate the conversion for the existing boilers.

Cleaver Brooks is the original equipment manufacturer (OEM) of the existing boilers at ECI. As the OEM, Cleaver Brooks has the technical insight and proprietary knowledge regarding postconversion boiler performance, efficiency and emissions output to ensure successful integration with existing controls. The equipment package is based upon the OEM's recommendation. The Delval Equipment Corporation is the only authorized Cleaver-Brooks Service and Sales Representative for the states of Delaware, Maryland, New Jersey (South of Trenton), Pennsylvania, Washington DC, and West Virginia for all products supplied by Cleaver Brooks.

WITH DISCUSSI	ON	WITHOUT	DISCUSSION
APPROVED DIS	APPROVED	DEFERRED	WITHDRAWN
BOARD OF PUBLIC W	ORKS	THIS ITEM WAS:	
Resident Business:	No <i>Tax Compliance No.:</i>		21-0010-1111
Appropriation Code:		2020 (PCA 12091) ergy Administration Grant	\$295,731.68 \$550,000.00
Fund Sources:	MCCBL of 2020, <i>MES Infrastructure Improvement Fund (UB00)</i> MEA - FY20 Maryland Anchor Customer Grant Program		



Contact: Christopher Lord 410-576-6559 clord@oag.state.md.us

#### 15. **UNIVERSITY OF MARYLAND, COLLEGE PARK** General Miscellaneous

**Recommendation:** The University of Maryland, College Park and the Office of the Attorney General request approval for the payment of \$200,000 in full settlement of all claims made by Plaintiff, Hua Zhang, in the lawsuit captioned Hua Zhang v. University of Maryland, College Park, United States District Court for the District of Maryland, Case No. 19-3354 PJM.

Authority:	State Government Article §§ 12-404 and 12-501

Amount: \$200,000

Fund Source: Agency Funds **Appropriation Code:** R30B22.00

Requesting Agency Remarks: The University of Maryland, College Park and the Office of the Attorney General recommend approval of the proposed settlement in full and final satisfaction of the plaintiff's claims as in the best interest of the State. If this proposed settlement is approved, one check in the amount of \$200,000.00 should be made payable to Hua Zhang and Kalbian Hagerty, LLP. The check should be mailed to Christopher B. Lord, Office of the Attorney General, 200 St. Paul Place, Baltimore, Maryland 21202, who will ensure that all the necessary documentation and releases are complete and that the check is delivered as required by the settlement agreement.





Contact: Christopher Lord 410-576-6559 clord@oag.state.md.us

R30B22.00

### 16. <u>UNIVERSITY OF MARYLAND, COLLEGE PARK</u> General Miscellaneous

Agency Funds

Fund Source:

**Recommendation:** The University of Maryland, College Park and the Office of the Attorney General request approval for the payment of \$3,500,000 in full settlement of all claims made by Martin McNair, Tonya Wilson, and the Estate of Jordan McNair ("Claimants").

Authority:	State Government Article §§ 12-107, 12-404 and 12-405	
Amount:	\$3,500,000	

**Requesting Agency Remarks:** The University of Maryland, College Park and the Office of the Attorney General recommend approval of the proposed settlement in full and final satisfaction of Claimants' claims as in the best interest of the State. If this proposed settlement is approved, one check in the amount of \$3,500,000.00 should be made payable to Claimant's counsel, Murphy, Falcon & Murphy. The check should be mailed to Christopher B. Lord, Assistant Attorney General, Office of the Attorney General, 200 Saint Paul Place, 17th Floor, Baltimore, Maryland 21202, who will ensure that all the necessary documentation and releases are complete and that the check is delivered as required by the settlement agreement.

Appropriation Code:





# 17. <u>MARYLAND ENVIRONMENTAL SERVICE</u> *Record Correction*

**Recommendation:** That the Board of Public Works accept the corrections to the following records for improvements at the Jessup Correctional Institution boiler plant where the fund source was incorrectly reported.

1. <b>Original Approval:</b> Secretary's Agenda, Item 8, 10/2/2019		
Contract Description:	Replace header pipe insulation at Jessup Correctional Institution	
Approved Fund:	MCCBL of 2018, MES Infrastructure Improvement Fund (UB00)	
Corrected Fund:	MCCBL of 2019, MES Infrastructure Improvement Fund (UB00)	
2. Original Ap	proval: Secretary's Agenda, Item 13, 11/20/2019	
Contract Description:	Install bollards around exposed gas pipe	
Approved Fund:	MCCBL of 2018, MES Infrastructure Improvement Fund (UB00)	
Corrected Fund:	MCCBL of 2019, MES Infrastructure Improvement Fund (UB00)	
3. <b>Original Approval:</b> Secretary's Agenda, Item 7, 3/18/2020		
Contract Description:	on: Procure and install a new water softener system for the boiler	
I I I I I I I I I I I I I I I I I I I	plant.	
Approved Fund:	MCCBL of 2018, MES Infrastructure Improvement Fund (UB00)	
Corrected Fund:	MCCBL of 2019, MES Infrastructure Improvement Fund (UB00)	
Correcteu Funu.	weede of 2019, web injustracture improvement Fund (Ob00)	





Contact: Robert Gleason 410-260-3910 robert.gleason@maryland.gov

### A1. <u>DEPARTMENT OF GENERAL SERVICES</u>

*Contract Title:* Replacement of Fire Suppression Equipment at the State House Building; *BA-491-210-001* 

*Contract Type:* Construction

**Description:** Furnish all design, engineering, labor, materials, supervision, equipment, insurance, etc., necessary for, but not limited to, the removal and replacement of the existing fire pump, fire pump controller, jockey pump, and jockey pump controller that protect and are located in the State House located in Annapolis.

<b>Procurement Method:</b>	Emergency	
Date Emergency Declared:	June 26, 2020	
Bids:	BFPE, International; Hanover, MD\$121,7Advanced Fire Protection, LLC; Baltimore, MD\$132,0	
Award:	BFPE, International; Hanover, MD	
Amount:	\$121,735	
Contract Award Date:	July 13, 2020	
Term:	60 calendar days	

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

**Remarks:** Nature of Emergency: The fire suppression system for the State House Building experienced a complete and irreversible failure. This emergency procurement includes, but is not limited to, the fire pump, fire pump controller, the jockey pump, and the jockey pump controller that serve the State House Building. The existing fire pumps and controllers are not repairable.

BFPE, International is a company that specializes in fire suppression repair, design, engineering, and installation and can make the necessary repairs to restore the system to a safe and compliant operational status. BFPE, International has performed fire suppression system repair and installation work for the Annapolis Public Grounds and Buildings complex.



# A1. DEPARTMENT OF GENERAL SERVICES (cont'd)

### Remarks (cont'd):

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

*Reason for Lateness:* The emergency report was drafted but mistakenly not filed within the required 45 days.

*Fund Source:* MCCBL 2019. Item 103.

Resident Business: Yes

*MD Tax Clearance:* 20-2214-1111



BOARD OF PUBLIC WORKS SECRETARY'S ACTION AGENDA APPENDIX January 27, 2021



Contact: Suzanne Dorsey suzanne.dorsey@maryland.gov

# A2. <u>DEPARTMENT OF THE ENVIRONMENT</u>

**REVISED** 

Contract Title:	Sewer Sentinel: Covid-19 Virus Sampling and Analysis in Wastewater ADPICS NO. U00B1600005
Contract Type:	Services – Contract I: Wastewater Sampling Contract II: Analysis

**Description**: Contract 1) Take composite samples of wastewater on a periodic basis as determined by Maryland Department of the Environment (MDE) from safe access points at up to 50 congregate housing facilities identified by MDE;

Contract 2) Obtain a presence/absence and/or quantitative estimate of the amount of COVID-19 virus present in wastewater to examine the change in COVID-19 viral load with time. This method can identify increased concentrations which may indicate an outbreak of the COVID-19 virus before other benchmarks like clinical testing or hospitalization rates.

**Procurement Method**: Emergency

Date Emergency Declared: March 5, 2020

**Bids:** 

# Contract I: Wastewater Sampling

Bidder	Bid Price
EA Engineering; Hunt Valley, MD	\$464,102 Initial term/\$487,502 6 month option
Inspection Experts, Inc.; Columbia, MD	\$565,500 Initial term/\$487,500 6 month option
RJN Group; Baltimore, MD	\$780,000 Initial term/\$624,000 6 month option

# Contract II: Analysis

Bidder	Bid Price
CosmosID; Rockville, MD	\$323,700 Initial term/323,700 6 month option
BioBot Analytics, Inc.; Cambridge, MA	\$455,000 Initial term/\$455,000 6 month option
RJN Group; Baltimore, MD	\$516,100 Initial term/\$516,100 6 month option
Water Lens, LLC; Houston, TX	No bid for Initial term/\$292,500 6 month
	option
ALS Marshfield, LLC; Houston, TX	\$6,240 Initial term/\$6,240 6 month option



# A2. <u>DEPARTMENT OF THE ENVIRONMENT</u> (cont'd)

REVISED

Award:	Contract I: Inspection Experts, Inc.; <i>Columbia, MD</i> Contract II: CosmosID; <i>Rockville, MD</i>		
Term:	12/01/2020 - 06/01/2021 w/one six-month renewal option		
Amount:	Contract I:\$565,500 six months; \$487,500 six-month optionContract II:\$323,700 six months; \$323,700 six-month optionTotal Award:\$889,200 six months		

Contract Award Date: December 1, 2020 (Inspection Experts); December 4, 2020 (CosmosID)

**MBE/VSBE Participation**: 0% / 0%

*Fund Source:* 100% Federal Funds, CARES; CFDA 21.019

**Remarks:** Nature of Emergency -COVID-19: On March 5, 2020, Governor Larry Hogan issued a Declaration of State of Emergency and Existence of Catastrophic Health Emergency due to the outbreak of a severe respiratory disease resulting in illness or death that is caused by the personto-person spread of the novel coronavirus. The anticipated surge of patients seeking urgent medical attention, as presented by the Maryland Emergency Management Agency (MEMA) and Maryland Department of Health (MDH), required immediate, innovative solutions to expeditiously detect and identify areas of increased viral activity. The Maryland Department of the Environment will deploy the sewer sentinel project to detect COVID in wastewater. The Department's goal is to provide health professionals and vulnerable citizens with advance warning of an outbreak. This pooled monitoring approach is a cost-effective tool to detect outbreaks in congregate housing settings. While the tool cannot identify individuals with the disease it will detect the virus in wastewater can find outbreaks before clinical testing. The approach focuses on vulnerable populations in subsidized housing and correctional facilities and seeks to save lives by coordinating health responses by local and state health departments.

*Basis for Selection:* MDE advertised the emergency solicitation on eMMA on November 6, 2020 with proposals due on November 12, 2020. Eight companies submitted responses. One company was deemed not susceptible of award for submitting company literature in lieu of a proposal. The remaining seven Offerors were evaluated in their respective Category for technical merit. At the conclusion of the technical review, financial proposals were opened and evaluated.

BOARD OF PUBLIC WORKS SECRETARY'S ACTION AGENDA APPENDIX January 27, 2021



# A2. DEPARTMENT OF THE ENVIRONMENT (cont'd) [..]

REVISED

Contract I: Inspection Experts provided a proposal that met the technical criteria of the RFP, demonstrated capability and provided the most advantageous offer to the State. Technical merit was given greater weight in the selection based on the importance of the contract to the State. A lower priced financial offer included conditions that were not advantageous to the State and ultimately would cost more than the price proposed or would require modification to the contract post-award.

Contract II: CosmosID provided a proposal that met or exceeded the criteria with a depth of knowledge that is very beneficial to the State. In addition, CosmosID provided a very competitive financial proposal that made them the most advantageous to the State.

Tax Compliance No.:	Inspection Experts, Inc. 20-3708-0111		
	CosmosID	20-3707-1111	

Resident Business: Yes





Contact: Queen Davis queen.davis@maryland.gov

# A3. <u>DEPARTMENT OF HEALTH</u> Office of Procurement and Support Services

Contract Title:	Director of Clinical Services Potomac Center Secure Evaluation & Therapeutic Treatment Program (SETT)
	ADPICS NO.: M00B1600160/OPASS# 21-18888
Contract Type:	Services
Description:	The vendor will fill the open position of Director of Clinical Services responsibilities at the Potomac Center Secure Evaluation & Therapeutic Treatment Center.
Procurement Method:	Emergency
Date Emergency Declared:	September 21, 2020
Bids:	N/A
Award:	The Columbus Organization; Wayne, PA
Amount:	\$247,520
Contract Award Date:	October 11, 2020
Term:	10/11/2020 - 10/10/2021
<b>MBE</b> Participation:	N/A
Fund Source:	100% General

**Remarks:** Nature of Emergency: The Potomac Center began recruiting for the Director of Clinical Services position with the resignation of Dr. Barbara Allgood-Hill in November 2019 who held the Program Manager IV PIN. This position is responsible for direct clinical supervision over the social work and psychology departments.



## A3. <u>DEPARTMENT OF HEALTH</u> (cont'd) Office of Procurement and Support Services

### Remarks (cont'd):

Licensing requirements for the facilities by OHCQ dictate the requirements needed for supervision and supervisor-to-staff ratios over these departments.

At the time the Human Resources (HR) department actively began recruiting for this position by having it posted and open through the state job board. Also at that time, at the direction of the regional manager, MDH reached out to other recruiting firms to research the job pool, recruits, and possible candidates to fill this needed position. The HR department continuously kept the position posted and actively recruiting from 11/22/2019 through 4/30/2020 with no qualified candidates applying. The qualifications for the position to handle supervision for social workers and psychology associates for developmentally disabled residents is so specialized that this position was elevated to a MDH Office of Human Resources (OHR) Analyst. Sandi English with OHR was assigned to help recruit for this position as she focuses on hard-to-fill positions. It was posted throughout multiple hiring avenues such as Indeed. It was posted as of 5/6/2020 and is currently still open searching for qualified candidates. However, the search was further impeded by the relocation of the SETT program in January 2020 and then with the changing COVID operations environment. No qualified candidates were located throughout this entire process.

*Basis for Selection*: MDH was contacted by The Columbus Organization who forwarded a possible qualified candidate. After researching and interviewing this candidate, MDH feels this candidate can successfully supervise both departments. This is a one year commitment with The Columbus Organization to assist in establishing protocol and policies for the new SETT location. This position will also provide leadership during changing COVID operations for the psychology and social departments with our developmentally disabled residents. With no other successful recruiting practices, The Columbus Organization has been the only source to propose an individual for these services.

*Tax Compliance No.:* 75-2690132

Resident Business: No



### BOARD OF PUBLIC WORKS SECRETARY'S ACTION AGENDA APPENDIX January 27, 2021



Contact: Sherry Alban 410-706-3145 salban@miemss.org

### A4. <u>MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES</u> <u>SYSTEMS</u> <u>MIEMSS</u>

Contract Title:	Emergency Medical Ambulance Contract – Butler Medical
	Transport, LLC.
	PO # D53B1600003

Contract Type: Service

**Description**: Contract to provide critical care emergency medical transport services to Maryland hospitals as needed and directed by the Critical Care Coordination Center (C4) on an emergency basis.

<b>Procurement</b> Method:	Emergency	
Date Emergency Declared:	November 23, 2020	
Bids:	Vesper Medical Transport; <i>New Carrollton, MD</i> *(not SCT capable) Butler Medical Transport, LLC.; <i>Windsor Mill, MD</i> Procare Ambulance of MD; <i>Rosedale, MD</i>	\$ 95.72/hour* \$145.00/hour \$165.00/hour
Award:	Butler Medical Transport, LLC.; Windsor Mill, MD	
Amount:	\$2,102,400 Not-to-exceed amount for base term + all options	
Award Date:	December 8, 2020	
Term:	12/08/2020 - 01/07/2021 (30 days) w/ five (5) 30-d	ay options
<b>MBE</b> Participation:	0%	
Fund Source:	100% Federal (CARES ACT) Appropriation Code: D53.T0001 08	



## A4. <u>MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES</u> <u>SYSTEMS</u> (cont'd) <u>MIEMSS</u>

**Remarks:** Nature of Emergency – COVID-19: On November 17, 2020, as a result of the current COVID-19 pandemic, the Secretary of Health issued Amended Directive and Order Regarding Various Healthcare Matters MDH 2020-11-17-01 under the Governor's Declaration of Catastrophic Health Emergency which authorizes MIEMSS in Section 10B to develop an intensive care bed surveillance system that:

- Maintains an ongoing assessment of available intensive care beds in the State;
- Requires hospitals to accurately report availability of intensive care resources;
- Serves as a clearinghouse of resources to facilitate necessary patient transfers;
- Requires hospitals to receive intensive care-level patients identified by MIEMSS
- with appropriate consultations."

On November 30, 2020, under the authority MDH 2020-11-17-01, MIEMSS operationalized a novel critical care coordination center (C4) to assist physicians in identifying available hospital critical care resources when inter-facility patient transfers are necessary. C4, located within the Emergency Medical Resource Center at MIEMSS, functions 24/7 and is staffed with a critical care coordinator and a virtual central intensivist physician (CIP). Any Maryland hospital seeking to identify critical care resources and arrange a transfer can reach out to C4 at MIEMSS' communication center (SYSCOM/EMRC). C4 coordinators will have a near real time view of statewide hospital critical care bed capacity, and CIPs will work with referring physicians to identify patients' anticipated critical care needs. The coordinator and the CIP will then, jointly with the sending facility, work to match the patients with available critical care resources that can manage the patient's condition. Due to the C4 initiative, MIEMSS found it necessary to provide the specialty care transport services outlined below. The imminent need to address this public safety issue left MIEMSS no choice than to declare an emergency procurement. MIEMSS issued an emergency contract to Butler Medical Transport, LLC, within eight (8) days of operationalizing C4 to provide these services on a 24/7 basis. Butler Medical Transport was transporting patients within 48 hours of the contract being finalized.

This contract provides emergency medical ambulance critical care transport and ambulance strike team services on an emergency basis. These services include but are not limited to:

- Provide up to five staffed ambulances available 24-hours per day as provided below.
  - These ambulances will be directed by MIEMSS and will be utilized primarily to support inter-facility and skilled nursing home patient movement when normal transport resources are not available. The contract will begin with one staffed Specialty Care Transport (SCT) capable Advance Life Support (ALS) ambulance and expand to up to five as conditions warrant.
- Initially provide one staffed SCT capable ALS ambulance 24/7.
- Expand to up to a total of five SCT capable ALS ambulances 24/7 within 48 hours of notification by MIEMSS.



## A4. <u>MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES</u> <u>SYSTEMS</u> (cont'd) <u>MIEMSS</u>

- Provide staffing for each ambulance [Basic Life Support (BLS) driver/ALS clinician] to support 24-hour operations.
- Provide on-call Maryland licensed Register Nurse (RN) coverage to support SCT transports when necessary, with each RN on-site within one hour of request.
- Pick up patients from facilities located anywhere in Maryland, and transport patients to a facility as directed by MIEMSS.

MIEMSS can direct Butler Medical Transport to deploy ambulances under this Contract in multiple ways, including:

- Moving patients between acute care hospitals, including transports to facilities that have increasingly limited Intensive Care Unit (ICU) beds;
- Transporting patients from skilled nursing and other facilities when spikes in the number of COVID patients occur;
- Moving patients to and from alternate care facilities; and
- Assisting with movement of critical scare resources.

Ambulance crews will be available to augment staffing in alternate care sites and other facilities when not committed to transporting patients as directed by MIEMSS. MIEMSS shall provide all ambulance crews with personal protective equipment to ensure that they are prepared to transport highly infectious patients. Butler Medical Transport shall house staffed ambulances in central Maryland, unless MIEMSS directs that some ambulances be pre-positioned in other areas of the State. MIEMSS shall direct the dispatch individual of ambulances as needed based on the then current need, and MIEMSS shall monitor the status of the EMS system on a 24/7 basis and to ensure that the units are deployed as needed.

*Basis for Selection:* Lowest responsive bid from a responsible bidder. The lowest initial bidder, Vesper Medical Transport, was not SCT capable.

Resident Business:	Yes	
Tax Compliance No.:	20-4011-0111	
BOARD OF PUBLIC	WORKS ACTION:	THIS REPORT WAS:
	ACCEPTED	REMANDED
WITH	DISCUSSION	WITHOUT DISCUSSION
		28



# 1A. <u>PROGRAM OPEN SPACE LOCAL SHARE</u> Dorchester County

*Recommendation:* Approval to commit \$25,000 for the following planning project.

2022 Land Preservation, Parks and Recreation Plan - \$25,000 Dorchester County POS #6980-9-176 MD20190626-0530

*Background:* Additional funding to complete Dorchester County's Land Preservation, Parks and Recreation Plan to fulfill State requirements.

Prior Approvals: \$25,000 (DNR-RP Item 2A [August 14, 2019])

*Fund Source:* Outdoor Recreation Land Loan 2020, Chapter 565, Acts of 2019 Program Open Space Local Source Code: 20011 \$25,000.00





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

*Recommendation:* Approval to commit \$1,052,500 for the following **development** and **acquisition** projects.

1. *Ma & Pa Connector Trail, Segments 2 & 3 - \$700,000* Harford County POS #7224-12-204 MD20201118-0976

**Background:** Construction of approximately 2.5 miles of trail to connect the Ma & Pa Trail from the Williams Street trailhead in Bel Air to the Blakes Venture trailhead in Forest Hill. This project will connect three communities and four County park systems for a total of approximately 7.5 miles of trail.

*Fund Source:* Outdoor Recreation Land Loan 2017, Chapter 143, Acts of 2016 Program Open Space Local Source Code: 17009 \$423,403.50

> Outdoor Recreation Land Loan 2018, Chapter 150, Acts of 2017 Program Open Space Local Source Code: 18011 \$276,596.50

2. 12 Stones Road Park Acquisition - \$352,500 Harford County POS #7225-1-205 MD20201119-0981

**Background:** Acquisition of approximately 23.5 acres of land for a new park in Bel Air. Future development of the site into an active recreation park will benefit an area of Harford County that is in need of sports fields.

