

BOARD OF PUBLIC WORKS
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DECEMBER 13, 2023

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

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**This agenda may be addressed partly or wholly in closed session.*

**BOARD OF PUBLIC WORKS
SECRETARY'S
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December 13, 2023**



*Contact: Jason Keppler 410-841-5864
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**1. DEPARTMENT OF AGRICULTURE
*Maryland Agricultural Cost-Share Program - Grants***

Recommendation: That the Board of Public Works approve funding for 11 individual grants under the Maryland Agricultural Cost-Share Program.

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

Amount: \$178,700

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

County	Grantee	Agreement #	Amount
Allegany	Christopher R. Toey	AT-2024-2237	\$19,300
Carroll	Christopher B. High	MP-2024-2001	\$3,500
Frederick	Robert J. Kline	MP-2024-2331	\$33,000
		MP-2024-2332	\$29,100
Howard	2425 Daisy Road, LLC	RS-2024-2315	\$17,900
		RS-2024-2316	\$19,700
Kent	Brian S. Aldrich, Sr.	CH-2024-2337	\$3,300
		CH-2024-2338	\$7,700
		CH-2024-2339	\$5,400
Queen Anne's	C. Temple Rhodes, Jr.	AT-2024-2341	\$16,800
	Henry Covington, Jr.	CH-2024-2340	\$23,000

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.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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*Contact: Jason Keppler 410-841-5864
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**2. DEPARTMENT OF AGRICULTURE
*Maryland Agricultural Cost-Share Program- Additional Funding***

Recommendation: That the Board of Public Works approves granting additional general obligation bond proceeds to eight individual grants under the Maryland Agricultural Cost-Share Program.

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

Amount: \$28,183.11

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
Cecil	Bare Family Farm, LLC	AT-2023-2581	\$5,364.25
Harford	Molly Hill Farms, LLC	AT-2022-2009	\$1,276.82
		AT-2022-2010	\$2,527.28
		AT-2022-2011	\$3,943.06
Queen Anne's	Henry Covington, Jr	CH-2023-2103	\$10,478.00
Talbot	Lewis H. Smith, Jr	CR-2024-2142	\$422.70
	Phillip E. Councell, Jr	CR-2023-2761	\$1,819.40
	Timothy W. Wilkins	CR-2024-2102	\$2,351.60

Remarks: The Maryland Department of Agriculture has determined that each of these projects is eligible for cost-share funds. The projects have 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 each project. These additional costs are a result of design changes required based on site conditions encountered during construction.

BOARD OF PUBLIC WORKS ACTION

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*Contact: Jason Keppler 410-841-5864
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3. DEPARTMENT OF AGRICULTURE
Maryland Agricultural Cost-Share Program- Reversion

Recommendation: That the Board of Public Works approve reverting the balances on 21 completed or canceled projects under the Maryland Agricultural Cost-Share Program.

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

Amount: \$165,189.15

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

County	Recipient	Agreement #	Amount	Status
Baltimore	Susan Y. Cole	RS-2022-2648	\$10,084.75	Completed
Caroline	Wood Family Farms, LLC	CR-2022-2823	\$127.00	Completed
Carroll	Baughner Enterprises, Inc.	MP-2022-2748	\$119.85	Completed
	Broadview Farms, LLC	MP-2022-2825	\$92.65	Completed
	Bryan W. Cunningham	MP-2023-2490	\$3,690.00	Completed
	Elisa M. Dasher	MP-2023-2710	\$4,180.00	Completed
	Eric F. Burall	MP-2022-2701	\$5,300.00	Cancelled
	Joseph E. Boerner, Jr	AT-2022-2741	\$8,900.00	Cancelled
		AT-2022-2746	\$66,100.00	Cancelled
		AT-2022-2747	\$46,833.94	Cancelled
	Michele L. Dell-Pruett	RS-2023-2467	\$4,824.00	Completed
Frederick	Robert J. Kline	MP-2022-2594	\$407.60	Completed
		MP-2022-2595	\$2,420.15	Completed
		MP-2022-2596	\$1,353.70	Completed
		MP-2022-2597	\$883.83	Completed

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3. DEPARTMENT OF AGRICULTURE (cont'd)

County	Recipient	Agreement #	Amount	Status
Howard	Herman C. Dunst	RS-2022-2886	\$2,421.47	Completed
Prince George's	Single Arrow Farm, LLC	PA-2022-2975	\$837.54	Completed
Queen Anne's	1731 Partners Trust	AT-2022-2932	\$318.27	Completed
		AT-2022-2933	\$1,157.90	Completed
	Nola L. Leager	CH-2023-2749	\$1,516.50	Completed
Talbot	George H. Glatfelter, II	CR-2023-2440	\$3,620.00	Completed

Remarks: The Maryland Department of Agriculture has confirmed that each of these projects has either been completed or cancelled by the recipient and any unspent balance could be made available for other eligible for cost-share projects.