Appraised Value:	Everett Benfield Advisors	\$375,000
	B.F. Semon and Associates	\$330,000

**Property Cost:** \$352,500

*Fund Source:* Outdoor Recreation Land Loan 2021, Chapter 19, Acts of 2020 Program Open Space Local Source Code: 21011 \$352,500.00





## 3A. <u>PROGRAM OPEN SPACE LOCAL SHARE</u> *Howard County*

*Recommendation:* Approval to commit \$1,775,000 for the following acquisition project.

Savage Park - Savage Mill Remainder Property Acquisition – \$1,775,000 Howard County POS #7213-13-105 MD20201031-0941

Background: Acquire 4.93 acres to add to Savage Park.

Appraised Value:	Karen H. Belinko Appraisals, LLC	\$1,885,000
	Lipman, Frizzell & Mitchell, LLC	\$1,750,000

- *Property Cost:* \$1,725,000
- Incidental Costs: \$50,000
- *Fund Source:* Outdoor Recreation Land Loan 2017, Chapter 143, Acts of 2016 Program Open Space Local Source Code: 17009 \$591,341.24

Outdoor Recreation Land Loan 2018, Chapter 150, Acts of 2017 Program Open Space Local Source Code: 18011 \$1,183,658.76





### 4A. <u>PROGRAM OPEN SPACE LOCAL SHARE</u> Montgomery County

*Recommendation:* Approval to commit \$878,400 for the following **planning** and **acquisition** projects.

1. Montgomery County - 2022 Land Preservation, Parks, and Recreation Plan – \$25,000 The Maryland-National Capital Park and Planning Commission (Montgomery County) POS #6780-15-695 MD20180419-0256

*Background:* Additional funding to complete Montgomery County's 2022 Land Preservation, Parks, and Recreation Plan to fulfill State requirements.

 Prior Approvals:
 \$25,000 (DNR-RP Item 6A [June 20, 2018])

 \$25,000 (DNR-RP Item 1A(1) [January 23, 2019])

 \$25,000 (DNR-RP Item 4A [June 3, 2020])

*Fund Source:* Outdoor Recreation Land Loan 2019, Chapter 570, Acts of 2018 Program Open Space Local Source Code: 19011 \$25,000.00

**2.** Willard Avenue Neighborhood Park - Mizrahi Property Acquisition – \$853,400 The Maryland-National Capital Park and Planning Commission (Montgomery County) POS #7214-15-721 MD20201101-0942

*Background:* Acquire 0.21 acres to add to Willard Avenue Neighborhood Park.

Appraised Value:	Laura G. Lamb Peter A. Moholt	\$820,000 \$850,000
Property Cost:	\$830,000	

\$23,400

*Fund Source:* Outdoor Recreation Land Loan 2019, Chapter 570, Acts of 2018 Program Open Space Local Source Code: 19011 \$335,279.14

> Outdoor Recreation Land Loan 2020, Chapter 565, Acts of 2019 Program Open Space Local Source Code: 20011 \$518,120.86

**BOARD OF PUBLIC WORKS** 

THIS ITEM WAS:

APPROVED

Incidental Costs:

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



# 5A. <u>PROGRAM OPEN SPACE LOCAL SHARE</u> Washington County

*Recommendation:* Approval to commit \$254,870 for the following development projects.

*1. Western MD Rail Trail Plaza and Parking Improvement – \$100,000* Town of Hancock POS #7219-21-399 MD20201102-0943

**Background:** Construct improvements to the town plaza and parking area adjacent to the Western Maryland Rail Trail and C&O Canal. The project will resurface the existing pavement, replace deteriorating wooden guardrails around the parking area, create additional greenspace and planters, and install a public pavilion with electric hookups to serve as a gathering space.

*Fund Source:* Outdoor Recreation Land Loan 2020, Chapter 565, Acts of 2019 Program Open Space Local Source Code: 20011 \$100,000

*Kirkwood Park Drainage Improvements – \$70,000* Town of Hancock
 POS #7220-21-400 MD20201104-0950

**Background:** Design and construct drainage improvements at the park to improve recreational facilities. Initial funding is requested for the engineering, design, and permitting needed for grading and excavation. Additional funding will be requested for construction.

*Fund Source:* Outdoor Recreation Land Loan 2020, Chapter 565, Acts of 2019 Program Open Space Local Source Code: 20011 \$70,000

Shafer Park Fence Demolition and Floodplain Restoration – \$21,600
 Town of Boonsboro
 POS #7222-21-401 MD20201102-0944

**Background:** Develop a new area of the park through site improvements, including removing 500+ feet of old barbed wire and welded wire fencing, and installing a 0.6-acre tree planting. This will remove a safety hazard for visitors, utilize the wetland area for stormwater and flood control, and facilitate the development of new projects in this largely underutilized part of the park.

*Fund Source:* Outdoor Recreation Land Loan 2020, Chapter 565, Acts of 2019 Program Open Space Local Source Code: 20011 \$13,833.83



### 5A. <u>PROGRAM OPEN SPACE LOCAL SHARE</u> (cont'd) Washington County

Shafer Park Fence Demolition and Floodplain Restoration (cont'd)
 Town of Boonsboro
 POS #7222-21-401 MD20201102-0944

*Fund Source (cont'd):* Outdoor Recreation Land Loan 2021, Chapter 29, Acts of 2020 Program Open Space Local Source Code: 21011 \$7,766.17

*Saylor House Exterior Renovations* – *\$18,270*City of Hagerstown
POS #7223-21-402 MD20201117-0975

**Background:** Renovate the porch of the historic Saylor House at Kiwanis Park for public use. The renovation of the historic house is being done in partnership with the Washington County Historic Trust.

*Fund Source:* Outdoor Recreation Land Loan 2021, Chapter 29, Acts of 2020 Program Open Space Local Source Code: 21011 \$18,270.00

5. Boonsboro Elementary School Playground Upgrades – \$45,000
 Washington County
 POS #7228-21-403 MD20201203-1044

*Background:* Replace the outdated playground with new equipment that meets current safety standards for use by the school and general public.

*Fund Source:* Outdoor Recreation Land Loan 2021, Chapter 29, Acts of 2020 Program Open Space Local Source Code: 21011 \$45,000.00




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

#### 6A. <u>PROGRAM OPEN SPACE STATE SHARE</u> Garrett County (Elsey)

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

**Description:** This mostly forested property features approximately 700 linear feet of the Youghiogheny River in a section that is managed as a recreational put-and-take trout fishing area. The Maryland Park Service will manage the property as part of the Youghiogheny Wild River Natural Environment Area. The Youghiogheny River supports a diverse population of native fish that thrive in the cooler waters provided by maintaining the surrounding riparian buffers. Acquisition will expand public recreational opportunities, improve public access to the river, and provide long-term water quality and river habitat protection.

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

Grantor:	James E. and Rosetta V. Elsey
Grantee:	The State of Maryland to the use of the Department of Natural Resources
Property:	29.61 +/- acres, unimproved, POS No. 5711
Price:	\$235,000
Appraisals:	<ul> <li>\$237,000 (7/3/2020) – Terrence W. McPherson</li> <li>\$228,000 (6/18/2020) – Beth L. Riedel All appraisals reviewed by Mary L. Krozack, Review Appraiser</li> </ul>
Fund Source	: Outdoor Recreation Land Loan of 2019, Chapter 570, Acts of 2018 Program Open Space Stateside Source Code: 19010 \$235,000





Larry J. Hogan Governor

**Boyd K. Rutherford** Lt. Governor

Gregory Slater Secretary

# BOARD OF PUBLIC WORKS ACTION AGENDA January 27, 2021

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#### **DEPARTMENT OF TRANSPORTATION**

REVISED

ACTION AGENDA January 27, 2021



MDOT 1

2<sup>nd</sup> Revision

Contact: Donna DiCerbo 410-537-7814 ddicerbo@mdta.maryland.gov

#### 1-AE- MOD. <u>MARYLAND TRANSPORTATION AUTHORITY</u> *Modification: Architecture/Engineering Contract*

*Contract ID:* Design and Consultation Services for Electronic Toll Collection Systems; *AE-2412-000-002/6/7* 

Contract Approval:	DOT Agenda Item 2-AE, 02/24/2010

*Contractor:* Rummel, Klepper & Kahl, LLP/AECOM USA, Inc., A Joint Venture Baltimore, MD

*Contract Description*: This contract provides design and consultant services related to Electronic Toll Collection (ETC) and related systems for the Maryland Department of Transportation Maryland Transportation Authority (MDOT MDTA).

*Modification Description:* The MDOT MDTA is requesting approval of an additional six (6) months and \$900,000 in additional funding. This will allow the MDOT MDTA to continue activities on active task orders and ensure continuity of services.

<b>Original Contract Term:</b>	03/02/2010 - 03/01/2016			
Modification Term:	03/02/2021 – 09/01/2021 (Modification #2)			
<b>Original Contract Amount:</b>	\$5,000,000			
Modification Amount:	\$900,000			
Prior Mods/Options:	\$5,000,000 (Modification No. 1; BPW 11/06/2013, Item 1-AE-MOD)			
<b>Revised Total Contract Amount:</b>	\$10,900,000			
Percent +/- Changes:	18%			
Overall Percent +/- :	118%			
<b>Original Procurement Method:</b>	Competitive Sealed Proposal (Maryland Architectural and Engineering Services Act)			
MBE Participation: MBE Compliance:	28% 35.70%			



#### **1-AE-MOD.** MARYLAND TRANSPORTATION AUTHORITY (cont'd)

**Requesting Agency Remarks:** This consulting contract provides services related to managing the ETC3G contracts. The transition date has been delayed and services will need to be continued throughout 2021 until new consulting contracts are procured. The procurement process for the new services has been started but is not expected to be completed until Fall of 2021.

Currently, one of the major tasks under this contract is the management of the transition to the new ETC3G systems. Because of the timing of this task, the MDTA has determined that it is in the State's best interest and that it would not be feasible to procure new contracts to complete the transition work for the ETC 3G. Due to the complexity of the project, the transition requires staff continuity through the entire testing and implementation process. The project teams are well established with substantial investments in staff relocation, project orientation, training, and document control procedures. The project would incur significant costs, schedule days and additional risk if we were to transition to new teams, therefore, to ensure continuity of services and the critical path for the entire task, this modification is necessary. All other conditions and requirements pertaining to the contract shall remain the same.

Once the transition is complete and the punch list and major system work is complete and in the operations phases, the MDTA will be at a point where transition to new consultant teams from the new procurement can be done without the costs and risks faced during the transition period.

Fund Source:	100% Toll Revenue		
Approp. Code:	J00.J00.41		
Resident Business:	Yes		

<b>BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:</b>				
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN	
WITI	H DISCUSSION	WITHOUT DISCUSSI	ON	

ACTION AGENDA January 27, 2021



**REVISED** 



MDOT 3

Contact: Donna DiCerbo 410-537-7814 ddicerbo@mdta.maryland.gov

#### 2-AE- MOD. <u>MARYLAND TRANSPORTATION AUTHORITY</u> Modification: Architecture/Engineering Contract

Contract ID: Electronic Toll Collection Project Management Services; AE-2853-000-001/6

*Contract Approval:* DOT Agenda Item 3-AE, 12/17/2014

Contractor: Jacobs Engineering Group, Inc. Baltimore, MD

*Contract Description*: This contract provides Electronic Toll Collection (ETC) and related systems consulting services for the Maryland Department of Transportation Maryland Transportation Authority (MDOT MDTA).

*Modification Description:* The MDOT MDTA is requesting approval of \$700,000 in additional funding. This will allow the MDOT MDTA to continue activities on active task orders and ensure continuity of services.

Original Contract Term:	12/22/2014 - 12/21/2020		
Modification Term:	02/11/2021* - 12/21/2022 (*or earlier upon BPW approval)		
<b>Original Contract Amount:</b>	\$6,000,000		
Modification Amount:	\$700,000		
Prior Mods/Options:	\$2,000,000 (Modification No. 1; BPW 08/12/2020; Item 4-AE-MOD)		
<b>Revised Total Contract Amount:</b>	\$8,700,000		
Percent +/- Changes:	11.67%		
Percent +/- Changes: Overall Percent +/- :	<b>11.67%</b> 45%		
Overall Percent +/- :	45% Competitive Sealed Proposal		



#### 2-AE-MOD. MARYLAND TRANSPORTATION AUTHORITY (cont'd)

**Requesting Agency Remarks:** This consulting contract provides services related to managing the ETC3G contracts. The transition date has been delayed and services will need to be continued throughout 2021 until new consulting contracts are procured. The procurement process for the new services has been started but is not expected to be completed until Fall of 2021.

Currently, one of the major tasks under this contract is the management of the transition to the new ETC3G systems. Because of the timing of this task, the MDTA has determined that it is in the State's best interest and that it would not be feasible to procure new contracts to complete the transition work for the ETC 3G. Due to the complexity of the project, the transition requires staff continuity through the entire testing and implementation process. The project teams are well established with substantial investments in staff relocation, project orientation, training, and document control procedures. The project would incur significant costs, schedule days and additional risk if we were to transition to new teams, therefore, to ensure continuity of services and the critical path for the entire task, this modification is necessary. All other conditions and requirements pertaining to the contract shall remain the same.

Once the transition is complete and the punch list and major system work is complete and in the operations phases, the MDTA will be at a point where transition to new consultant teams from the new procurement can be done without the costs and risks faced during the transition period.

Fund Source:	100% Toll Revenue		
Approp. Code:	J00.J00.41		
Resident Business:	Yes		

# BOARD OF PUBLIC WORKS ACTION– THIS ITEM WAS: APPROVED DISAPPROVED DEFERRED WITHDRAWN WITH DISCUSSION WITHOUT DISCUSSION

REVISED

ACTION AGENDA January 27, 2021



MDOT 5

Contact: Donna DiCerbo 410-537-7814 ddicerbo@mdta.state.md.us

#### **3-GM-MOD.** <u>MARYLAND TRANSPORTATION AUTHORITY</u> *Modification: General Miscellaneous Contract*

Contract ID: Electronic Toll Collection System Replacement and Operation; MA 549-000-006 ADPICS: N/A

Contract Approved:	DOT Agenda 10/19/05, Item 15-GM
Contractor:	Conduent (Formerly ACS State and Local Solutions, Inc., and Xerox State and Local Solutions, Inc.) Germantown, MD

**Contract Description:** This project shall provide a Replacement Toll Collection, Transaction Processing, Reconciliation, and Reporting system, plus operation of the MdTA Customer Service Center (CSC). The project shall consist of, but is not necessarily limited to, the following work: design, development, testing, installation, maintenance and operation, of a complete and fully functional Toll Collection System that shall include lane-based fare collection equipment that will process cash, ticket, and electronic transactions; design, development, testing, and installation, operation and maintenance of a complete and fully functional violation image capture system; furnishing, installing, staffing, maintaining, and operating a customer service/violation processing center (CSC) with telephone, mail, and internet based customer service; and E-ZPass marketing services.

Modification Description:	Extension of Services for one (1) year.		
Original Contract Term:	11/07/2005 - 11/06/2013		
Modification Term(s):	11/07/2013 – 03/06/2014 (Modification) 03/07/2014 - 03/06/2016 (Renewal Option No. 1) 03/07/2016 - 03/06/2018 (Renewal Option No. 2) 03/07/2018 - 03/06/2020 (Modification Base Term) 03/07/2020 - 09/06/2020 (Renewal Option No. 1) 09/07/2020 - 03/06/2021 (Renewal Option No. 2) 03/07/2021 – 03/06/2022 ( <i>This modification</i> )		
<b>Original Contract Amount:</b>	\$114,361,566		
Modification Amount:	\$ 38,000,000 NTE		



#### **3-GM-MOD. MARYLAND TRANSPORTATION AUTHORITY** (cont'd)

Prior Mods/Options: \$244,429,965 (See Attachment I)

*Revised Total Contract Amount:* \$396,791,531

*Percent* +/- *Change*: +33.23%

REVISED

**Overall Percent +/-:** +246.96%

Original Procurement Method: Competitive Sealed Proposals

*MBE Participation*: 25.61%

*MBE Compliance:* 22.02%

**Requesting Agency Remarks:** Contract MA 549-000-006 was competitively solicited and awarded to ACS State and Local Solutions, Inc., October 19, 2005 (BPW Item 15-GM), for the Replacement Toll Collection, Transaction Processing, Reconciliation, and Reporting system, plus operation of the MDTA Customer Service Center, related to the Electronic Toll Collection Systems Replacement and Operation. To date, 30 modifications have been approved on this project totaling \$358,791,528. The contract expiration date for this Item is March 6, 2021.

The MDTA wishes to execute Modification #31 for this contract to extend the current contract expiration date by twelve (12) months and to add additional funding to cover costs until Electronic Toll Collection Third Generation transition occurs.

A 25.61% Minority Business Enterprise (MBE) overall goal was established for this contract and the contractor is currently achieving 22.024% in MBE participation based on the expenditures to date.

*Fund Source:* 100% Toll Revenue

*Approp. Code:* 29.10.02.01

Resident Business: Yes

#### **BOARD OF PUBLIC WORKS ACTION- THIS ITEM WAS:**



DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION** 

REVISED

ACTION AGENDA January 27, 2021



# ATTACHMENT I

	Amount	Term	BPW/DCAR	Reason
Original Contract	\$114,361,566		Date 10/19/2005, #15-GM	Contract Award
Modification No. 1	\$379,789		06/06/2007; Item 12-M-MOD	Addition of a new Computer Facility to house the Next Generation (NG) System
Modification No.2	\$22,639		DCAR 07/2011	A revised money handling process to include seven additional work stations installed in vault rooms at each toll plaza.
Modification No. 3	\$34,682,029		08/22/2007; Item 23-GM-MOD	Labor, equipment and systems for two new facilities and for the Open Road Tolling Computer System (ORTCS)
Modification No. 4	\$1,147,600		11/14/2007; Item 10-GM-MOD	Deletion of four lanes and addition of four permanent lanes and four temporary toll lanes at FMT
Modification No. 5	\$43,803		DCAR 7/2011; Item 5-M-MOD	Addition of eleven sets of stop in center equipment, equipment refresh, and time extensions for scheduled milestones for Phase II transition to New System Complete from 1/11/2009 to 4/11/2009

## DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REVISED

January 27, 2021



	Amount	Term	BPW/DCAR Date	Reason
Modification No. 6	\$8,766		DCAR 7/2011 Item 6-M-MOD	Installation of a new MDTA Logo on Toll Receipts
Modification No. 7	\$17,489		DCAR 07/2011	Installation of LED lights on lane gate arms
Modification No. 8 and 9	\$201,755		04/01/2009; Item 15-GM-MOD	The addition of engineering and technical support to the FMT FreeFlow Lane (FFL) construction project; Equipment/wiring disconnected and relocated to temporary structure, re-installment to permanent structure and tested, and gate override switches at seven toll plazas to allow personnel access for maintenance, incident management, snow removal, etc.
Modification No. 10	\$170,838		07/01/2009 Item 12-GM-MOD	De-installation of nine Lane Entry Gates at midpoint of Toll Lanes/re-installation of these gates at entrance to each toll lane at the Harry W. Nice Bridge (HWN), and engineering/technical support for HWN Toll Booth Replacement Project to de-install ETC equipment/wiring in three booths, and reinstalling and testing of new booth installations.

DEPARTMENT OF TRANSPORTATION ACTION AGENDA January 27, 2021



# MARYLAND DEPARTMENT OF TRANSPORTATION. MDOT 9

# ATTACHMENT I (cont'd)

**BPW/DCAR** 

			BPW/DCAK	
	Amount	Term		Reason
			Date	
Modification	\$335,023		12/02/2009	Revision of shoulder
No. 11			Item 19-GM-MOD	configuration on the Inter-County Connector (ICC) and I-95 ETL supplementing trigger loops and cameras with Idris axle counting loops to provide vehicle classification capability
Modification No. 12	\$220,000		11/03/2010; Item 12-GM-MOD	Gantry structure modifications on the ICC and I-95 ETL to mount Mark IV antennas to read transponders
Modification No. 13	\$250,000		04/06/2011; Item 12-GM-MOD	Re-installation of toll lane detection grids due to inadequate pavement cross slops on the Westbound gantry on the ICC Segment A

# DEPARTMENT OF TRANSPORTATION

REVISED

# ACTION AGENDA January 27, 2021



	Amount	Term	BPW/DCAR Date	Reason
Modification No. 14R-20	\$8,620,849		05/29/2013 BPW DOT#26-GM-MOD	Revise the Contract to reflect changes that have occurred since contract award
NO. 14K-20			DOT#20-OWI-WOD	such as lane configuration and quantities
				maintained; modify the number of excess
				E-ZPass accounts, statements, and
				violation notices to be processed; pay
				pass through fees for postage rates; and pass through DMV charges for plate look
				ups and omissions in the original scope
				of work. Approve payment of the Xerox
				claim related to compensation for the
				installation and testing of the fully
				functional toll revenue system in time for the accelerated opening of the MD 200
				(ICC) Sections B & C. Provide for FMT
				Toll Booth Replacement technical
				support at the FMT. Provide for
				Baltimore Harbor Tunnel (BHT)/John F.
				Kennedy (JFK) Toll Booth Replacement
				technical support. Modify the Vector System and Customer Service Center
				(CSC) procedures to issue citations after
				customers fail to pay the Notice of Toll
				Due (NOTD). Provide technical support
				for WPL Toll Booth Replacement and
				Conduit Redesign and Install. 120 days

**DEPARTMENT OF TRANSPORTATION** 

REVISED

ACTION AGENDA January 27, 2021



	Amount	Term	BPW/DCAR Date	Reason
Modification No. 21	\$0		01/08/2014; Item 3-GM-MOD	Change to the scope of work.
Renewal Options No. 1 and 2	\$126,490,017		01/08/2014; Item 3-GM-MOD	Exercise renewal options.
Modification No. 22	\$0.00	09/25/2014- 03/06/2018		Additional funding for citations development.
Modification No. 23	\$0.00	07/10/2015-03/06/2018		Hardware/Software for BHT Child Street Ramps&FSK Truck Discount Program. Software modification on existing AVI equipment ensuring technological compatibility with the AVI equipment currently utilized at BHT. Create a line item for future capital projects (Mod #3 ORT) that are not defined at this moment. Circuit Maintenance Fees for EOF and FMT for disaster recovery project (24 months). Network Segmentation yearly and monthly fees for PCI compliance. Additional line items for Citations O&M for years 7&8.