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Contact: Gabriel Gnall 410-260-7335
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4. **BOARD OF PUBLIC WORKS**
Procurement Agency Activity Reports

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

Department of Transportation

July – September 2023

Authority: COMAR 21.02.01.05

Remarks: The content of the reports may be accessed on the Board of Public Works website: www.bpw.maryland.gov/Pages/PAAR.aspx

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*Contact: David Bohannon 410-260-7335
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**5. BOARD OF PUBLIC WORKS
*Model Liquidated Damages Policy***

Recommendation: That the Board of Public Works publish a model policy concerning the inclusion and use of liquidated damages provisions in procurement contracts.

Authority: State Finance & Procurement Article, § 15-113(b)(1)
"On or before January 1, 2024, the Board [of Public Works], in consultation with the Procurement Improvement Council, shall publish a model policy concerning the inclusion and use of liquidated damages provisions in procurement contracts."

Remarks: As passed in the Spring, Chapter 206 (Laws of Maryland 2023) requires certain procurement units to adopt policies concerning the inclusion and use of liquidated damages provisions in procurement contracts that are substantially similar to a model policy to be published by the Board. That model policy is in turn required to address certain elements. In early September, an initial draft model policy meeting those requirements was circulated to an interagency workgroup consisting of the Departments of Budget and Management, General Services, Health, Information Technology, and Transportation; as well as representatives of the Governor's Office of Small, Minority & Women Business Affairs, the Office of the Attorney General, and the University System of Maryland. After several meetings and amendments, that group reached consensus on a draft model policy. In turn that workgroup draft was provided to DGS for circulation among members of the PIC for review and comment. No comments were received. Accordingly, this draft is the model policy that would be published upon approval of this item.

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

Recommendation: The Board of Public Works Wetlands Administrator recommends that the Board grant licenses for projects involving filling and dredging 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

22-1294 *DM INVESTMENTS LLC* – To improve navigable access by removing an existing pier and constructing a floating pier with a gangway, floating platforms, floating finger piers, placing mooring piles, mechanically dredging an area, transporting dredge material to a disposal site, and providing for periodic maintenance dredging for six years. To reduce shoreline erosion by constructing groins, filling with sand, grading, and planting marsh vegetation.

Annapolis, Spa Creek

Special conditions: Requirements for County review and authorization of work above mean high water, removing existing piers and associated structures, installing chocks, stoppers, bracing or similar devices, dredge material transport and disposal, maintenance dredging, post dredge bathymetric survey, annual photograph submission, and marsh establishment area. Restrictions on the number of slips, lifts, or hoists.

Wetlands Created: 3,000 square feet

BALTIMORE COUNTY

23-0077 *BOWLEYS MARINA* – To reauthorize upgrades at an existing marina by reauthorizing mechanical maintenance dredging, transporting dredge material to a disposal site, removing existing marina piers and associated structures, constructing Piers A-E including a floating walkway, floating piers, fixed piers, gangways, pier extensions, timber wave screens, travel lift piers, a boat ramp, and boatlifts.

Baltimore City, Galloway Creek

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

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6. **BOARD OF PUBLIC WORKS** (cont'd)

DORCHESTER COUNTY

22-0598 *VIENNA POWER LLC* – To improve navigable access by mechanically maintenance dredging an area, transporting dredge material to a disposal site, and providing for periodic maintenance dredging for three years.

Vienna, Nanticoke River

Special conditions: Time of year restriction. Requirement for dredge material transport and disposal, staking dredged area, and post dredge bathymetric survey.

TALBOT COUNTY

22-0968 *BAILEY'S GIFT LLC* – To reduce shoreline erosion by installing low profile stone and sand containment sill, filling with sand, grading, planting *Spartina alterniflora* and *Spartina patens*, and installing a revetment.

Easton, Leeds Creek

Special conditions: Time of year Restriction. Requirements for County review and authorization of work above mean high water, marsh establishment area, marsh maintenance plan, constructing vents, annual photograph submission, and design and construction of stone revetment. Restrictions on use of asphalt rubble in revetment.