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REVISED

# January 27, 2021



	Amount	Term	BPW/DCAR Date	Reason
Modification No. 24	\$0.00	11/06/2015- 03/06/2018		Circuit upgrade costs from 10mb to 20mb. Additional ports that were added for network segmentation.
Modification No. 25	\$0.00	11/18/2016- 03/06/2018		Additional line for Citation O&M years 9&10. Line item for unexpected E- Zpass/Conduent expenses not covered in any of the current line items.
Modification No. 26	\$0.00	09/20/2017- 03/06/2018		Circuit and Maintenance fees for EOF and FMT until end of contract. Additional line item for Citation O&M years 9&10.

**DEPARTMENT OF TRANSPORTATION** 

REVISED

ACTION AGENDA January 27, 2021



	Amount	Term	BPW/DCAR Date	Reason
Modification No. 27	\$71,839,368	03/07/2018 – 03/06/2020	12/07/2017; 9- GM-MOD	Addition of a two (2) year extension and 2 ea. 6 month renewal options to help facilitate the transition to the new 3G contract.
Modification No. 28	\$0.00	03/07/2020 – 09/06/2020	09/2019; 17-GM- MOD	First of 2 ea. 6 month renewal options to help facilitate the transition to the new 3G contract.
Modification No. 29	\$0.00	09/07/2020 – 03/06/2021	08/12/2020; 6- GM-MOD	Second 2 ea. 6 month renewal options to help facilitate the transition to the new 3G contract.
Modification No. 30	\$0.00	09/07/2020 – 03/06/2021	12/16/2020; 5- GM-MOD	Change of cost components.



Contact: John Thornton 410-385-4850 jthornton@marylandports.com

#### 4-S. <u>MARYLAND PORT ADMINISTRATION</u> Service Contract

*Contract ID:* Innovative Reuse of Dredged Material; 220005B-S ADPICS No: P220005B

*Contract Description*: This contract provides for a study and demonstration of the feasibility of using dredged material from Cox Creek Dredged Material Containment Facility (DMCF) in various concrete mix designs for the production of general use concrete products.

Award:	Susquehanna Concrete Products, Inc. doing business as Suscon Products Magnolia, MD
Contract Term:	02/11/2021* – 02/11/2022 (*or earlier upon BPW approval)
Amount:	\$274,200
<b>Procurement</b> Method:	Competitive Sealed Proposals

#### **Proposals:**

Offerors	Technical Rank	Financial Rank	Overall Rank
Susquehanna Concrete Products, Inc. dba Suscon Products Magnolia, MD	1	\$274,200 (1)	1**
Three other proposals are under consideration, but details are confidential under COMAR 21.05.03.03G <i>(see Remarks)</i>	Not applicable (see Remarks)	Not applicable (see Remarks)	Not applicable (see Remarks)

\*\*Technical factors and price have equal weight in the evaluation of each proposal.

#### *MBE Participation*: 0%

**Requesting Agency Remarks:** This Request for Proposals (RFP), which is intended to award multiple contracts, was advertised by the Maryland Department of Transportation Maryland Port Administration (MDOT MPA) on eMaryland Marketplace Advantage, which notified approximately 2,367 vendors. MDOT MPA also shared the solicitation with the Maryland Minority Contractors Association and the Md. Washington Minority Companies Association and directly solicited 240 companies.



#### 4-S. <u>MARYLAND PORT ADMINISTRATION</u> (cont'd)

#### Requesting Agency Remarks: (cont'd)

In an effort to significantly expand the State of Maryland's dredged material reuse efforts and long-term containment facility capacity, MDOT MPA solicited sealed proposals for applied research and development projects to explore feasible means for reuse of material dredged from Baltimore Harbor channels and placed in the Cox Creek DMCF. The RFP defines "reuse" as the recycling of dredged material for use in another product or application, including residential, recreational, commercial and industrial uses. Contracts issued under this procurement will support MDOT MPA's research and development of dredged material applications to further the State's efforts to recover capacity and/or extend the lifespan of the Cox Creek DMCF. Successful results of this research and development effort could lead to MPA developing a separate longer-term contract or contracts for reuse of significant volumes of dredged material. These efforts will give MDOT MPA an opportunity to understand better the potential for large-scale, long-term cost-effective capacity recovery in the DMCF. As a result of contracts resulting from this RFP, MDOT MPA will be evaluating lessons learned, adaptive management approaches, and scalability with an eye on future opportunities to recover capacity in DMCFs.

The RFP provides that there is no fixed deadline for submission of proposals until MDOT MPA establishes a deadline by published amendment to the solicitation. Instead, proposals may be submitted at any time and may be considered for award at any time, even while other proposals may be under consideration. Proposals are not in direct competition with each other. No award may exceed \$300,000 in price. MDOT MPA currently has a budget of \$2 million for all contracts awarded under the RFP, which will allow for a minimum of six contracts to be awarded under this solicitation.

Susquehanna Concrete Products, Inc. doing Business as Suscon Products, submitted a proposal to demonstrate the feasibility of using dredged material from Cox Creek DMCF in various concrete mix designs. The contractor will procure a small quantity of dewatered dredged material generated from Cox Creek DMCF, combine it with other materials into various concrete mix designs, under controlled and documented circumstances to demonstrate engineering and environmental suitability, and will provide the results to MDOT MPA. If the project is successful, the result could be a separate long-term contract with MPA under which dewatered dredged material from Cox Creek DMCF could be used to manufacture general use concrete products such as retainer walls and low compression strength blocks, etc., thereby recovering valuable capacity cost-effectively in the Cox Creek DMCF.

MDOT MPA has received ten proposals to date. The Board previously approved awards to the following awards to other contractors under this RFP:

<u>Contractor</u>	Amount	Approval Date	Item Number
Belden-Eco Products, Inc.	\$298,061	09/23/2020	11-S
Northgate Environmental	\$299,305	11/18/2020	2-S
Fastrak Express, Inc.	\$203,119	12/16/2020	6-S



#### 4-S. <u>MARYLAND PORT ADMINISTRATION</u> (cont'd)

#### Requesting Agency Remarks: (cont'd)

Three (3) other proposals are still being considered and additional proposals may be received before MDOT MPA closes the procurement. Two (2) proposals were found to be not reasonably susceptible of being selected for award, one because the proposal offered consulting services in the management of the DMCF rather than a reuse of dredged material and the other due to inability to agree on contract terms.

This award was approved by the Maryland Port Commission on January 5, 2021.

Fund Source:	100% Special Funds (Transportation Trust Fund)
Approp. Code:	J03D0002
Resident Business:	Yes
MD Tax Clearance:	20-2893-1111





Contact: John Thornton 410-385-4850 jthornton@marylandports.com

#### 5-S. <u>MARYLAND PORT ADMINISTRATION</u> Service Contract

*Contract ID:* Innovative Reuse of Dredged Material; 220005C-S ADPICS No: P220005C

*Contract Description*: This contract provides for a study and demonstration of the feasibility of using dredged material from Cox Creek Dredged Material Containment Facility (DMCF) in the production of lightweight aggregate.

Award:	Harford Industrial Minerals, Inc. Joppa, MD
Contract Term:	02/11/2021* – 02/11/2022 (*or earlier upon BPW approval)
Amount:	\$270,400
Procurement Method:	Competitive Sealed Proposals

#### **Proposals:**

Offerors	Technical Rank	Financial Rank	Overall Rank
Harford Industrial Minerals Inc. Joppa, MD	1	\$270,400 (1)	1**
Three other proposals are under consideration, but details are confidential under COMAR 21.05.03.03G (see Remarks)	Not applicable (see Remarks)	Not applicable (see Remarks)	Not applicable (see Remarks)

\*\*Technical factors and price have equal weight in the evaluation of each proposal.

#### *MBE Participation*: 0%

**Requesting Agency Remarks:** This Request for Proposals (RFP), which is intended to award multiple contracts, was advertised by the Maryland Department of Transportation Maryland Port Administration (MDOT MPA) on eMaryland Marketplace Advantage, which notified approximately 2,367 vendors. MDOT MPA also shared the solicitation with the Maryland Minority Contractors Association and the Md. Washington Minority Companies Association and directly solicited 240 companies.



#### 5-S. <u>MARYLAND PORT ADMINISTRATION</u> (cont'd)

#### Requesting Agency Remarks: (cont'd)

In an effort to significantly expand the State of Maryland's dredged material reuse efforts and long-term containment facility capacity, MDOT MPA solicited sealed proposals for applied research and development projects to explore feasible means for reuse of material dredged from Baltimore Harbor channels and placed in the Cox Creek DMCF. The RFP defines "reuse" as the recycling of dredged material for use in another product or application, including residential, recreational, commercial and industrial uses. Contracts issued under this procurement will support MDOT MPA's research and development of dredged material applications to further the State's efforts to recover capacity and/or extend the lifespan of the Cox Creek DMCF. Successful results of this research and development effort could lead to MPA developing a separate longer-term contract or contracts for reuse of significant volumes of dredged material. These efforts will give MDOT MPA an opportunity to understand better the potential for large-scale, long-term cost-effective capacity recovery in the DMCF. As a result of contracts resulting from this RFP, MDOT MPA will be evaluating lessons learned, adaptive management approaches, and scalability with an eye on future opportunities to recover capacity in DMCFs.

The RFP provides that there is no fixed deadline for submission of proposals until MDOT MPA establishes a deadline by published amendment to the solicitation. Instead, proposals may be submitted at any time and may be considered for award at any time, even while other proposals may be under consideration. Proposals are not in direct competition with each other. No award may exceed \$300,000 in price. MDOT MPA currently has a budget of \$2 million for all contracts awarded under the RFP, which will allow for a minimum of six contracts to be awarded under this solicitation.

Harford Industrial Minerals, Inc. submitted a proposal to demonstrate the feasibility of using dredged material from Cox Creek to produce lightweight aggregate (LWA) for uses such as structural concrete and various fill applications. The contractor will procure a small quantity of dewatered dredged material generated from Cox Creek DMCF, combine it with other materials into various concrete mix designs, under controlled and documented circumstances to demonstrate engineering and environmental suitability, and will provide the results to MDOT MPA. The LWA produced using dredged material will be compared to existing commercially available LWA options with the goal of producing a comparable or superior and locally produced LWA product derived from dredged material.

If the project is successful, the result could be a separate long-term contract with MPA under which dewatered dredged material from Cox Creek DMCF could be used to manufacture LWA, thereby providing a locally sourced and produced sustainable alternative to virgin aggregate material generated from quarries and recovering valuable capacity cost-effectively in the Cox Creek DMCF.



#### 5-S. <u>MARYLAND PORT ADMINISTRATION</u> (cont'd)

#### Requesting Agency Remarks: (cont'd)

MDOT MPA has received ten proposals to date. The Board previously approved awards to the following awards to other contractors under this RFP:

<u>Contractor</u>	Amount	Approval Date	Item Number
Belden-Eco Products, Inc.	\$298,061	09/23/2020	11-S
Northgate Environmental	\$299,305	11/18/2020	2-S
Fastrak Express, Inc.	\$203,119	12/16/2020	6-S

Three (3) other proposals are still being considered and additional proposals may be received before MDOT MPA closes the procurement. Two (2) proposals were found to be not reasonably susceptible of being selected for award, one because the proposal offered consulting services in the management of the DMCF rather than a reuse of dredged material and the other due to inability to agree on contract terms.

This award was approved by the Maryland Port Commission on January 5, 2021.

Fund Source:	100% Special Funds (Transportation Trust Fund)
Approp. Code:	J03D0002
Resident Business:	Yes
MD Tax Clearance:	20-4016-1111

# BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS: APPROVED DISAPPROVED DEFERRED WITHDRAWN WITH DISCUSSION WITHOUT DISCUSSION



Contact: John Thornton 410-385-4850 jthornton@marylandports.com

#### 6-M. <u>MARYLAND PORT ADMINISTRATION</u> Maintenance Contract

*Contract ID:* Railroad Maintenance Services; 220021-S ADPICS No: P220021

*Contract Description*: This contract provides for inspection, maintenance, and emergency repair of railroad infrastructure at Maryland Department of Transportation Maryland Port Administration (MDOT MPA) marine terminals.

Award:	Amtrac Railroad Contractors of Maryland, Inc.Hagerstown, MD(Certified MBE and Section 1)	Small Business)
Contract Term:	03/01/2021* – 02/28/2026 (*or earlier upon BPW approval)	
Amount:	\$2,291,850	
<b>Procurement</b> Method:	Negotiated Award After Unsatisfactory Competitiv Bidding (Small Business Reserve)	ve Sealed
Bids:	Amtrac Railroad Contractors of Maryland, Inc Hagerstown, MD	\$2,291,850
	Rhinehart Railroad Construction, Inc. Fallston, MD	\$2,371,200
	Bullock Construction, Inc. Easton, MD	\$5,333,875
Living Wage Eligible:	Yes	
<b>MBE</b> Participation:	100%	

**Requesting Agency Remarks:** This solicitation was advertised on eMaryland Marketplace Advantage, which notified approximately 64 vendors. The solicitation was also shared with the Maryland Minority Contractors Association, the Md. Washington Minority Companies Association.

The contractor will provide three (3) qualified personnel to perform routine inspection, preventive maintenance and emergency railroad repairs at Dundalk, South Locust Point, and Fairfield



#### 6-M. <u>MARYLAND PORT ADMINISTRATION</u> (cont'd)

#### Requesting Agency Remarks: (cont'd)

Marine Terminals and Point Breeze. At North Locust Point Marine Terminal and the Intermodal Container Transfer Facility, the contractor will provide inspections only. The contract contains a provision authorizing an extension of the term of the contract, but no increase in the value amount, for a period not exceeding one-third of the original five (5) year term to spend contract funds unspent at the end of the original five (5) year term.

The second-lowest bidder filed three (3) protests, all of which have been resolved in favor of MDOT MPA. All three (3) protests were based on essentially the same grounds, that: (1) the bidder was the lowest bidder (among the same three (3) bidders) before the solicitation was moved from competitive sealed bidding into negotiated award after unsatisfactory competitive sealed bidding (to cure a defect in the original solicitation); and (2) it was improper for MDOT MPA to reject the first bids and move the procurement into negotiated award after unsatisfactory competitive sealed bidding. The first protest was filed on August 7, 2020. The protest was denied by MDOT MPA on August 27, 2020, on the ground that it was filed late and on its merits. The protestor appealed to the Maryland State Board of Contract Appeals, and the Appeals Board dismissed the appeal on October 20, 2020. The second protest was filed on September 4, 2020, it was denied by MDOT MPA on Cotober 1, 2020, it was denied by MDOT MPA on October 22, 2020, and the protestor did not appeal.

This award was approved by the Maryland Port Commission on January 5, 2021.

Fund Source:	100% Special Funds (Transportation Trust Fund)
Approp. Code:	J03D0002
Resident Business:	Yes
MD Tax Clearance:	20-2401-1111

BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:			
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WI	TH DISCUSSION	WITHOUT DISCUSSI	ON



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

#### 7-C. <u>MARYLAND TRANSIT ADMINISTRATION</u> *Riverside Heavy Maintenance Building Bid Package*

Contract ID: Construction Management Consulting Services - Riverside Heavy Maintenance Building Contract No. MRC-20-002-CN

*Recommendation:* That the Board of Public Works approve the award of the Bid Package to the construction manager at risk for the Riverside Heavy Maintenance Building (RHMB) project.

Contractor:	Clark Construction Group, LLC Bethesda, MD
Prior Approval:	DOT Agenda 02/19/2020; Item 4-C

**Project:** This project is for the construction of a maintenance building at MARC's Riverside railyard/maintenance facility located in Baltimore, MD, for the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) to perform heavy maintenance on MARC's locomotives and coaches.

Bid Package Description: This construction bid package is comprised of 46 trade packages.

Bid Package Amount:	\$48,275,255
Pre-Construction Amount:	\$ 446,441
Revised Amount:	\$48,721,696
Term:	730 Calendar Days from NTP
DBE Participation:	20.2%
Performance Security:	Performance & Payment Bonds at 100% of the Contract Amount

**Requesting Agency Remarks:** Contract No. MRC-20-002-CN was awarded to Clark Construction Group, LLC, for the amount of \$446,441, to perform preconstruction services for the design of the RHMB, with the intention of the later amending the contract to cover the construction and construction management portion of the project once a guaranteed maximum price was determined and agreed upon.



#### 7-C. <u>MARYLAND TRANSIT ADMINISTRATION</u> (cont'd)

#### Requesting Agency Remarks: (cont'd)

MDOT MTA posted a notice announcement on eMaryland Marketplace Advantage on August 24, 2020, directing potential vendors to visit Clark Construction Group, LLC's website for instructions on submitting bids for the facility construction portion of the project. On August 26, 2020, Clark advertised all bid/trade packages needed for the project on its BuildingConnected website. The bid opening was conducted on November 17, 2020.

The proposed 30,000 +/- sq ft building will include:

- a 30-ton overhead crane with a 10-ton auxiliary hoist;
- a wheel true machine;
- a drop table system; and
- four new maintenance bays.

Fund Source:	80% Federal; 20% Special Funds (Transportation Trust Fund)
Approp. Code:	J05H0105
Resident Business:	Yes
MD Tax Clearance:	20-3967-1110





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

#### 8-C. <u>MARYLAND TRANSIT ADMINISTRATION</u> Construction Contract

*Contract ID:* Light Rail South End Curve Rehabilitation and Replacement of Open Deck Ties Over Patapsco River Bridge; *T-1465-2740A* ADPICS No.: T14652740A

*Contract Description*: This contract provides for track rehabilitation, the reconstruction of curves, and the replacement of the timber ties along the Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) Light RailLink line.

Award:	Railworks Track Services, Inc. Chicago, IL	
Contract Term:	400 Calendar Days from NTP	
Amount:	\$5,942,722 NTE	
<b>Procurement</b> Method:	Competitive Sealed Bidding	
Bids/Proposals:	Railworks Track Services, Inc. Chicago, IL	\$5,942,722
	Delta Railroad Construction, Inc. Ashtabula, OH	\$6,189,115
	Railroad Constructors, Inc. Paulsboro, NJ	\$6,283,721
	Rhinehart Railroad Construction, Inc. Fallston, MD	\$6,694,586
	Railroad Construction Company Inc. Paterson, NJ	\$8,116,401
	Kiewit Infrastructure Company Omaha, NE	\$9,123,000
MBE Participation:	20%	
Performance Security:	Performance & Payment Bonds at 100% of the Contract Amount	



#### 8-C. <u>MARYLAND TRANSIT ADMINISTRATION</u> (cont'd)

*Requesting Agency Remarks*: This solicitation was published on eMaryland Marketplace Advantage on September 29, 2020, notifying 589 vendors. Copies of the solicitation notice were sent directly to 43 prospective vendors. The bid opening was conducted on November 17, 2020.

The curves on the south end of the Central Light RailLink line between the M&T Bank Stadium/Federal Hill station (formerly the Hamburg Street station) & the Glen Burnie station (formerly the Cromwell station) and at the BWI Airport station, will have the following replaced:

- running rails;
- 33CI restraining rails; and
- restraining rail concrete crossties and fasteners.

This contract will also provide for the replacement of open deck bridge timber ties, running rails, safety walks, & handrails and the addition of guard rails at the Central Light RailLink Patapsco River Bridge.

MDOT MTA has confirmed Railworks Track Services, Inc.'s bid price for the full scope of work required under this contract.

The MBE goal established for this contract is 20% and Railworks Track Services, Inc. has committed to this goal.

Fund Source:	100% Special Fund (Transportation Trust Fund)
Approp. Code:	J05H0105
Resident Business:	No
MD Tax Clearance:	20-3765-1111





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

#### 9-E. <u>MARYLAND TRANSIT ADMINISTRATION</u> Equipment Contract

*Contract ID:* MARC Drop Table System; *MRC-20-007-EQ* ADPICS No.: MRC20007EQ

*Contract Description*: This contract provides the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) with a drop table system, manufactured for the new MARC Riverside Heavy Maintenance Building (RHMB).

Award:	BBM Railway Equipment, LLC Youngstown, OH
Contract Term:	02/11/2021* - 02/10/2023 (*or earlier upon BPW approval)
Amount:	\$1,143,730
Procurement Method:	Competitive Sealed Bidding (Single Qualified Bid received)
MBE Participation:	0%
Incumbent:	None

**Requesting Agency Remarks:** This solicitation was published on eMaryland Marketplace Advantage on July 16, 2020, notifying 140 vendors, and was directly solicited to three (3) vendors. Two (2) vendors attended the pre-bid conference and expressed an interest in bidding. The bid opening date was extended to provide vendors with more time to submit bids and ask questions. The bid opening was conducted on August 18, 2020 and two (2) bids were received.

In accordance with COMAR 21.06.02.03.B.(2), one bid was deemed not responsive and rejected due to the bidder not providing the required documentation and taking exceptions to the Invitation for Bids and the contract. No protests were filed.

This contract provides for a contractor to design and manufacture a drop table system per MDOT MTA's specifications. The drop table system will be used to release, drop, and transfer a truck (or wheelset) from a MARC locomotive and other fleet vehicles to and from the service track to an adjacent set of rails on the release track in the new MARC RHMB. The equipment shall also handle HHP-8 Electric locomotive transformer removals and replacements with the use of a transformer cart, to and from the release track. The system shall also be configured to remove locomotive fuel tanks from below the vehicles, and transfer and raise them for extraction via the release track.



#### 9-E. <u>MARYLAND TRANSIT ADMINISTRATION</u> (cont'd)

#### Requesting Agency Remarks: (cont'd)

The contractor will also deliver the equipment, test the equipment, and provide training for MDOT MTA's employees.

MDOT MTA has determined that the price offered is fair and reasonable for the services to be provided, based on the pre-bid estimate.

Fund Source:	80% Federal; 20% Special Funds (Transportation Trust Fund)
Approp. Code:	J05H0105
Resident Business:	Yes
MD Tax Clearance:	20-3719-0000







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

#### 10-E. <u>MARYLAND TRANSIT ADMINISTRATION</u> Equipment Contract

Contract ID: MARC Heavy Duty Wheel Truing Machine; MRC-20-008-EQ ADPICS No.: MRC20008EQ

*Contract Description*: This contract provides the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) with an under-floor heavy duty wheel truing machine, manufactured for the new MARC Riverside Heavy Maintenance Building (RHMB).

Award:	Simmons Machine Tool Corporation Albany, NY
Contract Term:	02/11/2021* – 02/10/2023 (*or earlier upon BPW approval)
Amount:	\$2,021,335
Procurement Method:	Competitive Sealed Proposals (Single Qualified Proposal received)
MBE Participation:	0%
Incumbent:	None

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on eMaryland Marketplace Advantage on June 18, 2020, notifying 130 vendors. Copies of the solicitation notice were sent directly to two (2) prospective vendors. Three (3) vendors attended the pre-proposal conference and expressed an interest in submitting proposals. Two (2) proposals were received in response to the RFP on July 21, 2020.

After a qualitative evaluation of the technical proposals was completed, one (1) proposal was determined to be Not Susceptible for Award. The proposal did not meet MDOT MTA's requirements established in the RFP's specifications and the offeror did not demonstrate that it had the experience to manufacture the desired equipment. In accordance with COMAR 21.05.03.03.B.(2), the offeror was notified, and its financial proposal was returned unopened. No protests were filed.

The qualitative evaluation of Simmons Machine Tool Corporation's (Simmons) technical proposal, based on standard criteria set forth in the RFP, found no substantial weaknesses; therefore, it was deemed acceptable and reasonably susceptible of being selected for award. Simmons' proposal demonstrated the offeror's ability to manufacture, deliver, and provide support services per the specifications outlined in the RFP. An award is recommended to Simmons as having the more advantageous offer for the State.



#### **10-E.** MARYLAND TRANSIT ADMINISTRATION (cont'd)

#### Requesting Agency Remarks: (cont'd)

This contract provides for a contractor to design and manufacture an under-floor heavy duty wheel truing machine, per MDOT MTA's specifications. The equipment will be used at the new MARC RHMB to simultaneously re-profile both wheels of a railway wheelset to equal diameters while under a rolling stock vehicle, while the wheelsets are mounted in truck, or while the wheelset is demounted as a single set.

The contractor will also deliver the equipment, test the equipment, and provide training for MDOT MTA's employees.

MDOT MTA has determined that the price offered is fair and reasonable for the services to be provided, based on the pre-proposal estimate.

Fund Source:	80% Federal; 20% Special Funds (Transportation Trust Fund)
Approp. Code:	J05H0105
Resident Business:	Yes
MD Tax Clearance:	20-3012-0000

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



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

# 11-GM-MOD.MARYLAND TRANSIT ADMINISTRATION<br/>Modification: General/Miscellaneous Contract

*Contract ID*: Paratransit Transportation Services; *MOL-17-041-SR A & B* ADPICS Nos.: CO384352; CO384353

Contracts Approved:	DOT Agenda 03/20/2019; Iter	n 10-GM
Contractors:	First Transit, Inc. Cincinnati, OH	(Contract A)
	Transdev Services, Inc. Lombard, IL	(Contract B)

*Contract Description*: These contracts provide services to operate Americans with Disabilities Act (ADA) paratransit services for the Mobility program. The contractors provide a facility, vehicle maintenance, operators/drivers, pull-out supervision, and all necessary support to transport riders in accordance with the Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) instructions.

Modification Description:	Modification No. 1 increases the contract authority.
Original Contract Term:	04/04/2019- 04/03/2022 (with two, 2-years options)
Modification Term:	01/28/2021 - 04/03/2022
Original Contract Amount:	\$132,923,867 (Contract A base) \$141,081,902 (Contract B base) <u>\$25,032,352 (Contract C base)</u> \$299,038,121 (Grand Total - base)
Modification Amounts:	<ul> <li>\$ 20,440,854 (Contract A)</li> <li>\$ 23,337,963 (Contract B)</li> <li>\$ 43,778,817 (Grand Total)</li> </ul>
Prior Mods/Options:	None
Revised Total Amount:	<pre>\$153,364,721 (Contract A base) \$164,419,865 (Contract B base) <u>\$ 25,032,352 (Contract C base)</u> \$342,816,938 (Grand Total - base)</pre>



11-GM-MOD.	MARYLAND TRANSIT ADMINISTRATION (cont'd)
Percent +/- Changes:	15.4% (Contract A) 16.5% (Contract B)
Overall Percent +/-:	15.4% (Contract A) 16.5% (Contract B)
Original Procurement Method: Competitive Sealed Proposals	
<b>MBE</b> Participation:	17% (Contract A) 17% (Contract B)
MBE Compliance:	17% (Contract A) 19% (Contract B)
VSBE Participation:	1.5% (Contract A) 0.31% (Contract B)
VSBE Compliance:	0% (Contract A) 0.38% (Contract B)

**Requesting Agency Remarks:** MDOT MTA's paratransit service operates seven (7) days per week, 24 hours per day, and generally serves the same geographic area served by the MDOT MTA fixed-route system as required by the ADA. The service includes all areas of Baltimore City, parts of Baltimore and Anne Arundel Counties located inside the Baltimore Beltway (I-695), and all other areas of Baltimore and Anne Arundel Counties located within a three-quarter mile radius of the MDOT MTA's fixed-route services. Certified paratransit users may request service by 5:00 P.M. on the day prior to the need for service and may schedule services up to seven days in advance. On an average weekday, the MDOT MTA schedules approximately 4,200 trips and the on-time performance level of the contractors is monitored by the MDOT MTA.

Additional contract authority is required for Contracts A & B, which provide the paratransit service delivery services, in order to cover fuel costs and enhanced cleaning in response to the COVID-19 pandemic.

Fund Source:	100% Special Funds (Transportation Trust Fund)
Approp. Code:	J05H0105



#### 11-GM-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Resident Business:

**MD** Tax Clearance:

First Transit, Inc. Transdev Services, Inc.

No

20-3841-1111 20-3842-1111





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

#### 12-M. <u>MARYLAND TRANSIT ADMINISTRATION</u> Maintenance Contract

*Contract ID:* Bus Operations Deep Cleaning and Disinfecting Maintenance; *OPS-21-013-MT* ADPICS No.: OPS21013MT

*Contract Description*: This contract provides the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) with disinfection services for its bus fleet.

Award:	HNB Services, LLC Baltimore, MD
Contract Term:	02/11/2021* - 02/10/2024 (*or earlier upon BPW approval) (with two, 1-year options)
Amount:	\$1,326,326       (Base Contract, 3 Years)         \$42,109       (Renewal Option No. 1, Year 4)         \$442,109       (Renewal Option No. 2, Year 5)         \$2,210,544       (Aggregate Total, 5 Years)
Procurement Method:	Preferred Provider
Living Wage Eligible:	N/A
<b>MBE</b> Participation:	N/A
Incumbent:	None

*Requesting Agency Remarks*: This contract provides MDOT MTA with deep cleaning and disinfecting maintenance services for its bus fleet of approximately 700 buses to prevent the spread of COVID-19. Each month, 250 buses will be sanitized on the weekends at alternate bus divisions.

The Pricing and Selection Committee for Blind Industries and Services of Maryland and the Employment Works Program certified the price as fair market in value on November 6, 2020.

Fund Source:	100% Special Funds (Transportation Trust Fund)
Approp. Code:	J05H0101



#### 12-M. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Resident Business: Yes

*MD Tax Clearance:* 20-3970-1111




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

#### 13-M. <u>MARYLAND TRANSIT ADMINISTRATION</u> Maintenance Contract

*Contract ID:* Bus Eco-Friendly Treatment Preparation and Application Program; *BM-20-1020* ADPICS No.: BM201020

*Contract Description*: This contract provides the Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) bus fleet with a contractor to schedule and perform a bus eco-friendly treatment preparation and application program.

Award:	A.S.B. 2 Enterprises, Inc. (Certified Small Business & MBE) Baltimore, MD		
Contract Term:	02/11/2021* - 01/31/2026 (*or earlier upon BPW approval)		
Amount:	\$620,600		
Procurement Method:	Competitive Sealed Bids		
Bids:	A.S.B. 2 Enterprises, Inc. Baltimore, MD	\$ 620,600	
	VPH Window Cleaning Gaithersburg, MD	\$ 651,120	
	E.H. Lagarde Services Upper Marlboro, MD	\$ 698,130	
	MSP Superior Services, Inc. Baltimore, MD	\$ 729,361	
	Zerodraft Maryland LLC Lutherville, MD	\$ 839,001	
	Cleaning 2 Perfection , LLC Suitland, MD	\$4,445,402	
Living Wage Eligible:	Yes		
<b>MBE</b> Participation:	0% (Single Element of Work)		



#### **13-M.** <u>MARYLAND TRANSIT ADMINISTRATION</u> (cont'd)

Hiring Agreement Eligible: Yes

Incumbent:

Zerodraft Maryland LLC Lutherville, MD

**Requesting Agency Remarks:** This solicitation was published on eMaryland Marketplace Advantage on August 21, 2020, notifying 449 vendors. The bid opening was conducted on September 30, 2020 and eight (8) bids were received.

In accordance with COMAR 21.06.02.03, one (1) bid was deemed not responsible and rejected due to the pricing being deemed unreasonable. A second bid was deemed not responsive and rejected due to the vendor submitting the wrong bid form. No protests were filed.

This contract provides MDOT MTA's bus fleet with a contractor to schedule and perform a bus eco-friendly treatment preparation and application program. The treatment preparation involves the vendor disinfecting, sanitizing, and deodorizing the interior surfaces of each designated bus in preparation for the application of the treatment. After the bus preparation is complete and approved by MDOT MTA, the vendor shall then apply the eco-friendly treatment to the interior of each designated bus.

Although no MBE goal was established for this contract, the vendor is an MDOT-certified MBE firm.

A.S.B. 2 Enterprises, Inc. is a State-certified Small Business.

Maryland Works, Inc. granted a waiver to MDOT MTA for these services.

Fund Source:	100% Special Funds (Transportation Trust Fund)	
Approp. Code:	J05H0102	
Resident Business:	Yes	
MD Tax Clearance:	20-2965-1111	

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





Contact: Matthew A. Lattin 410-767-3698 mlattin@mdot.maryland.gov

#### 14-RP. <u>MARYLAND TRANSIT ADMINISTRATION</u> *Real Property – Surplus*

**Recommendation:** That the Maryland Board of Public Works approve the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) deeming real property as surplus as it is excess to the agency's needs.

Authority:	State Finance and Procurement Article, §10-305 Transportation Article, § 7-204 Annotated Code of Maryland
Property:	MC #19-5094 Force Main 60" Perpetual Utility Easement (0.165 acres +/-), located at Alabama Avenue and Baltimore Street near Patapsco Light Rail Station in Lansdowne, Baltimore County.
Grantor:	State of Maryland, MDOT MTA
Grantee:	N/A
Consideration:	N/A
Appraised Value:	\$850 - S.H. Muller (Selected) William Caffrey, Jr., - SHA Reviewer Appraiser
Special Conditions:	N/A
Legislative Notice:	N/A

*State Clearinghouse:* The Clearinghouse conducted an intergovernmental review of the project under MD20200917-0815. It is recommended to approve granting the 7,200-square-foot utility easement, located at Alabama Avenue and Baltimore Street near Patapsco Light Rail Station in Baltimore County, to Baltimore County to construct a new 60" force main, contingent upon consideration of the Maryland Department of the Environment's qualifying comments.

**Requesting Agency Remarks:** MDOT MTA proposes to surplus the subject property to provide a utility easement to Baltimore County for the construction of a 60" force main under the existing MDOT MTA Central Light Rail Line near the Patapsco Station. This easement will not interrupt or adversely affect the rail operations conducted on the corridor. MDOT MTA proposes to dispose of the subject property in near future.



#### DEPARTMENT OF TRANSPORTATION ACTION AGENDA January 27, 2021



*MDOT 38* 

Contact: Matthew A. Lattin 410-767-3698 mlattin@mdot.maryland.gov

#### 15-RP. <u>MARYLAND TRANSIT ADMINISTRATION</u> *Real Property – Disposition*

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

Authority:	Transportation Article, § 7-204 State Finance and Procurement Article, § 10-305 Annotated Code of Maryland
Property:	MC# 20-5097 Blackiston Road (± 1.2816 acres), located at Blackiston Rd at Roos Lane, Kenton, Delaware 19955, Freight Line 169 near Milepost 4.68
Grantor:	State of Maryland, MDOT MTA
Grantee:	Richard Steven McClement
Consideration:	\$12,000
Appraised Value:	\$12,000 – Laurence Moynihan, (Selected) Neil Mengel, Review Appraiser
Special Conditions:	N/A
Legislative Notice:	N/A

*State Clearinghouse:* The Clearinghouse conducted an intergovernmental review of the project under MD20200507-0349. It is recommended to declare the 1.2816 +/- acres of right-of-way surplus to the needs of the state, contingent upon consideration of the Maryland Department of the Environment's qualifying comments.

**Requesting Agency Remarks:** Subject property was approved for surplus on the MDOT Agenda dated August 12, 2020, under 17-RP. MDOT MTA proposes to dispose of the idle rail to the adjoining owner, Mr. Richard McClement, through a negotiated sale of \$12,000 which is 100% of the appraised value. Buyer intends to construct a shed, driveway and pasture fencing.

<b>BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:</b>			
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH	DISCUSSION	WITHOUT DISCU	SSION



Contact: Matthew A. Lattin 410-767-3698 mlattin@mdot.maryland.gov

# 16-RP.MARYLAND TRANSIT ADMINISTRATION<br/>Real Property – Acquisition

*Recommendation:* That the Board of Public Works approve the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) acquiring real property.

Authority:	Transportation Article, § 10-305 State Finance and Procurement Article, § 7-204 Annotated Code of Maryland
Property:	RE# 0517 MARC Maintenance Facility, Martin State Airport (3,148 sq ft +/-), located at Eastern Ave and White Marsh Blvd in Middle River, Baltimore County.
Grantor:	National Railroad Passenger Corporation (Amtrak)
Grantee:	State of Maryland, MDOT MTA
Consideration:	\$11,250
Appraised Value:	<ul> <li>\$10,250 – Joseph DiPietro (Selected)</li> <li>\$9,450 – Melville Peters (Approved)</li> <li>Ronald A. Hidey, Review Appraiser</li> </ul>
Legislative Notice:	N/A
State Clearinghouse:	N/A

**Requesting Agency Remarks:** MDOT MTA proposes to acquire the easement to install new rail tracks at the MARC Maintenance Facility located at Martin State Airport in Baltimore County. The location of the track construction is adjacent to Amtrak rail lines and requires an easement containing 2,019 square feet for the overhead catenary system and an easement containing 1,129 square feet for track resurfacing. MDOT MTA and Amtrak have entered into a mutually beneficial Standard Option Contract in consideration of \$10,250 and a Partial Assignment, Assumption and Amendment of Easement Agreement and Consent of Grantor Agreement in consideration of \$1,000, both subject to BPW approval.

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



Contact: Matthew A. Lattin 410-767-3698 mlattin@mdot.maryland.gov

# 17-RP.MARYLAND TRANSIT ADMINISTRATION<br/>Real Property – Right-of-Way Transaction

**Recommendation:** That the Maryland Board of Public Works approve the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) right-of-way transaction.

Authority:	Transportation Article 7-204 (d)(1) Annotated Code of Maryland
Property:	Baltimore Subway Metro Section C, sub-surface easements extending between the Charles Center Station and Johns Hopkins Hospital Station located in Baltimore City.
Grantor:	Mayor and City Council of Baltimore
Grantee:	State of Maryland, MDOT MTA
Consideration:	\$1.00
Appraised Value:	N/A
Special Conditions:	N/A

**Requesting Agency Remarks:** On June 14, 1989, MDOT MTA and the Mayor and City Council of Baltimore entered a General Agreement for the construction of the MDOT MTA Metro Section C of the Baltimore Subway which was approved by BPW on June 28, 1989, under MDOT 37-GM. MDOT MTA discovered that the Deed was never recorded and subsequently the original Deed was lost. The deed terms included the conveyance of sub-surface easements and transferred two parcels in fee simple. MDOT MTA proposes to execute a Quitclaim Deed of Easement and First Amendment to General Agreement which conveys the sub-surface easements and conveys the two parcels as subsurface easements instead of fee simple. The Quitclaim Deed of Easement and First Amendment to General Agreement has been executed by Mayor and City Council of Baltimore in 2018 and will be recorded among the land records of Baltimore City.



REVISED

ACTION AGENDA January 27, 2021



*MDOT 41 Contact: Jada Wright 410-545-0330* 

jwright18@mdot.maryland.gov

# 18-C.STATE HIGHWAY ADMINISTRATION<br/>Construction Contract

*Contract ID:* Salt Structure Restorations at Various Locations in Carroll, Frederick and Howard Counties; *XX1405G29SB* ADPICS No.: XX1405G29

*Contract Description*: This contract is for salt storage restorations at various locations in Carroll, Frederick and Howard Counties.

Awards:	Veterans Kitchen Maintenance, Inc. t/a VKM Contracting Alexandria, VA	(Certified MBE)	
Contract Term:	02/11/2021 - 12/31/2024	(1,429 Calendar Days)	
Amount:	\$312,559 NTE		
Procurement Method:	Competitive Sealed Bidding (Single Responsive Bid Received)		
Bids:	Veteran's Kitchen Maintenance, Inc. t/a VKM Contracting Alexandria, VA	\$312,559	
Living Wage Eligible:	No		
MBE Participation:	100%		
Performance Security:	Performance and Payment Bonds for 100% of the award amount exists for this contract.		
Incumbent:	St. Mary's Roofing and Home Improvements, LLC Hollywood, MD		

**Requesting Agency Remarks:** This contract was advertised on eMaryland Marketplace Advantage on September 29, 2020 notifying 351 potential contractors, 49 of which were MDOT-certified Minority Business Enterprises (MBE's). Bids were opened on November 5, 2020. Three (3) bids were received, however the second and third bid was deemed nonresponsive for failure to include the required bid security.



#### 18-C. STATE HIGHWAY ADMINISTRATION (cont'd)

Requesting Agency Remarks: (cont'd)

REVISED

The Maryland Department of Transportation State Highway Administration has confirmed Veteran Kitchen Maintenance, Inc. t/a VKM Contracting's bid price and work conducted on this contract is performed 100% by a certified Minority Business Enterprise.

Fund Source:	100% Special Funds (Transportation Trust Fund)	
Approp. Code:	J02B0101	
Resident Business:	Yes	
MD Tax Clearance:	20-3562-1111	





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

# 19-C.STATE HIGHWAY ADMINISTRATION<br/>Construction Contract

*Contract ID:* Salt Structure Restorations at Various Locations in Baltimore and Harford Counties; *XX1405E29SB* 

ADPICS No.: XX1405E29

*Contract Description*: This contract is for the salt structure restorations at various locations in Baltimore and Harford Counties.

Awards:	Service All, Inc. Mitchellville, MD	(Certified MBE)
Contract Term:	02/11/2021 - 12/31/2024	(1,429 Calendar Days)
Amount:	\$321,004 NTE	
Procurement Method:	Competitive Sealed Bidding	
Bids:	Service All, Inc. Mitchellville, MD	\$321,004
	Veterans Kitchen Maintenance, Inc. T/A VKM Contracting Alexandria, VA	\$344,536
Living Wage Eligible:	No	
<b>MBE</b> Participation:	100%	
Performance Security:	Performance and Payment Bonds for 100% of the award amount exists for this contract.	
Incumbent:	Modern Construction Services, Inc. Street, MD	



#### **19-C. STATE HIGHWAY ADMINISTRATION** (cont'd)

**Requesting Agency Remarks:** This contract was advertised on eMaryland Marketplace Advantage on September 29, 2020 notifying 499 potential contractors, 139 of which were MDOT-certified Minority Business Enterprises (MBE's). Bids were opened on November 5, 2020.

The Maryland Department of Transportation State Highway Administration has confirmed Service All, Inc's bid price and work conducted on this contract is performed 100% by a Certified Minority Business Enterprise.

Fund Source:	100% Special Funds (Transportation Trust Fund)	
Approp. Code:	J02B0101	
Resident Business:	Yes	
MD Tax Clearance:	20-3561-0111	

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





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

#### 20-M. <u>STATE HIGHWAY ADMINISTRATION</u> *Maintenance Contract*

*Contract ID:* Miscellaneous Roadway Structure Repairs at Various Locations in Carroll, Frederick, and Howard Counties; *AZ0737714* ADPICS No.: AZ0737714

*Contract Description*: This contract is for miscellaneous roadway structure repairs at various locations in Carroll, Frederick, and Howard Counties.

Awards:	PDI-Sheetz Construction Corporation Linthicum, MD	(Certified MBE)
Contract Term:	02/11/2021 - 12/31/2023 (1,	053 Calendar Days)
Amount:	\$2,753,710 NTE	
Procurement Method:	Competitive Sealed Bidding	
Bids/Proposals:	PDI-Sheetz Construction Corporation Linthicum, MD	\$2,753,710
	Concrete General, Inc. Gaithersburg, MD	\$3,018,950
	C. William Hetzer, Inc. Hagerstown, MD	\$3,303,100
	Allied Contractors, Inc. Baltimore, MD	\$3,409,040
Living Wage Eligible:	Yes	
<b>MBE</b> Participation:	100%	
Performance Security:	Annual Renewable Performance and Payment Bonds for 100% of the award amount exists for this contract.	
Incumbent:	PDI- Sheetz Construction Corporation Linthicum, MD	



#### 20-M. STATE HIGHWAY ADMINISTRATION (cont'd)

*Requesting Agency Remarks*: This contract was advertised on eMaryland Marketplace Advantage on October 13, 2020 notifying 101 potential contractors, 21 of which were MDOT-certified Minority Business Enterprises (MBE's). Bids were opened on November 19, 2020.

The Maryland Department of Transportation State Highway Administration has confirmed PDI-Sheetz Construction Corporation's bid price and work conducted on this contract is performed 100% by a Certified Minority Business Enterprise.

Fund Source:	100% Special Funds (Transportation Trust Fund)	
Approp. Code:	J02B0102	
Resident Business:	Yes	
MD Tax Clearance:	20-3724-1110	





Contact: Olu Okunola 410-545-8754 ookunola@mdot.maryland.gov

#### 21-RP. <u>STATE HIGHWAY ADMINISTRATION</u> *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(g)(1)(2)(i) Annotated Code of Maryland
Property:	MC# 18-2597 Former Otis Beall Kent (1.211 acres ±), located on the south side of MD Route 28 (Darnestown Road), west of Dufief Drive, in North Potomac, Montgomery County.
Grantor:	State of Maryland, MDOT SHA
Grantee:	Maryland-National Capital Park and Planning Commission
Consideration:	\$14,000
Appraised Value:	\$14,000 – Gregory Jones (Selected) Wesley A. Barkley, Review Appraiser
Special Conditions:	N/A
Legislative Notice:	N/A
State Clearinghouse:	N/A

**Requesting Agency Remarks:** In 1963, MDOT SHA acquired the subject property as part of a highway improvement project for MD Route 28 in Montgomery County. This disposition was approved by BPW on April 24, 2019, under MDOT 14-RP. Afterwards, MDOT SHA discovered that a storm water management (SWM) pond was mistakenly included in the conveyance. MDOT SHA decided to exclude the SWM pond consisting of 0.2 acres  $\pm$  and reappraise the subject property for negotiation. MDOT SHA proposes to convey the property to the adjoining owner through a negotiated sale of \$14,000 which is 100% of the appraised value.





Contact: Olu Okunola 410-545-8754 ookunola@mdot.maryland.gov

#### 22-RP. <u>STATE HIGHWAY ADMINISTRATION</u> *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# 19-2671 Former Frank W. Beachley, $(0.739 \text{ acres } \pm)$ , located along the south side of MD Route 26 (Liberty Road), west of Pawnee Drive in Unionville, Frederick County.
Grantor:	State of Maryland, MDOT SHA
Grantee:	Ann B. Estes
Consideration:	\$7,100
Appraised Value:	\$7,100 – Peter Moholt (Selected) Ronald A. Hidey, Review Appraiser
Special Conditions:	N/A
Legislative Notice:	N/A
State Clearinghouse:	N/A

**Requesting Agency Remarks:** In 1955, MDOT SHA acquired the subject property as part of a highway improvement project for MD Route 26 (Liberty Road). The subject property is no longer needed. MDOT SHA proposes to convey the subject property to the adjoining owner, Ann B. Estes, through a negotiated sale of \$7,100 which is 100% of the appraised value.





Contact: Olu Okunola 410-545-8754 ookunola@mdot.maryland.gov

#### 23-RP. <u>STATE HIGHWAY ADMINISTRATION</u> *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# 20-2691 Former Albert C. Smith, ET UX, (0.188 acres $\pm$ ), located along the west side of U.S. Route 1 (Belair Road) at the intersection with Minte Drive in Perry Hall, Baltimore County.
Grantor:	State of Maryland, MDOT SHA
Grantee:	Ebenezer Grace Worship Center Inc., a Maryland corporation
Consideration:	\$100,000
Appraised Value:	\$98,160 – Katie Kohler (Selected) William Caffrey, Review Appraiser
Special Conditions:	N/A
Legislative Notice:	N/A
State Clearinghouse:	N/A

**Requesting Agency Remarks:** In 1991, MDOT SHA acquired the subject property as part of a highway improvement project for U.S. Route 1 (Belair Road). Subject property is no longer needed. MDOT SHA proposes to dispose of the subject property to the adjoining owner, Ebenezer Grace Worship Center Inc., through a competitive sealed bid of \$100,000 which is 101% of the appraised value.







Item#	Category	Pages
1 - 6	Capital Grants and Loans	1 - 6
7 - 10	Construction	7 - 13
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33	Information Technology	63 - 64





Contact: Jack Howard 410-767-0979 jack.howard@maryland.gov

#### 1-CGL. <u>CAPITAL GRANTS AND LOANS</u>

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

#### Board of Directors to The Frederick Arts Council, Inc.

Frederick Arts Council, Inc. (Frederick County) *"For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Frederick Arts Council Theater, located in Frederick County."*Maryland Consolidated Capital Bond Loan of 2020 (LSI – Chapter 537, Acts of 2020), DGS Item G081; (SL-013-200-038)
\$ 50,000

*Matching Fund:* The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2022 and the Board of Public Works to certify a matching fund. The Board of Directors to The Frederick Arts Council, Inc. has submitted evidence that it has over \$50,000 in a financial institution to meet the matching fund requirement for this project.

Background:	Total Project	\$100,000
	20-G081 (This Action)	\$ 50,000 (match)
	Local Cost	\$ 50,000

- 1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
- 2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- 3. 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.







Contact: Jack Howard 410-767-0979 jack.howard@maryland.gov

#### 2-CGL. <u>CAPITAL GRANTS AND LOANS</u>

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

#### **Board of Education of Kent County**

Kent County High School (Kent County) *"For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of athletic track and tennis courts at Kent County High School, located in Kent County."*Maryland Consolidated Capital Bond Loan of 2020 (MISC– Chapter 537, Acts of 2020)
DGS Item 225 (SL-014-200-038)
\$ 250,000

Matching Fund: No match is required.

Background:	Total Project	\$ 250,000
	20-225 (This Action)	\$ 250,000 (Non-match)
	Local Cost	\$ 0

- 1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
- 2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- 3. 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.







Contact: Jack Howard 410-767-0979 jack.howard@maryland.gov

#### **3-CGL.** <u>CAPITAL GRANTS AND LOANS</u>

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

#### Board of Trustees of Mt. Washington Pediatric Hospital, Inc.

Mount Washington Pediatric Hospital (Baltimore City)
 *"To assist in the design, construction, and equipping of a new rehabilitation gymnasium and treatment space."* Maryland Consolidated Capital Bond Loan of 2020 (MHA – Chapter 537, Acts of 2020), DGS Item G010; (SL-011-200-038)

*Matching Fund:* The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2022 and the Board of Public Works to certify a matching fund. The Board of Trustees of Mt. Washington Pediatrics Hospital, Inc. has submitted evidence that it has over \$750,000 in a financial institution to meet the matching fund requirement for this project.

Background:	Total Project	\$4,000,000
	20-G010 (This Action)	\$ 750,000 (match)
	Local Cost	\$3,250,000

- 1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
- 2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- 3. 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.







Contact: Jack Howard 410-767-0979 jack.howard@maryland.gov

#### 4-CGL. <u>CAPITAL GRANTS AND LOANS</u>

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

#### Board of Directors of NorthBay Education, Inc.

NorthBay Education – Capital Improvements (Cecil County)
 *"For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of infrastructure and other capital improvements in NorthBay in North East, Maryland."* Maryland Consolidated Capital Bond Loan of 2020 (MISC– Chapter 537, Acts of 2020)
 DGS Item 170 (SL-015-200-038)

Matching Fund: No match is required.

Background:	Total Project	\$ 315,000
	20-170 (This Action)	\$ 250,000 (Non-match)
	Local Cost	\$ 65,000

- 1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
- 2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- 3. 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.







Contact: Jack Howard 410-767-0979 jack.howard@maryland.gov

#### 5-CGL. <u>CAPITAL GRANTS AND LOANS</u>

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

#### Board of Directors of Olney Theatre Center for the Arts, Inc.

Olney Theatre (Montgomery County)
 "For the acquisition, planning, design, construction, repair, renovation,
 reconstruction, and capital equipping of site improvements and an Artists' Village
 for the Olney Theatre Center."
 Maryland Consolidated Capital Bond Loan of 2020 (MISC– Chapter 537, Acts of 2020)
 DGS Item 171 (SL-013-060-038)
 \$2,000,000

*Matching Fund:* No match is required.

Background:	Total Project	\$ 25,000,000
	20-171 (This Action)	\$ 2,000,000 (Non-match)
	19-166 (Prior Action)	\$ 500,000 (non-match)
	18-171 (Prior Action)	\$ 2,000,000 (non-match)
	16-G174 (Prior Action)	\$ 75,000 (Match)
	14-G165 (Prior Action)	\$ 100,000 (Match)
	13-G144 (Prior Action)	\$ 125,000 (Match)
	11-G072 (Prior Action)	\$ 150,000 (Match)
	Local Cost	\$ 20,050,000

- 1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
- 2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- 3. 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.







Contact: Jack Howard 410-767-0979 jack.howard@maryland.gov

#### 6-CGL. <u>CAPITAL GRANTS AND LOANS</u>

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

#### Board of Directors of the United States Lighthouse Society, Incorporated

Thomas Point Shoal Lighthouse (Anne Arundel County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Thomas Point Shoal Lighthouse, located in Anne Arundel County."
Maryland Consolidated Capital Bond Loan of 2020 (LSI – Chapter 537, Acts of 2020), DGS Item G021; (SL-012-200-038)

*Matching Fund:* The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2022 and the Board of Public Works to certify a matching fund. The Board of Directors of the United States Lighthouse Society, Incorporated has submitted evidence that it has \$125,000 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the United States Lighthouse Society, Incorporated \$50,000 for eligible expenditures.

Background:	
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Total Project	\$376,500
20-G021 (This Action)	\$ 50,000 (match)
Local Cost	\$326,500

- 1. The grant agreement has been revised to include the City of Annapolis as a "beneficiary" throughout the document.
- 2. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
- 3. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- 4. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
- 5. 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.







Contact: Lauren Buckler 410-767-3274 lauren.buckler@maryland.gov

#### 7-C. <u>CONSTRUCTION CONTRACT</u> Department of General Services, Department of Public Safety and Correctional Services

*Contract ID:* Upgrade Elevator DD Building at Patuxent Institution; *KD-491-191-001* ADPICS No.: 001B1600284

*Contract Description:* Upgrade the elevator system and ancillary components in the Defective Delinquent (DD) Building at the Patuxent Institution in Howard County.

Award:	Nichols Contracting, Inc.; Sandy Spring,	
Contract Term:	180 Calendar Days	
Amount:	\$371,160	
<b>Procurement</b> Method:	Competitive Sealed Bidding	

**Bids:** 

Bidders	Amount
Nichols Contracting, Inc.; Sandy Spring, MD	\$371,160
Chilmar Corporation; Baltimore, MD	\$393,396
Baltimore Contractors, Inc.; Glen Burnie, MD	\$404,288
Elevator Control Service; Upper Marlboro, MD	\$499,980

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

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

*Incumbents*: N/A

**Requesting Agency Remarks:** A notice of availability of an Invitation for Bids (IFB) was posted on the DGS website and eMaryland Marketplace Advantage on October 22, 2020. Four bids were received and opened on November 30, 2020. Nichols Contracting, Inc. has been found responsible and its bid responsive. The bid pricing has been confirmed.





#### 7-C. <u>CONSTRUCTION CONTRACT</u> (cont'd)

**Fund Source:** MCCBL 2019 Provide funds for the repair and rehabilitation of state-owned capital facilities, provided that \$165,000 of this \$34,399,000 authorization made for the purpose of facilities renewal may be expended only for facility renewal projects at the Anne Arundel County Food and Resource Bank including repairs to the warehouse roof Item 103

Resident Business: Yes

*MD Tax Clearance:* 20-3786-1111







Contact: Lauren Buckler 410-767-3174 lauren.buckler@maryland.gov

#### 8-C. <u>CONSTRUCTION CONTRACT</u> Department of Natural Resources

Contract ID: Bulkhead Cap Maintenance Phase 2; F-024-190-110 ADPICS No.: 001B1600310

*Contract Description:* Removal and reapplication of approximately 62,500 square feet of anti-graffiti coating to selected sections of the reinforced concrete bulkhead wall adjacent to the Boardwalk from 4th Street to 27th Street in Ocean City in Worcester County.

Award:	Pro Coat LLC; Salisbury, MD (Certified Small Business)	
Contract Term:	120 days	
Amount:	\$379,000	
<b>Procurement</b> Method:	Competitive Sealed Bidding	

**Bids:** 

Bidders	Amount
Pro Coat LLC.; Salisbury, MD	\$ 379,000
Commercial Industrial Applications LLC; Oxon Hill, MD	\$ 433,000
Manolis Painting Inc.; Baldwin, MD	\$ 680,000

MBE/VSBE Participation: 5% / N/A

*Incumbent*: N/A

**Requesting Agency Remarks:** A notice of availability of an Invitation for Bids (IFB) was posted on the DGS website and eMaryland Marketplace Advantage on August 6, 2020. Three bids were received and opened on October 7, 2020. Pro Coat, LLC has been found responsible and its bid responsive. The bid pricing has been confirmed.

Fund Source:	POS 19 Item 00	5	
Resident Business:	Yes	MD Tax Clearance:	20-3557-011
<b>BOARD OF PUBLIC</b>	C WORKS ACTION	THIS ITEM WAS:	
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH	I DISCUSSION	WITHOUT DISCUS	SION





Contact: Lauren Buckler 410-767-3174 lauren.buckler@maryland.gov

#### 9-C. <u>CONSTRUCTION CONTRACT</u> Department of Veterans Affairs

*Contract ID:* Expansion of Burial Capacity and Infrastructure Improvement at Cheltenham Veterans Cemetery; *VC-001-170-102* ADPICS No.: 001B1600295

*Contract Description:* Expand the burial capacity at Cheltenham Veterans Cemetery in Prince George's County by developing above ground columbarium units with niches and in ground cremains.[..]

Award:	G&C Fab-Con, LLC; Flemington, NJ	
Contract Term:	365 Calendar days	
Amount:	\$7,139,000	

Procurement Method: Competitive Sealed Bidding

Bids:

Bidders	Amount
G&C Fab-Con, LLC; Flemington, NJ	\$7,139,000
W.M. Schlosser Company, Inc.; Hyattsville, MD	\$7,421,800

MBE/VSBE Participation: 29% / 5%

*Performance Security:* Performance and payment bonds for 100% of contract

*Incumbents*: N/A

**Requesting Agency Remarks:** A notice of availability of an Invitation for Bids (IFB) was posted on the DGS website and eMaryland Marketplace Advantage on June 24, 2020. Three bids were received and opened on July 22, 2020. One bidder was rejected because a waiver request was submitted for the MBE requirement and was subsequently denied. G&C Fab-Con, LLC has been found responsible and its bid responsive. The bid pricing has been confirmed.

The maintenance building will also be renovated, and the maintenance yard will be expanded with the new vehicle storage, bulk storage buildings, a new fueling island/wash bay, and additional parking.





#### **<u>CONSTRUCTION CONTRACT</u>** (cont'd) **9-C.**

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

The current administration building will be demolished and replaced. Supporting site infrastructure systems, gas, electric, storm drains and sanitary sewer are also included in the project.

Fund Source:	100% General	
Approp. Code:	003/CA19 001/CA20 001/CA21	(\$2,000,000) (\$4,370,465) (\$768,535)
Resident Business:	No	
MD Tax Clearance:	20-2820-011	1







Contact: Lauren Buckler 410-767-3174 lauren.buckler@maryland.gov

#### 10-C. <u>CONSTRUCTION CONTRACTS</u>

*Recommendation:* That the Board of Public Works approve the following Task Orders/Purchase Orders under previously-approved Master Contracts.

- Authority:State Finance and Procurement Article,<br/>Annotated Code of Maryland, § 13-113; COMAR 21.05.13.06Procurement Method:Task Order/Purchase Order under Master Contract
- 1.0
   Master Contract:
   Contract Title; DGS-19-301-IQC

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

   Term:
   06/18/2020 06/17/2025
- 1.1 Using Agency: Department of Public Safety & Correctional Services Boiler replacement at Buildings A and B, located at Maryland **Description:** Correctional Institution-Women in Jessup; KW-000-200-001 Denver-Elek, Inc.; Essex, MD Award: Number of Qualified Master Contractors: 11 Number of Bids: 5 Amount: \$417,925 Term: 120 Calendar Days *MBE/VSBE Participation*: N/A / N/A **Resident Business:** Yes Funding Source: MCCBL 2019 Provide funds for the repair and rehabilitation of state-owned capital facilities, provided that \$165,000 of this authorization made for the purpose of facilities renewal may be expended only for facility renewal

made for the purpose of facilities renewal may be expended only for facility renewal projects at the Anne Arundel County food and resource bank including repairs to the warehouse roof. Item 103





#### **10-C.** <u>CONSTRUCTION CONTRACTS</u> (cont'd)

2.0	Master Contract:	Roofing & Related Services; DGS-19-307-IQC
	Approved:	DGS 11-C, 01/08/2020
	Term:	Five Years (to January 8, 2025)

2.1 Using Agency: Department of Health, Holly Center Description: Roof Replacements on Activities, Administration, Health, Cottage 300, 600, 700, Canteen, and Maintenance Buildings at Holly Center in Wicomico County; MR-000-190-001

Award:	Island Contracting, Inc.; Beltsville, MD		
Number of Qualified			
Master Contractors:	10 (Eastern Region)		
Number of Bids:	6		
Amount:	\$3,396,000		
Term:	180 calendar days		
Resident Business:	Yes		
MBE/VSBE Participation:	10% / N/A		

**Funding Source:** MCCBL 2019 Provide funds for the repair and rehabilitation of state owned capital facilities, provided that \$165,000 of this \$34,399,000 authorization made for the purpose of facilities renewal may be expended only for facility renewal projects at the Anne Arundel County Food and Resource Bank including repairs to the warehouse roof. Item 103







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

# 11-S.SERVICES CONTRACT<br/>Department of Human Services, Family Investment Administration, Baltimore<br/>City Department of Social Services

*Contract ID*: Work Participation Placement and Support Services; *BCDSS/FIA-21-061* ADPICS No.: N00B1600259

*Contract Description: RETROACTIVE* approval to provide employment and training services designed to enable Temporary Cash Assistance (TCA) customers to achieve the Federal Work Participation requirements. Receive case management, barrier remediation, job readiness services, employment placement into full-time unsubsidized employment, and remain employed for at least 16 consecutive weeks.

Award:	KRA Corporation; Columbia, MD	(Certified Minority Business)	
Contract Term:	07/01/2020 - 12/31/2021 (w/one 6-month renewal option)		
Amount:	<ul> <li>\$ 1,045,882 (<i>Retroactive</i>)</li> <li>\$ 1,675,393 (Proactive)</li> <li>\$ 2,721,275 Total (Base)</li> <li>\$ 1,457,400 (Renewal Option #1, 6-months)</li> <li>\$ 4,178,675 Total (Base and Renewal Option)</li> </ul>		
Procurement Method:	Sole Source		
Living Wage Eligible:	Yes		
MBE/VSBE Participation:	29% / N/A <i>MBE/VSBE</i>	<i>Compliance</i> : 38% / N/A	
Performance Security: Hiring Agreement Eligible: Incumbent:	N/A Yes Same		

*Requesting Agency Remarks:* The primary circumstances that contributed to this Sole Source request being retroactive emanates from two factors:

- 1. Baltimore City Department of Social Services (BCDSS) leadership change issues that led to an untimely implementation of a new procurement process for FY 2021, and
- 2. The reduction in work activities caused by the COVID-19 emergency which in turn led to significant delays in processing contracts.



#### DEPARTMENT OF GENERAL SERVICES Office of State Procurement ACTION AGENDA January 27, 2021



#### 11-S. <u>SERVICES CONTRACT</u> (cont'd)

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

BCDSS ensures that customers have the opportunity to meet the work requirement by providing assistance with child care, mental health supports, remedial education, skilled training, and job placement. The price for this Contract has been determined to be fair and reasonable. The price per customer for this Sole Source Contract is \$4,925 per customer, which is comparable to the pricing from the previous competitive solicitation BCDSS/FIA-16-060-S. In the previous resulting Contract with KRA Corporation, the price per customer during the base period was \$4,193, and the price per customer during the option period was \$4,925.

The Department issued an RFP in 2015 for work participation services and initially awarded several contracts from the solicitation (DBM 11-S, 06/22/2016). The contractor with the highest overall ranking was given the first right of refusal of referrals for the requested services and the maximum number of cases (1,000). Contracts were originally scheduled to end on June 30, 2020. DHS had not completed the new procurement and attempted to amend the contracts prior to that date but submitted the item too late for BPW presentation. DHS is recommending retroactive approval of sole source contracts to the vendors who were currently providing the services (this agenda item and companion item 12-S). The services provided by these vendors are federally mandated services for the Department's Temporary Assistance to Needy Families (TANF) customers. The recommended awards will maintain services being provided by the awarded contractors while DHS conducts and awards a replacement contract.

**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:	Federal 100% (TANF)	Approp. Code:	N00G0010
Resident Business:	Yes	MD Tax Clearance:	21-0044-0111





Contact: Sandy Johnson 410-767-7408

sandy.johnson@maryland.gov

#### 12-S. <u>SERVICES CONTRACT</u> Department of Human Services, Family Investment Administration, Baltimore City Department of Social Services

Contract ID: Work Participation Placement/Support Services; BCDSS/FIA-21-063 ADPICS No.: N00B1600258

*Contract Description: RETROACTIVE* approval to provide employment and training services designed to enable Temporary Cash Assistance (TCA) customers achieve the Federal Work Participation requirements: receive case management, barrier remediation, job readiness services, employment placement into full-time unsubsidized employment; and remain employed for at least 16 consecutive weeks.

Award:	America Works of Maryland, Inc.; Baltimore, MD		
Contract Term:	07/01/2020 - 12/31/2	021 (w/one 6-month renewal o	option)
Amount:	\$ 1,705,209 ( <i>Retroad</i> <u>\$ 2,731,566</u> (Proactiv \$ 4,436,775 (Total Ba <u>\$ 1,478,925</u> (Renewa \$ 5,915,700 Total	/e)	
Procurement Method:	Sole Source		
Living Wage Eligible:	Yes		
MBE/VSBE Participation:	29% / N/A	MBE/VSBE Compliance:	44.9% / N/A
Performance Security: Hiring Agreement Eligible: Incumbent:	N/A Yes Same		

*Requesting Agency Remarks:* The primary circumstances that contributed to this Sole Source request being retroactive emanates from two factors:

- 1. Baltimore City Department of Social Services (BCDSS) leadership change issues that led to an untimely implementation of a new procurement process for FY 2021, and
- 2. The reduction in work activities caused by the COVID-19 emergency which in turn led to significant delays in processing contracts.





#### 12-S. <u>SERVICES CONTRACT (cont'd)</u>

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

BCDSS ensures that customers have the opportunity to meet the work requirement by providing assistance with child-care, mental health supports, remedial education, skilled training, and job placement. The price for this Contract has been determined to be fair and reasonable. The price per customer for this Sole Source Contract is \$4,950 per customer, which is comparable to the pricing from the previous competitive solicitation BCDSS/FIA-16-060-S. In the previous resulting contract with America Works of Maryland, the price per customer during the base period was \$4,772, and the price per customer during the option period was \$4,950.

The Department issued an RFP in 2015 for work participation services and initially awarded several contracts from the solicitation (DBM 11-S, 06/22/2016). The contractor with the highest overall ranking was given the first right of refusal of referrals for the requested services and the maximum number of cases (1,000). Contracts were originally scheduled to end on June 30, 2020. DHS had not completed the new procurement and attempted to amend the contracts prior to that date but submitted the item too late for BPW presentation. DHS is recommending retroactive approval of sole source contracts to the vendors who were currently providing the services (this agenda item and companion item 11-S). The services provided by these vendors are federally mandated services for the Department's Temporary Assistance to Needy Families (TANF) customers. The recommended awards will maintain services being provided by the awarded contractors while DHS conducts and awards a replacement contract.

**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% Federal (TANF)	Approp. Code:	N00G0010
<b>Resident Business:</b>	Yes	MD Tax Clearance:	21-0045-0111
<b>BOARD OF PUBL</b>	IC WORKS ACTION	THIS ITEM WAS:	
APPROVED	<b>DISAPPROVED</b>	DEFERRED	WITHDRAWN

WITHOUT DISCUSSION

WITH DISCUSSION





Contact: Dennis Schrader 410-767-5807 dennis.schrader@maryland.gov

#### 13-S. <u>SERVICES CONTRACT</u> Department of Health

Contract ID: Supply Chain Management, Sourcing, and Support Services for Pandemic Response Care Sites; M00B1600279 ADPICS No.: M00B1600279

*Contract Description:* Medical supply chain and materials handling services at the State supported field hospital locations.

Award(s): Vizient, Inc.; Irving, TX

*Contract Term*: 02/11/2021\* - 01/27/2022 (\*Or earlier upon BPW approval)

#### *Amount*: \$48,000,000 NTE\*

(\*Includes termination for convenience at any time and includes wind down language that would retain this vendor as a consultant as sites close, with the intent of advising MDH how to best return the field hospital sites to their original purpose.)

<b>Procurement Method:</b>	Sole Source
Living Wage Eligible:	Yes
MBE/VSBE Participation:	N/A / N/A
Performance Security:	N/A
Incumbent:	Same

**Requesting Agency Remarks:** This sole source contract maintains a continuity of service, formerly approved as an emergency report (A5, 11/24/2020). This sole source replaces the existing emergency contract and provide very similar overall services at more advantageous (24% lower overall) pricing. This sole source will replace the existing emergency contract and provide very similar overall services at more advantageous (24% lower overall) pricing.

The Department of Health is currently supporting the Baltimore Convention Center Field Hospital, Takoma Park Adventist Hospital, Prince George's County Hospital, Laurel Regional Hospital, Hagerstown Correctional Facility, and Jessup Correctional Facility.





#### **13-S.** <u>SERVICES CONTRACT</u> (cont'd)

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

In addition to sourcing consumable medical supplies, including Personal Protective Equipment (PPE), durable medical equipment, and providing supply chain management, this contract also includes materials management and logistical support, laundry and bed linen services, oxygen services, and environmental services.

The continued success of Maryland's pandemic response depends on the effective management of the field hospitals that increase the number of both critical care and subacute beds, which helps ensure that Maryland will never exceed available hospital bed capacity. Maintaining these field hospitals requires outside expertise that is in extremely high demand due to the ongoing pandemic. This Contractor has proven to be an essential service provider that supports the State's overall response to the COVID-19 pandemic.

The current cost is based on a combination of fixed monthly fees for medical supply chain sourcing services and materials management services, plus variable purchased services for hospital linen, janitorial/environmental services, and oxygen services. The monthly cost under the current emergency contract is \$4.37 million monthly. The proposed monthly fixed fees for the new sole source are \$3.30 million monthly, plus a variable purchased service amount that is estimated to be \$46,870.00 monthly. This cost savings is realized with no reduction in the number of sites serviced or numbers of patients that can be placed in the field hospitals.

Based on the significantly 24% lower overall price for near identical services to the current contract, it is determined that this recommended sole source award is fair and reasonable.

Fund Source:	100% General
Approp. Code:	M00.F0601
Resident Business:	No
MD Tax Clearance:	20-1603-1101







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

# 14-S.SERVICES CONTRACT<br/>Department of Transportation Maryland Transit Administration

Contract ID:	Environmental Consulting Support Services; AGY-19-012-SR
	ADPICS No.: J05B1600011

Contract Description:	Provide environmental engineering and professional services.	
Award:	KCI Technologies, Inc.; Sparks, MD	
Term:	02/11/2021* - 01/31/2026 (*or earlier upon BPW approval)	
Amount:	\$9,299,125	
Procurement Method:	Competitive Sealed Bidding	

**Bids:** 

Bidders	Amount
KCI Technologies, Inc.; Sparks, MD	\$ 9,299,125
Century Engineering, Inc.; Hunt Valley, MD	\$12,623,679
EA Engineering, Science, and Technology, Inc.; Hunt Valley, MD	\$12,909,370
Skelly and Loy, Inc.; Harrisburg, MD	\$14,850,332
EEC Environmental, Inc.; Annapolis, MD	\$15,195,620

*Living Wage Eligible:* Yes

MBE/VSBE Participation: 18.5% / 1.5%

Incumbent: Same

**Requesting Agency Remarks:** A notice of the availability of the Invitation for Bid (IFB) was advertised on eMaryland Marketplace Advantage on September 9, 2020, electronically notifying 265 vendors. Copies of the solicitation notice were sent directly to 171 prospective vendors. Seven bids were received and opened on October 6, 2020. Two bids were rejected for failing to meet the requirements of the solicitation.




# 14-S. <u>SERVICES CONTRACT</u> (cont'd)

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

MDOT MTA's Office of Safety Management and Risk Control requires professional consulting services for environmental compliance support and environmental engineering services. These services are required to ensure that MDOT MTA is compliant with all regulatory bodies including the United States Environmental Protection Agency (EPA) and the Maryland Department of the Environment (MDE).

Services may include:

- regulatory expertise (EPA, MDE, and local environmental regulations);
- on-site staffing including engineers and support staff;
- environmental training;
- administrative support;
- hazardous materials identification surveys, sampling, & reporting; and
- operations and Maintenance Plan development and implementation.

Fund Source:	100% Special Funds (Transportation Trust Fund)
Approp. Code:	J05H0105
Resident Business:	Yes
MD Tax Clearance:	20-3595-1110







Contact: Charlie Crisp 410-767-1488 charles.crisp@maryland.gov

## 15-S-OPT. <u>SERVICES OPTION</u> Department of Health, Medicaid Provider Services Administration (formerly Office of Health Services)

Contract ID: Medicaid Provider Enrollment, Revalidation & Update Services; OPASS 17-15814-1 ADPICS No.: M00B1600248

*Contract Approved:* DBM 19-S, 02/08/2017

Contractor: Automated Health Systems; Pittsburgh, PA

*Contract Description:* Enrollment, re-validation, re-enrollment and update services for Maryland Medicaid health care providers. These services require that the contractor performs credentialing, call center support, outreach and education, electronic enrollment system development, maintenance, and document management.

<b>Option Description:</b>	Exercise the first of two renewal options.
Original Contract Term:	03/01/2017 - 02/28/2021 (w/two 1-year renewal options)
<b>Option Term:</b>	03/01/2021 - 02/28/2022
Original Contract Amount:	\$37,596,680
<b>Option Amount:</b>	\$10,284,244
Total Contract Amount:	\$47,880,924
Percent +/- (This Item):	27%
Total Percent Change:	27%
Prior Mods/Options:	N/A
Original Procurement Method: Competitive Sealed Proposals	
MBE/VSBE Participation:	15% / 1%
MBE/VSBE Compliance:	14.7% / 0.1%





#### **15-S-OPT.** <u>SERVICES OPTION</u> (cont'd)

**Requesting Agency Remarks:** Based upon the limited subcontracting opportunities for these services, a 15% MBE participation goal was established for this contract. In addition, a 1% VSBE participation goal was also established for this contract. The COVID-19 pandemic affected the firm's ability to utilize its selected VSBE subcontractor.

The services provided by Automated Health Systems during the past four years of the base contract have met expectations. Automated Health Systems (AHS) is fully trained and experienced in providing enrollment/re-validation services. AHS have supported over 75,000 Medicaid Providers and have helped Maryland maintain the compliance with Federal Provider Enrollment Requirements. Its Managers and staff have consistently demonstrated and provided a high level of accuracy, efficiency, effectiveness, customer service and professionalism.

Fund Source:	75% Federal, 25% General
Approp. Code:	M00Q0104
<b>Resident Business:</b>	No







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

# 16-S-OPT. <u>SERVICES OPTION</u> Department of Transportation, Transit Administration

Contract ID: Call-A-Ride Services; MOL-16-024-SR ADPICS No.: COJ04003

*Contract Approved:* DBM 1-S, 02/21/2018

Contractor: MJ Management Services, LLC; Baltimore, MD

*Contract Description:* Management services to promote, manage, and monitor services provided under the Call-A-Ride program. The program provides same-day premium transportation services to eligible MDOT MTA Mobility customers, using local taxi and sedan companies within the designated service area.

<b>Option Description:</b>	Exercise the first of two renewal options.
Original Contract Term:	03/01/2018 - 02/28/2021 (w/two 1-year renewal options)
<b>Option Term:</b>	03/01/2021 - 02/28/2022
Original Contract Amount:	\$48,658,200
<b>Option Amount:</b>	\$19,431,660
Prior Options/Mods:	N/A
Total Contract Amount:	\$68,089,860
Original Procurement Meth	od: Competitive Sealed Proposals
Percent +/- Change:	40%
Overall Percent +/-:	40%
MBE/VSBE Participation:	4% / 0.5%
MBE/VSBE Compliance:	4.6% / 0%





#### **16-S-OPT.** <u>SERVICES OPTION</u> (cont'd)

*Requesting Agency Remarks:* The contractor is responsible for contracting with taxi and sedan companies operating on-dedicated vehicles and monitoring their performance.

The provision of these services to disabled and elderly persons is federally mandated and operates within MDOT MTA's core service area which includes Baltimore City, Baltimore County, and Anne Arundel County. The program provides service to customers who are certified under the Americans with Disabilities Act, do not possess the functional ability to use local fixed-route services, and live within a certain distance from a fixed transit route. The Call-A-Ride program offers flexibility to users by allowing them to utilize participating local taxi and sedan companies to transport them door-to-door within MDOT MTA's designated core service area.

To date, the VSBE goal has not yet been met; however, MDOT MTA continues to work with the prime contractor. MJ Management Services has confirmed that the remainder of the contract term will allow the VSBE participation goal of 0.5% to be met.

Fund Source:	100% Special (Transportation Trust)
Approp. Code:	J05H0102
Resident Business:	Yes







Contact: Katrina Lawhorn 410-468-2374 katrina.lawhorn@maryland.gov

#### 17-S-OPT. <u>SERVICES OPTION</u> Maryland Insurance Administration

*Contract ID*: Market Conduct Examination Consulting Services; *MIA/CA-17-001* ADPICS No.: D80B1600016

Contract Approved:	DBM 1-S, 03	/28/2018
Contractor(s):	Primary: Secondary:	Nelson Ayling; Baltimore, MD Risk and Regulatory Consulting, LLC;

*Contract Description:* Market conduct examinations of insurers and producers, the consultant also provides expert advice and guidance to MIA market conduct examiners.

Farmington, CT

<b>Option Description:</b>	Exercise the first of two renewal options.	
Original Contract Term:	03/28/2018 - 03/31/2021 (w/two 1-year renewal options)	
<b>Option Term:</b>	04/01/2021 - 03/31/2022	
Original Contract Amount:	\$300,000 NTE	
<b>Option Amount:</b>	\$100,000 NTE	
Total Contract Amount:	\$400,000	
Prior Mods/Options:	N/A	
Percent +/- (This Item):	33.3%	
Total Percent Change:	33.3%	
Prior Mods/Options:	N/A	
Original Procurement Method: Competitive Sealed Proposals		
MBE/VSBE Participation:	10% / 5%	
MBE/VSBE Compliance:	9% / 3%	





#### 17-S-OPT. <u>SERVICE OPTION</u> (cont'd)

**Requesting Agency Remarks:** The MIA must examine the accounts, records, documents, and transactions that relate to the insurance business of insurance producers engaged in insurance in the State. These examinations are known as "market conduct examinations" as described in the National Association of Insurance Commissioners (NAIC) Market Regulation Handbook.

Also, to provide expert advice and guidance to MIA market conduct examiners on the methods of handling unusual or complex life and health insurance issues with an emphasis on actuarial and underwriting matters, such as premium rate filings, reinsurance, claims payment practices and underwriting matters relative to certain risk groups on an as needed basis.

Fund Source:	100% Special (Paid directly by the Carrier being examined)
Approp. Code:	D80Z01
Resident Business:	Yes - Nelson Avling





18-S-MOD. <u>SERVICES MODIFICATION</u> Department of Health, Medical Cannabis Commission, Business Ownership Control Evaluation Services

Contract ID: Ownership Control Evaluation; MMCC1119 ADPICS No.: COJ07885

*Contract Approved:* Secretary's Agenda A2, 05/20/2020

Contractor: Verity, LLC; Timonium, MD

*Contract Description:* Independent investigation of the ownership and corporate structure of certain applicants of the 2019 medical cannabis grower and processor licensing application evaluation process handled by Morgan State University (MSU) and Maryland Medical Cannabis Commission (MMCC).

*Modification Description:* Provide recommendations needed to assist the MMCC in making its decisions to award additional licenses to growers and processors who are needed to meet the growing demand for medical cannabis in the State.

Original Contract Term:	02/10/2020 - 02/09/2021
Modification Term:	02/11/2021 - 02/10/2022
Original Contract Amount:	\$199,919.83
Modification Amount:	\$115,000.00
Total Contract Amount:	\$314,919.83
Prior Mods/Options:	<b>14,000</b> (Mod. #1: 1-day bridge to BPW; Delegated Authority MMCC)
Percent +/- (This Item):	<mark>57.52</mark> %
Total Percent Change:	<mark>57.52</mark> %
Original Procurement Method: Emergency (Competitive Sealed Proposals)	





#### **18-S-MOD.** <u>SERVICES MODIFICATION</u> (cont'd)

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

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

**Requesting Agency Remarks:** Under statute, the Maryland Medical Cannabis Commission (MMCC) may award up to one additional grower license and two additional processor licenses. In order to determine whether the next highest ranked applicants are eligible for award MMCC requires that Verity, LLC review the next five highest-ranking grower and processor applicants-from the rankings that the MMCC voted to adopt in September 2019 to determine whether they meet the requisite criteria to receive a Stage One pre approval.

The MMCC believes it is in the best interest of the State for the Board to approve this modification because:

- Additional growers and processors are needed to meet the growing demand for medical cannabis in the State. Additional 30,000 patients (35% increase) became certified to obtain medical cannabis in the past six months, and this growth is expected to continue into FY 2022 and beyond.
- Verity, LLC has already performed the required services successfully for the MMCC, and has specific expertise based on the previous review that is necessary for review of the next numerically ranked applicants.
- Given the small number of reviews to perform and the limited number of submissions to the RFP posted in November 2019, the MMCC does not anticipate that a competitive procurement would result in additional offers to complete the work.
- The services provided by Verity, LLC are necessary to assist the MMCC in making its decision to award the additional licenses based on the factual findings recommended by the independent contractor.

Fund Source:	100% Special (Maryland Medical Cannabis Commission Funds)
Approp. Code:	32.02.01.04
Resident Business:	Yes







Contact: Linda Lamone 410-269- 2840 linda.lamone@maryland.gov

#### 19-S-MOD. <u>SERVICES MODIFICATION</u> State Board of Elections

*Contract ID:* Project Management for the Transportation of Voting Equipment; *D38B840008* ADPICS No.: COI67695

*Contract Approved:* DBM 2-S, 12/20/2017

Contractor: Interstate Moving Systems; Landover, MD

*Contract Description:* Provide logistical and transportation project management services for Maryland's Statewide voting system equipment.

*Modification Description: RETROACTIVE* approval to include the transportation of voter drop boxes instead of formerly specified voting equipment. This requirement took effect for the 2020 Special General and 2020 Presidential Primary and General elections, all of which followed a 'vote by mail' format.

Original Contract Term:	01/04/2018 - 06/30/2019 (w/two 2-year renewal options)
Modification Term:	04/28/2020 - 12/31/2020
Original Contract Amount:	\$ 3,261,600
Modification Amount:	(\$1,198,955)
Transp 2020 S Repre 12/06/ requir the Sp	<ul> <li>0 (Mod. #1: Changed the invoice submission schedule; ated Authority, SBE, 04/23/2018)</li> <li>\$3,382,980 (Renewal Option #1: 03/06/2019, DBM 11-S-OPT)</li> <li>\$43,800 (Mod. #2: Increase of Optional Additional bortation Expenses line item to cover unanticipated expenses for the Special Election for the 7<sup>th</sup> Congressional District due to sentative Elijah Cummings' passing; Delegated Authority SBE, 2019)</li> <li>\$0 (Mod. #3: Formalized the revised transportation ements including additional project management fees necessary for ecial General and Primary Elections as a result of the COVID-19 mic; Delegated Authority SBE, 04/22/2020)</li> </ul>

Total Contract Amount: \$5,489,425





19-S-MOD. <u>SERVICES MODIFICATION</u> (cont'd)

*Original Procurement Method*: Competitive Sealed Proposals

*MBE/VSBE Participation*: 30% / 1%

**MBE/VSBE Compliance:** 37% / 1%

**Requesting Agency Remarks:** The 2020 Presidential Primary and Special General Elections were significantly less costly than a traditional election because they were conducted primarily by mail, with very limited in person voting centers. This modification adds expenses for the transportation of voting drop boxes, which are a new type of voting equipment added to this contract for the 2020 Election Cycle in response to the pandemic and anticipated high voter turnout. It also increases the project management fee for the 2020 General Election to include additional hours required to adapt to the revised transportation requirements.

**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:	50% General, 50% Special (Local Boards of Elections)
Approp. Code:	D38I0102
Resident Businesses:	Yes







Contact: Cheryl Howard-Bond 410-697-9665 cheryl.howard-bond@maryland.gov

#### 20-IT. <u>INFORMATION TECHNOLOGY</u> Department of General Services

Contract ID: Wireless Voice Data & Accessories Statewide Contract ADPICS No.: 001B1600087

*Contract Description:* Mobile wireless services and equipment by participating in NASPO Wireless Voice Data & Accessories.

Award:	Verizon Wireless; Laurel, MD	
Contract Term:	01/28/2021 - 06/30/2024	
Amount:	\$28,800,000	
Procurement Method:	Intergovernmental Cooperative Purchasing (NASPO ValuePoint 2019-2024)	

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

**Requesting Agency Remarks:** The Department of General Services (DGS) and the Office of State Procurement (OSP) has determined that transition from the NASPO ValuePoint (formerly WSCA) Contract #1907 to the NASPO Master Contract for Wireless Data, Voice and Accessories (NASPO 2019-2024) will continue to provide greater cost benefits to the State than if the State procured these products and services independently. The NASPO ValuePoint alliance aggregates the demand of all 50 states, the District of Columbia, and the organized US territories. There are currently 67 Sate PAs against this NASPO Master Contract for Wireless Data, Voice and Accessories (NASPO 2019-2024) (Utah) for wireless services and equipment, and six (6) available vendors participating. This cumulative purchasing power, as well as multi-state and locality volume buying, results in more favorable rates than the State would otherwise obtain by contracting directly with these vendors. This Statewide contract will be awarded to three vendors. Verizon will be awarded at this time. A modification to add T-Mobile and AT&T to the Wireless Voice Data & Accessories Statewide Contract will be brought to the BPW for approval in the future.





# **20-IT. INFORMATION TECHNOLOGY** (cont'd)

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

The State had an overall spend of approximately \$4.2M during fiscal year 2019, which represented a 20%+ increase in spend from 2018. Based on the year to date fiscal year 2020 spend of \$7.2M, the rising usage due to COVID and year over year spend of the contract, DGS anticipates the total estimated dollar value to be approximately \$28,800,000 in the requested period. This is the replacement contract for the Wireless Contract that appeared at the 12/16/20 agenda.

Fund Source:	Various (Using Agency Budget)	
Approp. Code:	Various (Using Agency Budget)	
Resident Business:	Yes	
MD Tax Clearance:	20-4015-1111	







Contact: Anna Lansaw 410-339-5015 annaa.lansaw@maryland.gov

#### 21-IT. <u>INFORMATION TECHNOLOGY</u> Department of Public Safety and Correctional Services

Contract ID: Maryland Correctional Enterprises ERP System; Q00B1600038 ADPICS No: Q00B1600038

*Contract Description:* New Enterprise Resource Planning (ERP) software that includes modules for accounting, procurement, inventory management and supply chain operations to assist MCE on the day-to-day operations.

Award:	Global Shop Solutions; The Woodlands, TX	
Contract Term:	02/11/2021* - 04/27/2022 (w/four 1-year renewal options) (*or earlier upon BPW approval)	
Amount:	\$1,495,980	
Procurement Method:	Intergovernmental Cooperative Purchasing (Michigan State Industries Enterprise Resource Planning Solution; Contract No. 190000000451)	
MBE/VSBE Participation:	N/A / N/A	

Incumbents: Same

**Requesting Agency Remarks:** Maryland Correctional Enterprises (MCE) mission is to strengthen inmate employees' work ethics, increase individual responsibility, and improve self-esteem, all to create permanent positive personal change in inmates' lives, both while incarcerated and after release. Studies across the nation show that correctional industry programs such as MCE's have a positive effect on recidivism rates, which ultimately contributes to more productively engaged citizens, and safer, happier communities.

MCE must consistently demonstrate and document improvement in performance of and accountability for its financial management, inmate payroll, customer service, inventory, and manufacturing control systems. To meet these goals, MCE seeks to replace its existing antiquated application and network technology with a new, consolidated, and efficient Enterprise Resource Planning (ERP) system. The existing paper-driven processes and the inadequate, twenty-plus year-old information technology infrastructure is not reliable and threatens MCE's ability to operate efficiently, responsibly, and effectively to maintain continuity of operations and fulfill its mission.





## 21-IT. <u>INFORMATION TECHNOLOGY (cont'd)</u>

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

DPSCS reviewed various contracts throughout the country and performed cost and functionality comparisons between those contracts and found that the contract established between the Michigan Department of IT, Budget and Management and Global Shop Solutions provides an overall comprehensive solution that meets the requirements. The contractor can develop and implement a solution in significantly less time than the department can engage in the RFP process.

An extended timeframe presents a major risk to the ongoing business activities as the stability of the current system becomes less and less reliable. Additionally, an extended timeline carries the additional cost for consulting services to perform most of these tasks, estimated at \$720,000.

Fund Source:	100% Special (MCE Revolving Fund)	
Resident Business:	No	
MD Tax Clearance:	20-3608-0010	







Contact: Simone Chambers 410- 767-1742 simone.chambers1@maryland.gov

#### 22-IT-MOD. <u>INFORMATION TECHNOLOGY MODIFICATION</u> Department of Health, Office of Enterprise Technology, Medicaid Utilization Review

- Contract ID: Surveillance Utilization Review Subsystem; MDH/ OPASS 14-13986 ADPICS No.: COJ05555
- Contract Approved: DoIT 8-IT, 08/13/2014
- *Contractor:* IBM Watson Health; Ann Arbor, MI (formerly Truven Health Analytics)

*Contract Description:* License, maintain, enhance, modify, and repair Client-Server Surveillance Utilization Review Subsystem.

*Modification Description:* Extend term for 12-months to resolve a protest received for the current solicitation of replacement contract for these services.

Original Contract Term:	<i>tract Term</i> : 08/20/2014 - 08/19/20 <mark>16</mark> (w/two 1-year renewal options)	
Modification Term:	02/20/2021 - 02/19/2022 (w/one 6-month renewal option)	
Original Contract Amount:	\$ 648,000	
Modification Amount:	\$334,500 (Extension, 1-year) \$ <u>167,250</u> (Renewal Option, 6-month) \$501,750 Total	
Total Contract Amount:	\$2,469,528 (not including future renewal option period funding)	
Percent +/- (This Item):	51.62%	
Total Percent Change:	381.10%	
	\$324,000 (Renewal Option #1: DoIT 5-IT-OPT, 06/08/2016) \$324,000 (Renewal Option #2: DoIT 1-IT-OPT, 06/07/2017) \$324,000 (Mod. #1: Extend term to complete new procurement; 4-IT-MOD, 08/01/2018) \$405,000 (Mod. #2: Extended term to allow additional time to ete a new procurement; DGS 5-IT-MOD, 07/24/2019)	





## 22-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

*Prior Mods/Options (cont'd):* \$110,028 (MOD 3 - extension to complete procurement; DGS 21-IT MOD, 09/23/2020)

Original Procurement Method: Sole Source

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

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

**Requesting Agency Remarks:** The SURS (Surveillance and Utilization Review System) reports are a valuable tool for the Department of Health (MDH) to identify potentially fraudulent or abusive practices by Medicaid providers and recipients. A protest for the current replacement contract is underway and once resolved, the new contract will be brought for BPW approval. The OIG's Data Analysis Unit will continue to generate ad hoc reports of Medicaid claims data that reveal outliers and unusual patterns of behavior to ensure compliance with federal requirements. It is imperative that IBM continues services until the new contractor is fully implemented and has completely transitioned after all protest matters have been resolved.

Maryland's Health Choice Federal and State Administrative and management review reporting functions are required to meet due diligence. This contractor consistently provides excellent response time as well as the required training.

Fund Source:	75% Federal, 25% General	
Approp. Code:	32.17.01.03	
Resident Business:	No	







Contact: Linda Lamone 410-269-2840 linda.lamone@maryland.gov

## 23-IT-MOD. <u>INFORMATION TECHNOLOGY MODIFICATION</u> State Board of Elections

- *Contract ID:* Voting System Solution ADPICS No.: COJ05404 and COJ05406
- *Contract Approved:* DoIT 7-IT, 12/17/2014

*Contractor:* Election Systems and Software (ES&S); LLC, Chicago, IL

*Contract Description*: Statewide voting system hardware, equipment repairs and maintenance. The voting system solution produces a verifiable paper record of each voter's selections.

*Modification Description:* Add equipment procured for the 2020 General Election to the extended lease agreement and the cost of an equipment and network upgrade to the current system necessary to maintain the warranty through the 2022 Gubernatorial Election, and necessary trainer hours on to the final option period.

<b>Original Contract Term:</b>	01/01/2015 - 03/31/2017 (w/two 2-year options)	
Modification Term:	02/11/2021 - 03/31 <mark>/2023</mark>	
Original Contract Amount:	\$10,371,288	
Modification Amount:	<ul> <li>\$ 51,600 (Renewal Option #2: 02/11/21 - 03/31/21)</li> <li>\$ 879,345 (2nd Base Period: 04/01/21-03/31/23)</li> <li>[]</li> <li>\$ 930,945</li> </ul>	
Prior Options/Mods:	\$40,333,018 (see Attachment I)	
Total Contract Amount:	\$51,635,251 (not including future renewal option period funding)	
Original Procurement Method: Competitive Sealed Proposals		
MBE/VSBE Participation:	N/A / N/A	
MBE/VSBE Compliance:	N/A / N/A	





# 23-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

The requested modification is in the best interests of the **Requesting Agency Remarks:** State because the Agency has determined that the voting system equipment added to the lease for the 2020 General Election is necessary for future elections, including the 2022 Gubernatorial Election. This modification includes funding for the additional cost of this equipment to the lease agreement for the extension period of the contract, approved by BPW on September 23, 2020 (23-IT-MOD), and the equipment will become part of future quarterly lease payments.

Subsequent to BPW's approval of the extension period, SBE must upgrade all network equipment in 2021. Failing to upgrade the equipment and associated hardware, such as workstations and server hardware used for the creation of voting system media and the central tabulation of results, will no longer be under warranty for the 2022 Gubernatorial Election.

This modification provides two additional months of trainer hours for the Maryland trainer from ES&S. The hours are built into the extension starting on April 1, 2021, but February and March, 2021 must be added via this modification. The additional hours for ES&S' Maryland trainer are required to ensure SBE and Local Board of Elections personnel can be trained on the new features associated with the software suite prior to the implementation of the upgrade.

Fund Source:	50% General, 50% Special (County)	
Approp. Code:	D38I0102	
Resident Businesses:	Yes	







# 23-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

Mad	Data	ATTACHMENT I	Amount
Mod	Date	Description	Amount
1	08/05/2015 2 JT MOD	Altered scope to include newer model	\$987,033*
	3-IT-MOD	equipment, adjusted quantities of voting	\$142.025 for base torm
		system equipment, improved efficiency of	\$143,025 for base term
		the State's acceptance process, added	*This and 1:Continue and 1:00
		ballot transfer bins, soft carrying case and	*This modification applies
		stand-alone voting booths, and removed	to the base term and all
		costs associated with modems in the	option periods. If an
		tabulation units.	option is approved, a
			portion of this amount will
			be applied to the option
	00/17/2015	D 1 1 112 1	period.
2	09/17/2015	Provided additional equipment to tabulate	\$97,125
	(approved	unofficial results from approximately	
	retroactively	1,800 polling places and 24 local boards	
	by BPW	of election on election night and provide	
	10/7/2015)	timely Statewide and local results on	
	6-IT-MOD	election night. Ensured continued federal	
2	00/20/2015	and State certification. Allowed SBE to utilize ES&S' election	¢0
3	09/30/2015		\$0
4	10/20/2015	night results system.	¢c 200
4	10/20/2015	Provided four additional field technicians	\$6,300
	0.1.10.7.10.0.1.5	for a mock election.	<b>A</b> 2
5	01/05/2016	Provided delivery of certain equipment	\$0
		from SBE's central warehouse to 24	
		locations and installation of ExpressVote	
		units in hard cases with TSx legs for early	
		voting.	
6	03/24/2016	Added rented equipment for an additional	\$23,233.40
		early voting center approved by the	
		General Assembly for the 2016 election	
		cycle, on-site and field support for the	
		primary election, and the purchase of	
		additional thumb drives.	
7	06/07/2016	Altered individuals deemed "Key	\$0
		Personnel," defined duties, and removed	
		certain reporting requirements for "Key	
		Personnel."	





# 23-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

ATTACHMENT I			
Mod	Date	Description	Amount
8	08/172016	Added rented equipment and purchased	\$524,505
	11-IT-MOD	ancillary equipment for several local	
		boards of elections for the 2016 General	
		Election.	
9	10/03/2016	Added rented equipment and on-site and	\$22,395
		field support for several local boards of	
		election for the 2016 General Election.	
10	11/02/2016	Added one individual to support election	\$21,825
		preparation activities in three counties for	
		the 2016 General Election and additional	
		ballot transfer bins for five counties due	
		to the higher than predicted turnout	
		during early voting.	
Opt. #1	02/08/2017	Exercise 1 <sup>st</sup> renewal option.	\$9,307,691
	5-IT-OPT		
11	04/17/2017	Provides additional equipment to four	\$10,628
		local boards of elections, which requested	
		to retain equipment they rented for the	
		2016 General Election. Additionally,	
		changes were included to correct the price	
		of 4 GB memory drives for Option	
		Periods 1 and 2 and allowing for fewer	
		status meetings and reports, if	
		appropriate. The amount per option	
		period is \$5,314.	
12	07/5/2017	Dedicated three (3) ES&S resources to	\$1,618,500
		Maryland full-time as key personnel for a	
	3-IT-MOD	portion of Option Period #1 effective	
		August 1, 2017 and one ES&S resource to	
		Maryland full-time from February to	
		November 2018 to support the 2018	
		elections.	
13	08/14/2017	Provided for the removal of the modems	\$0
		from 1,428 DS200 units deployed in	
		Maryland, and for full preventative	
		maintenance checks on each of the DS200	
		units at no cost.	





# 23-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

Mod	Date	ATTACHMENT I Description	Amount
14	09/27/2017	EXP Utility system upgrades for election	\$24,750
17	0)/2//2017	results reporting automation.	Ψ24,750
15	11/01/2017	Lease additional voting equipment and	\$1,127,581
15	11/01/2017	peripheral components. Additional	\$1,127,301
	4-IT-MOD	equipment is necessary due to additional	
	4-11-WOD	Early Voting Centers and voter	
		registration anticipated for 2018.	
16	12/05/2017	Modifies experience requirements for the	\$0
10	12/03/2017	trainer position. ES&S' is unable to find	\$0
		a candidate that meets the current	
		requirements, but identified a candidate	
		with extensive training experience and will train the individual on VSS	
17	03/07/2018	components at no charge to SBE.	¢140.796.57
1 /	03/07/2018	Addresses electronic voting equipment	\$149,786.57
		stored in a moldy environment at the	
	2-IT-MOD	Worcester County Local Board of Elections' warehouse. This modification	
		compensates the vendor for the casualty	
1.0	05/02/2010	loss value of the damaged equipment.	Ф <i>С</i> ААА
18	05/02/2018	Adds an on-site network engineer for the	\$6,444
		2018 Primary from June 25, 2018- June	
		27, 2018 to assist the local boards of	
		election with troubleshooting and network	
10	00/06/2010	support.	φ <u>ο</u>
19	09/06/2018	HB 1331 Notification requirements to	\$0
		SBE for attempted and actual security	
20	00/20/2010	violations.	\$6.440
20	09/28/2018	Adds an on-site network engineer for the	\$6,440
		2018 General from November 5, 2018-	
		November 7, 2018 to assist the local	
		boards of elections with troubleshooting	
	10/10/2010	and network support.	¢24,200
21	10/18/2018	Added rented ballot transfer bins for the	\$24,200
		2018 General Election for Montgomery	
		and Prince George's County due to the	
		three-page ballot which meant the ballot	
		transfer bins would fill up more quickly.	





# 23-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

ATTACHMENT I			
Mod	Date	Description	Amount
22	02/26/2019	Authorizes Maryland's field support team	\$0
		to support other jurisdictions when there	
		are no repairs to perform in Maryland and	
		(2) codifies the current practice of on-site	
		repairs, which is more convenient for the	
		local boards as opposed to shipping or	
		driving equipment requiring repairs to	
		ES&S' Bowie warehouse.	
Opt. #2	03/06/2019	Exercise 2 <sup>nd</sup> renewal option.	\$12,162,916
	14-IT-OPT		<b>.</b>
23	08/14/2019	Procures additional voting equipment and	\$1,190,310
		peripherals for the 2020 Presidential	
		Election Cycle. The additional equipment	
		includes DS200 scanning units, USB	
		memory sticks, ballot transfer bins,	
		DS850 scanning unit (high speed	
		scanner), and other ancillary supplies on	
		behalf of the local boards. This	
		modification also includes a proposed	
		upgrade of the voting system software for the 2020 election cycle, to include	
		technical resources necessary to upgrade	
		the networks, scanners, and ballot	
		marking devices.	
24	09/04/2019	Implement "High Availability" mode on	\$8,400.00
27	07/04/2017	the Cisco firewalls at Sidus Group LLC.	\$6,400.00
		These firewalls are used in the Election	
		Night Reporting Network.	
25	10/28/2019	Provide a change to the EXP user	\$33,750
-		interface that enables the ability to set a	
		4 <sup>th</sup> location for EXP export files currently	
		generated for election night reporting.	
		The 4 <sup>th</sup> location is for disaster recovery.	





# 23-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

ATTACHMENT I			
Mod	Date	Description	Amount
26	12/04/2019	Remove the costs associated with the	-(\$524,505)
		potential EVS 6.1.0.0 Election Night	
	25-IT-MOD	Reporting Network EMS Upgrade,	
		approved via Modification #23. The	
		reasons for this decision are that the new	
		version was never used before in an	
		election, transitioning to the new version	
		would require lengthy State testing,	
		certification, and installation processes	
		that will not be complete until February	
		2020 at best, and requiring election	
		officials to learn a significantly different	
		system under a compressed schedule	
		introduced unnecessary risk.	
27	12/10/2019	Add 4GB thumb drives for three local	\$43,220
		boards of elections for the short time	
		between the special primary election for	
		the 7th Congressional District (February	
		4th, 2020) and the regularly scheduled	
		2020 Presidential Primary Election.	
28	01/14/2020	Provide for an on-site network engineer	\$12,880
		experienced with Maryland's voting	
		system networks to support and	
		troubleshoot any network issues for the	
		2020 Primary Election (April 27-29,	
		2020) and 2020 General Election	
		(November 2- 4, 2020).	
29	04/01/2020	Provide additional hours for the ES&S	\$132,000
		trainer through the 2020 Election Cycle to	
	15-IT-MOD	allow for refresher training to improve the	
		administration of the 2020 General	
		Election. Note, this modification was	
		submitted to BPW on 02/24/2020 and was	
		not on an Agenda until 4/1/2020.	





# 23-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

ATTACHMENT I       Mod     Date     Description     Amount			
30	04/06/2020	Provide transport of DS850 high speed	\$42,730
		scanners from two local boards of	
		elections to support three local boards of	
		elections and their canvass of ballots in	
		the special general election for the 7th	
		Congressional District and their return to	
		the lending local boards of elections; and	
		to rent an additional DS850 to support	
		2020 Presidential Primary and General	
		Elections.	
31	05/06/2020	Add cost of leasing an additional two (2)	\$25,760.23
		DS850 high speed scanners to the current	
		VSS lease.	
32	06/25/2020	Add cost of transporting and configuring	\$35,520
		the voting system infrastructure, as well	
		as configuring and testing it, from the	
		Sidus data center location in Annapolis,	
		MD to the Koniag location in Columbia,	
		MD.	
33	09/23/2020	Somerset Casualty Loss value, additional	\$73,790
22-IT-		equipment for the 2020 General Election,	
MOD		and Bitlocker Removal. (Item 22-IT-	
		MOD on this agenda - Pending Approval)	
34	09/23/2020	This modification extended the Voting	\$13,136,805.92 (base period
		System Solution (VSS) lease for a period	amount). The option period
23-IT-		of 2 years, from April 1, 2021- March 31,	for the extension must be
MOD		2023, and added an additional two-year	approved by BPW prior to it
		option period, from April 1, 2023- March	commences.
		31, 2025 to be exercised at the sole	
		discretion of the State of Maryland.	
		Prior Mods/Options	\$40,333,017.62
		-	





Contact: Samantha Buchanan 410-260-7552 samantha.buchanan@maryland.gov

## 24-IT. <u>INFORMATION TECHNOLOGY</u>

*Recommendation:* That the Board of Public Works approve the following Task Orders/ Purchase Orders under a previously-approved Master Contract.

Authority: Procurement Method:		State Finance and Procurement Article Annotated Code of Maryland, § 13-113; COMAR 21.05.13.06. Task Order/Purchase Order under Master Contract	
		Contract No.: 060B2490023	
	Approved:	DoIT 3-IT, 04/03/2013	
	Term:	04/22/2013 - 04/21/2028	
×	**As of publication, the rema	ining balance of this master contract is \$455,140,869.	

1.1 Using Agency: MDOT - The Secretary's Office (MDOT-TSO) Description: The Department of Transportation (MDOT) issued this CATS+ TORFP on behalf of the Office of Transportation Technology Service (OTTS) in order to obtain resources to support SharePoint, Salesforce, .NET and other existing or emerging software technologies. In addition, all resources will manage and provide daily

support of MDOT's mission critical business applications, provide guidance, and continual supportive information with application security and best practices in planning, designing, operational improvements and implementations of evolving technology solutions; *J01B0600007*.

Award:	Serigor, Inc; Baltimore, MD
	(Certified Small Business and Minority Business)
Number of Qualified	
Master Contractors:	656
Number of Bids:	28
Amount:	\$4,000,000
Term:	03/01/2021 - 02/28/2026 (or earlier upon BPW approval)
MBE/VSBE Participation:	20% / N/A
Resident Business:	Yes
Fund Source:	100% Special (Transportation Trust)



1.2



#### 24-IT. <u>INFORMATION TECHNOLOGY (cont'd)</u>

#### 1.0 Master Contract: Consulting and Technical Services Plus (CATS+)

*Using Agency:* MDOT State Highway Administration (MDOT SHA)

The Department of Transportation (MDOT) issued this **Description:** CATS+ TORFP on behalf of the SHA Data Governance Division to obtain resources to assist with numerous Enterprise Geographic Information Systems (GIS) projects and initiatives. This support includes services for enterprise GIS program management and application development throughout the State Highway Administration. GIS support will be provided to programs such as, Connected Automated Vehicles (CAV) Program, Mobility Planning, Asset Management, One Maryland One Centerline (OMOC), Total Maximum Daily Load (TMDL), and Transportation Systems Management and Operations The selected contractor will manage the IT infrastructure to support the (TSMO). authoritative GIS datasets that are served out in a variety of business intelligence and mapping applications for both internal and external customers. Provide solutions using the GIS platform to enhance data collection, data management, and data dissemination while simultaneously promoting the governance of all these functions which will increase efficiency and reduce redundancy in the use of GIS technology across the agency; J02B0600002.

Award:	WBCM; Baltimore, MD
Number of Qualified	
Master Contractors:	230
Number of Bids:	5
Amount:	\$31,763,485.60
Term:	03/01/2021 - 02/29/2024, (w/two 1-year renewal options)
MBE/VSBE Participation:	30% / N/A
Resident Business:	Yes
Funding Source:	80% Federal; 20% Special (Transportation Trust Fund)

*1.3 Using Agency:* Department of Information Technology

**Description:** Oversight Program Support Services; 060B8400062

Professional resources contract to support DoIT's Enterprise Program Management Office ("EPMO") which provides oversight of the State's Major Information Technology Development Projects (MITDP), information technology projects of critical significance to the State. Include project managers, program managers, systems analysts, business process consultants, project control specialists, subject matter experts, system architects and risk assessment consultants.

*Option Description:* Exercise the first of three 1-year renewal options.





#### 24-IT. <u>INFORMATION TECHNOLOGY</u> (cont'd)

1.0 Master Contract: Consulting and Technical Services Plus (CATS+)

22 <sup>nd</sup> Century Technologies, Inc.; McLean, VA
Momentum, Inc.; Camp Hill, PA
(Certified Small Business and Minority Business)
\$12,000,000
\$ 4,000,000
\$16,000,000
N/A
02/21/2019 - 02/20/2021
02/21/2021 - 02/20/2022
20% / N/A
0% / N/A
No
100% Reimbursable (MITDP)

1.4 Using Agency:

Department of Education

**Description:** Obtain resources and services from one Master Contractor to provide offsite data center hosting, system operations management and data administration services, and operations support services for the Childcare Administrative Tracking System (CCATS) production, training User Acceptance Testing (UAT), and quality assurance and development environments; *R00B1600017*.

Award	SONA Networks LLC; Hunt Valley MD
	(Certified Small Business and Minority Business)
Number of Qualified	
Master Contractors:	198 (Functional Area VI) (SBR Designated)
Number of Bids:	2
Amount:	
Amount:	\$1,847,040.00 (Base, 3-years)
	\$ 967,200.00 (Renewal Option #1, 1-year)
	\$ 996,320.00 (Renewal Option #2, 1-year)
	\$1,025,440.00 (Renewal Option #3, 1-year)
	\$ 143,100.00 (Fixed Price)
	\$4,979,100.00 Total
Term:	02/11/2021 - 02/01/2023 (w/Three 1-year renewal options)
MBE/VSBE Participation:	N/A / N/A
Resident Business:	Yes
Fund Source:	100% Federal





#### 24-IT. <u>INFORMATION TECHNOLOGY (cont'd)</u>

2.0	Master Contract:	Commercial Off-the-Shelf Software (COTS) 2012
		Contract No. 060B2490021
	Approved:	DoIT 6-IT, 09/19/2012
	Term:	10/01/2012 - 09/30/2027
**As	of publication. the rem	aining balance of this master contract is \$32.255.090.

- 2.1 Using Agency: Department of Human Services
  - **Description: RETROACTIVE** MongoDB is a cross-platform document-oriented database program which comes with the scalability and flexibility along with the query, indexing, replication, load balancing, file storage, aggregation, server-side JavaScript execution, capped collections and transactions features; *N00P1601045*

/ 11	
Award:	Carahsoft Technology Corp.; Reston, VA
Number of Qualified	
Master Contractors:	1 (FA I & III) (Single Qualified Master Contractor)
Number of Bids:	1
Amount:	\$224,850
Term:	01/19/2021 - 01/18/2022
<b>MBE/VSBE</b> Participation:	N/A / N/A
<b>Resident Business:</b>	No
Fund Source:	66.8% Federal, 33.2% Special (MITDPF)

**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.

3.0 Master Contract	: Hardware/Associated Equipment & Services 2012
	<i>C</i> ontract No. 060B2490022
Approved:	DoIT 4-IT, 10/31/2012
Term:	11/15/2012 - 11/14/2027
**As of publication, the	remaining balance of this master contract is \$99,533,779.

3.1 Using Agency: Department of Health (MDH Office of Enterprise Technology Description: MDH Enterprise Infrastructure DataCenter TierPoint Texas Obtain Cisco hardware and SmartNet maintenance for deployment of a Disaster Recovery datacenter located at TierPoint, Allen, TX. This site will work in conjunction with the MDH main datacenter, using the same Cisco hardware, located at TierPoint BWI; M00B1600225/21-18941





## 24-IT. <u>INFORMATION TECHNOLOGY</u> (cont'd)

3.0	Master Contract: Hard	ware/Associated Equipment & Services 2012
	A 7	
	Award:	Applied Technology Services, Inc.; Middle River, MD
		(Certified Small Business and Minority Business)
	Number of Qualified	
	Master Contractors:	50
	Number of Bids:	6
	Amount:	\$2,999,999
	Term:	02/11/2021 - 01/31/2026
	MBE/VSBE Participation:	N/A / N/A
	<b>Resident Business:</b>	Yes
	Funding Source:	100% Reimbursable (MITPR)







Contact: Mark Riesett 410-767-4045 mark.riesett@maryland.gov

# 25-M-OPT. <u>MAINTENANCE OPTION</u> Department of Health

Contract ID:	Unarmed Uniformed Guard Service; 0011T820716
	ADPICS No.: 001B1600232

Contract Approved:	DGS 4-M, 01/24/2018
Contractor:	BTI Security; Rockville, MD (Certified Small Business and Minority Business)
<i>Contract Description:</i> Center in Crownsville.	Unarmed uniformed guard service for the Crownsville Hospital
<b>Option Description:</b>	Exercise the second and final renewal option.
Original Contract Term:	02/01/2018 - 01/31/2020
<b>Option Term:</b>	02/01/2021 - 01/31/2022
Original Contract Amount:	\$ 693,103
<b>Option Amount:</b>	\$ 361,085
Total Contract Amount:	\$1,426,197
Percent +/- (This Item):	52.10%
Total Percent Change:	105.77%
Prior Mods/Options:	\$ 372,009 (Renewal Option #1: DGS 69-M-OPT, 01/08/2020)
Original Procurement Meth	<i>od</i> : Competitive Sealed Bidding
MBE/VSBE Participation:	N/A / N/A
MBE/VSBE Compliance:	N/A / N/A





#### 25-M-OPT. MAINTENANCE OPTION (cont'd)

**Requesting Agency Remarks:** MDH is satisfied with the performance of BTI Security and DGS has determined that it is in the best interest of the State to exercise the second and final renewal option of the contract under the same terms, conditions, and provisions.

Fund Source:	100%	Gener	ral	
Approp. Code:	M00 M00	21 22	MP10G MP10G	(\$148,528.00) (\$212,556.80)
Resident Business:	Yes			







Contact: Wendy Scott-Napier 410-767-4088 wendy.scott-napier@maryland.gov

#### 26-RP. <u>REAL PROPERTY</u> Department of Agriculture, Maryland Agricultural Land Preservation Foundation (MALPF) and Agricultural Land Preservation Easements File No. 05-20-08 (Caroline County)

**Reference:** Approval is requested for the Maryland Agricultural Land Preservation Foundation, Department of Agriculture, to amend a previously approved option contract for the purchase of an agricultural preservation easement on the property described below, to add acreage that was erroneously withheld from the original easement offer. 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 this easement shall be in perpetuity pursuant to Agriculture Article Section 2-514.1.

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.

G. Turner 05-20-08	<u>Property</u> 115.694 Acres	<u>Price</u> \$347,082.00 \$3,000.00/acre	
a. Cadell (fee) b. Peters (fee) Review Appraiser: Andrews	(Appraised Value) \$844,566.20 \$821,427.40	(Agricultural Value) \$192,052.04 \$192,052.04	(Easement Value) \$652,514.16 \$629,375.36
Fund Source:	L00/10460 Total:	<u>\$347,082.00</u> <b>\$347,082.00</b>	





# 26-RP. <u>REAL PROPERTY</u> (cont'd)

#### **Requesting Agency Remarks:**

1. Reference is made to Item 20-RP#2 of this Department's Agenda of October 21, 2020 for the meeting of the Board of Public Works, wherein approval was given to the Maryland Agricultural Land Preservation Foundation (MALPF) to acquire an agricultural preservation easement (the "Easement") on 113.45 acres of land at and for a purchase price of \$340,350.00.

When application for the Easement was made by the landowner, the acreage of the property owned by the landowner was designated as 115.694 acres. In reviewing the Easement application, MALPF Staff, in consultation with the agricultural preservation easement program administrator for Caroline County, reviewed tax maps for the landowner's property and concluded that, although the bulk of the landowner's property was located on the north side of MD Route 16, a separate 2.24-acre portion of the landowner's property appeared to be located on the south side of MD Route 16 *ie.* across the road from the remainder of the farm. Based on this conclusion, MALPF Staff determined, in accordance with MALPF regulation and policy, that said 2.24 acres would be withheld and not included within the Easement since it was across the road from the bulk of the farm parcel. Accordingly, MALPF extended an offer to the landowner for an Easement on 113.45 acres (the overall property of 115.694 less the 2.24 acres across the road) at a purchase price equal to \$3,000/acre for a total purchase price of \$340,350.00. Following acceptance by the landowner, this offer was presented to, and approved by, the Board of Public Works at its meeting of October 21, 2020.

Following receipt of the Board of Public Works approval, title work for the property was received and reviewed by MALPF's attorney and staff. Review of the title work revealed that, in fact, all of the property owned by the landowner, consisting of 115.694 acres, is located on the north side of MD Route 16 and the area shown on the south side of MD Route 16 is not owned by the landowner. This determination was also confirmed by the surveyor who performed a 2018 survey of the landowner's property.

As a result of the error in locating 2.24 acres of landowner's 115.694-acre property as being across the road from the remainder of the landowner's property, the MALPF Board of Trustees has approved an amendment to the original Easement offer to increase the Easement acreage by 2.24 acres to 115.694 acres and, accordingly, to increase the purchase price by \$6,720.00 (2.24 acres multiplied by \$3,000.00/acre.

2. The Department of Agriculture recommends acceptance of this amended contract.





# 26-RP. <u>REAL PROPERTY</u> (cont'd)

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

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

4. 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.







Contact: Wendy Scott-Napier 410-767-4088 wendy.scott-napier@maryland.gov

#### 27-RP. <u>REAL PROPERTY</u> Department of Natural Resources File #00-8680

**Recommendation:** Approve the granting of an Easement from the Department of Natural Resources (DNR) to the Maryland Department of Agriculture on behalf of the Maryland Agricultural Land Preservation Foundation

Property:	20.05 acres of land located in Harford County, Hopkins Branch WMA, 1725 Trappe Church Road, Darlington.
Grantor:	The State of Maryland, to the use of the Department of Natural Resources
Grantee:	The State of Maryland, to the use of the Department of Agriculture, on behalf of the Maryland Agricultural Land Preservation Foundation
Consideration:	\$0.00
Prior Approval:	DNR-RP 10A, 12/17/2014

**Background:** DNR is granting an overlay conservation easement to Maryland Agricultural Land Preservation Foundation (MALPF) on the property now known as Hopkins Branch WMA. DNR purchased this property (once known as "Greider") in fee in 2015 for specific management of this ecologically unique parcel within the Deer Creek Watershed. At the request of MALPF, DNR seeks approval to convey an overlay conservation easement to MALPF to: (1) ensure that MALPF's pre-existing easement is protected; (2) to confirm that DNR acknowledges the MALPF easement restrictions during DNR's ownership of the property; and (3) to acknowledge that DNR does not consider the MALPF easement to have been extinguished by DNR's fee ownership of the property by the common law doctrine of "merger."

*Clearinghouse:* The Clearinghouse reviewed the proposed transaction and concluded, after consultation with the Office of the Attorney General, that the transaction does not require Clearinghouse review.







Contact: Wendy Scott-Napier 410-767-4088 wendy.scott-napier@maryland.gov

## 28-LL. <u>LANDLORD LEASE</u> Department of Planning/ Maryland Historical Trust

#### **Recommendation:**

- 1. Ratify six real property leases previously entered into by the Maryland Historic Trust (MHT) as lessor of properties located at the Jefferson Patterson Park Museum property (JPPM)
- 2. *Retroactively* approve the below prior lease terms and approve the continued tenancy on a month-to-month basis, until such time as new leases are negotiated
- 3. *Retroactively* approve the annual rental fees received by MHT totaling \$41,712.29

Tenant	Premises	Term	Annual Rent
The Asbury House	Residence and Garage	03/01/2017 - 02/28/2018	\$21,000.00
Gross Cottage	Residence and Smokehouse	02/19/2019 - 02/18/2020	\$13,200.00
Lower Asbury Barn	Former tobacco barn	12/01/2008 - 11/31/2011	\$ 600.00
Upper Beverly Barn	Former tobacco barn	01/19/2016 - 01/18/2021	\$ 662.29
Farmland	125 acres agricultural land	02/01/2015 - 01/31/2018	\$ 6,250.00
The Deverly Herror	Desidence and Canden	2/1/2011 Manth to Manth	*\$0.00
The Beverly House	Residence and Garden	3/1/2011 Month to Month	*\$0.00
		Total:	\$41,712.29

#### Jefferson Patterson Park & Museum Properties:

\* In-kind support to JPPM is provided as rent for The Beverly House which includes park security and maintenance for this residence provided by an employee who is occupying the property.

*Space Type:* Housing and Farmland

# Utilities/Custodial: Tenant

**Background:** The Jefferson Patterson Park & Museum (JPPM) was established following a conveyance to the State in 1983 of 512 acres located along the Patuxent River in St. Leonard from Mary Marvin Breckinridge Patterson, subject to a Trust Agreement which provides that the 512-acre property shall "be administered by [MHT] for the benefit of the citizens of the State of Maryland and for the purpose of establishing the Jefferson Patterson Historic Park and Museum". The Trust Agreement further states that the property shall be used for the purpose of "maintaining, preserving, and promoting interest in historical, archaeological, agricultural, cultural, scenic and environmental significance," including "recreational use". Since 1983, JPPM's acreage has expanded to approximately 560 acres through five separate acquisitions of contiguous properties between 1986 – 2002.





# **28-LL.** <u>LANDLORD LEASE</u> (cont'd)

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

The JPPM grounds contain six residential structures and other properties that MHT has been leasing. These include three residential properties, two storage facilities, and (1) agriculture property containing 125 acres of farmland. These leases and the annual rent received have never been approved by the Board of Public Works. Records indicate that prior counsel at MHT advised that these leases fell within MHT's general statutory powers granted in State Finance & Procurement § 5A-318(b)(10)-(11), and as such the leases were exempt from State Finance & Procurement § 10-305. Recent consultations between MHT counsel and the Department of General Services (DGS) counsel have resulted in consensus legal advice that the JPPM leases are not exempt from § 10-305 and therefore these leases are now being presented for retroactive approval.

All rental income received by MHT through the JPPM leases is dedicated to a special fund, the use of which supports JPPM's public mission as prescribed in the Trust Agreement. This includes for, among the things, the salaries of contractual employees who perform educational programming at the Park, other costs related to providing educational programming, and facilities maintenance.







Contact: Wendy Scott-Napier 410-767-4088 wendy.scott-napier@maryland.gov

## 29-LT. <u>TENANT LEASE</u> Department of Human Services

*Recommendation*: Approval to renew the Department of Human Services' current lease at 130 Chartley Dr in Owings Mills.

<b>Prior Board Action:</b>	DGS 18-LT-OPT, 08/11/2010		
Landlord:	MD Equities, LLC 1975 Hempstead Tpke, Ste 309, East Meadow, NY 11554		
Property Location:	130 Chartley Dr, Reisterstown, MD 21136		
Space Type:	Office w/client interaction (13,500 sq. ft.)		
Lease Type:	New (Continued Use of Property)		
Term: Future Option Term:	03/01/2021 - 02/28/2031 (w/6-month hold-over) 03/01/2031 - 02/28/2036		
Annual Rent: Fund Source:	\$268,785.00 (Year 1)         Square Foot Rate:         \$19.91/SF (Year 1)           100% General         Approp. Code:         \$0010		
Utilities/Custodial Responsit Termination for Conveniend	•		

Procurement Method:Sole SourceSee COMAR 21.05.05.02.D; DGS Space Mgmt. Manual ¶ 6-605 E

**Remarks:** The Department of Human Services' has used this property as a regional office with client contact since May 8, 2000. This is a client contact office for the income maintenance and child support enforcement programs. The rental rate for the new term will escalate at 2% annually and will include a number of energy efficiency improvements to the space including LED lighting and passive dual technology motion sensors.







Contact: Wendy Scott-Napier 410-767-4088 wendy.scott-napier@maryland.gov

# **30-LT.** <u>**TENANT LEASE</u>** *Office of Administrative Hearings*</u>

*Recommendation*: Approval to renew the Office of Administrative Hearings current lease at 11101 Gilroy Rd in Hunt Valley.

Prior Board Action:	DGS 23-LT-MOD, 12/15/	/2010
Landlord:	Gilroy Road Associates, I 2330 W. Joppa Rd, Suite 2	LC 210, Lutherville, MD 21093
Property Location:	11101 Gilroy Rd, Hunt Va	alley, MD 21031
Space Type:	Office w/ client interaction	n (53,041 sq. ft.)
Lease Type:	New (Continued Use of P	roperty)
Term: Future Option Term:	01/01/2022 - 12/31/2031 ( 01/01/2032 - 12/31/2036	(w/6-month hold-over)
Annual Rent: Fund Source:	\$1,087,340.50 (Year 1) 100% General	<i>Square Foot Rate:</i> \$20.50 (Year 1) <i>Appropriation Code:</i> PCA 20009
Utilities/Custodial Responsi Termination for Conveniend	•	ndlord

Procurement Method:Sole SourceSee COMAR 21.05.05.02.D; DGS Space Mgmt. Manual ¶ 6-605 E

**Remarks:** The Office of Administrative Hearings has used this property for administrative functions and hearing rooms to process Statewide hearings held by administrative law judges since 1996. The rental rate for the new term will escalate at 2% annually, and will include a number of energy efficiency improvements to the space including LED lighting and passive dual technology motion sensors.







Contact: Wendy Scott-Napier 410-767-4088 wendy.scott-napier@maryland.gov

## 31-LT. <u>TENANT LEASE</u> *Prescription Drug Affordability Board*

<b>Recommendation</b> :	Approve a new 5-year lease.
Landlord:	MSTC IV, LLC., 2560 Lord Baltimore Drive, Windsor Mill, Maryland 21244
Property Location:	16900 Science Drive, Bowie, Maryland 20715
Space Type:	Office w/ client interaction (1,642 sq. ft.)
Lease Type:	New
Term: Future Option Term:	02/01/2021 - 01/31/2026 (w/6-month hold-over) 02/01/2026 - 01/31/2031
Annual Rent: Square Foot Rate:	\$51,312.50 (Year 1) \$31.25 SF (Year 1)
Fund Source: Approp. Code:	100% Special (Maryland Health Care Commission M00385) PCA U1228
Utilities/Custodial Responsi Termination for Conveniend	•
	0.1.0

Procurement Method:Sole SourceSee COMAR 21.05.05.02.D; DGS Space Mgmt. Manual ¶ 6-605 E

**Remarks:** The 2019 General Assembly created a new State agency - the Prescription Drug Affordability Board. The new Board needs office space to house the 5 new positions and to accommodate meetings with pharmacy and health care representatives. PDAB has requested that this space be in the Bowie area, with convenient access to Annapolis and Baltimore. The asking rate for the new term will escalate at 2.5% annually and will include a number of energy efficiency improvements to the space including LED lighting.

<b>BOARD OF PUBL</b>	IC WORKS ACTION	THIS ITEM WAS	5:
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WIT	<b>H DISCUSSION</b>	WITHOUT DISC	CUSSION
			147



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#### DEPARTMENT OF GENERAL SERVICES OFFICE OF STATE PROCUREMENT ACTION AGENDA January 27, 2021



Contact: Lauren Buckler 410-767-3174 lauren.buckler@maryland.gov

## **32-GM.** <u>GENERAL OBLIGATION BOND PROCEEDS</u>

*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

- 1.0 Agency: Department of Health
   Fund Source: MCCBL 2019 Provide funds for the repair and rehabilitation of State-owned capital facilities, provided that \$165,000 of this authorization made for the purpose of facilities renewal may be expended only for facility renewal projects at the Anne Arundel County Food and Resource Bank including repairs to the warehouse roof Item 103
- 1.1
   Contract ID:
   HVAC Duct Cleaning; DS-430-200-001

   Description:
   Cleaning ductwork at Maryland Western Hospital Center

   Procurement Method:
   Competitive Sealed Bidding

   Award:
   Denver-Elek, Inc.; Essex, MD

   Amount:
   \$186,730

   Resident Business:
   Yes
- 2.0 Agency: Department of General Services/School for the Deaf Fund Source: MCCBL 2019 Provide funds to plan and construct a new emergency notification system on the Columbia campus. Item 116
- **2.1** Contract ID: NFPA 72 Risk Analysis School for the Deaf Columbia Campus; *AH-000-200-001*

**Description:** Prepare a National Fire Protection Act (NFPA) code compliant Risk Analysis for the Maryland School for the Deaf Columbia Campus. The Risk Analysis shall provide a minimum of two solutions that meet the needs of this hearing-impaired population and meet code to notify occupants of emergencies including fires. The Fire Alarm and Mass Notification System will incorporate an upgraded visual component with multiple text notifications by electronic messaging to alert the faculty, students, and others.

Procurement Method	<i>i</i> : Qualific	cation Based Selection	
Award:	Henry Adams,	LLC; Baltimore, MD	
Amount:	\$15,526.44		
<b>Resident Business:</b>	Yes		
DARD OF PUBLIC WO	RKS ACTION	THIS ITEM WAS:	
APPROVED DIS	SAPPROVED	DEFERRED	WITHDRAWN
WITH DISC	CUSSION	WITHOUT DISCUS	SSION
			148

# Maryland DEPARTMENT OF CENERAL SERVICES

# DEPARTMENT OF GENERAL SERVICES OFFICE OF STATE PROCUREMENT ACTION AGENDA REVISED January 27, 2021



Contact: Dennis Krysiak 410-260-7807 dkrysiak@marylandtaxes.gov

# **33-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<br/>Annotated Code of Maryland, § 13-113; COMAR 21.05.13.06.

 Procurement Method:
 Task Order/Purchase Order under Master Contract

 1.0
 Master Contract:
 Hardware/Associated Equipment & Services 2012<br/>Contract No. 060B2490022

 Approved:<br/>Term:
 DoIT 4-IT, 10/31/2012

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\*\*As of publication, the remaining balance of this master contract is \$99,533,779.

1.1 Using Agency: Office of the Comptroller

**Description: RETROACTIVE** Cisco Smartnet Renewal is for the Hardware/Software maintenance coverage for the Comptroller's computer network. Includes hardware maintenance and replacements, Software Operating Systems enhancements, updates, corrections, and Security enhancements. Cisco Technical 24/7 Support for networking issues, Networking Diagnostics. Protect the Comptroller's Network assets and is also mandated by multiple Security Audits including the IRS.; *E00P1600233* 

Award:Applied Technology Services Inc.; Middle River, MD<br/>(Certified Small Business and Minority Business)

Number of Qualified	
Master Contractors:	52
Number of Bids:	4
Amount:	\$720,315.38
Term:	01/12/202 <mark>1</mark> – 01/27/2021 <b>(Retroactive)</b>
	01/28/2021 - 02/14/2024 (Proactive)
<i>MBE/VSBE Participation:</i>	N/A / N/A
Resident Business:	Yes
Fund Source:	100% General
Romarks	The Department intended to present this

*Remarks:* The Department intended to present this contract for continued service at an earlier BPW meeting; however, various process deadlines caused the licenses to be maintained in good faith by the contractor before BPW approval could be obtained.





# **33-IT. INFORMATION TECHNOLOGY** (cont'd)

1.0 Master Contract: Hardware/Associated Equipment & Services 2012

**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.