Wetlands Created: 14,962 square feet

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REVISED

Contact: Bill Morgante 410-260-7791
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7. **BOARD OF PUBLIC WORKS**
***Wetlands License -- #23-0455 – Town of Easton
Mitigation***

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

1. Grant a tidal wetlands license to construct a kayak launch, and
2. Require mitigation in the form of *Phragmites* removal and restoring degraded low marsh with sand fill and *Spartina alterniflora* planting for impacts to vegetated tidal wetlands.

MDE: The Maryland Department of the Environment concurs with the recommendations.

- Application received May 18, 2023
- Public comment period ended November 20, 2023
- MDE Report and Recommendation November 16, 2023

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.

Mitigation: Constructing a kayak launch will result in impacts to 420 square feet of vegetated tidal wetlands. MDE recommends that the licensee mitigate for the 420 square feet of impact to vegetated tidal wetlands at a 2:1 ratio (COMAR 23.02.04.11.B) in-kind by restoring 260 square feet of degraded low marsh with sand fill and *Spartina alterniflora* plantings and out of kind at a 4:1 ratio by removing 1,160 square feet of *Phragmites*.

130 square feet of impact x 2 (2:1 ratio) = 260 square feet of required mitigation

290 square feet of impact x 4 (4:1 ratio) = 1,160 square feet of required mitigation

TALBOT COUNTY

23-0455 *TOWN OF EASTON*– To create kayak access and engage in education, research, monitoring, and recreation by installing floating platforms, a kayak launch platform, a sand kayak launch, rails and pipes, a gangway, remove invasive *Phragmites*, and restore marsh.

Easton, North Fork Tanyard Branch

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REVISED

7. **BOARD OF PUBLIC WORKS** (cont'd)

TALBOT COUNTY

23-0455 **TOWN OF EASTON (cont'd)**

*Special conditions: Requirements for **Town of Easton** review and authorization of work above mean high water, MDE General Permit for Discharges from the Application of Pesticides, mitigation area construction, mitigation site maintenance, construction of [...] platform, and associated structures. Restrictions on platform construction.*

Wetlands Created: 240 square feet

Wetlands Enhanced: 1,160 square feet

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Contact: Bill Morgante 410-260-7791
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8. **BOARD OF PUBLIC WORKS**

***Wetlands License -- #22-1019 – The Wharf at Handy’s Point Inc.
Mitigation***

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

1. Grant a tidal wetlands license to mechanically dredge an area, and
2. Require mitigation in the amount of \$1,319.24 for impacts to shallow water habitat resulting from new mechanical dredging.

MDE: The Maryland Department of the Environment concurs with the recommendations.

- Application received September 23, 2022
- Public comment period ended November 1, 2023
- MDE Report and Recommendation October 24, 2023

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.

Mitigation: Mechanically dredging an area will result in permanent impacts to 767 square feet of shallow water habitat. MDE recommends that the licensee mitigate for the 767 square feet of impact to open water at a 1:1 ratio (COMAR 23.02.04.11.B) by paying \$1,319.24 into the MDE Tidal Wetlands Compensation Fund.

$$767 \text{ feet} \times \$1.72 \text{ per square foot}^* = \$1,319.24$$

*Based on \$75,000/acre mitigation cost

KENT COUNTY

22-1019 *THE WHARF AT HANDY’S POINT INC* – To improve navigable access by mechanically dredging an area, transporting dredge material to a disposal site, and providing for periodic maintenance dredging for six years.

Worton, Worton Creek

Special conditions: Time of year restriction. Requirements for dredge material transport and disposal, maintenance dredging, staking dredged area, post dredge bathymetric survey, and payment into Tidal Wetland Compensation Fund.

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Contact: Anna Lansaw 410-209-2378
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9. **BALTIMORE CITY COMMUNITY COLLEGE**
Services

Contract ID: Refugee Case Management Services
BCCC-FY24-RSIG-001

Contract Description: This service contract provides oversight of the Refugee School Impact Grant Program. The services include case management services and coordination with various Baltimore City schools.

Award: International Rescue Committee, New York, NY

Award Amount: \$557,470

Contract Term: 12/16/2023 - 10/31/2024

Procurement Method: Sole Source

MBE Goal: N/A

Requesting Remarks: The College is requesting approval to award a sole source contract to the International Rescue Committee (IRC). The Maryland Department of Human Services' Office for Refugees and Asylees (MORA) awarded Baltimore City Community College both Refugee School Impact Grant (RSIG) and Services for Older Refugees (SOR) Grant funding to help support the College's Refugee Projects. Moreover, under these grant agreements with the Department of Human Services, the College can only award to companies that are specifically listed in the grant's appendix; since all consultants and their work plans had to be pre-approved to receive grant funding. The IRC, the refugee resettlement agency for Baltimore, is a pre-approved vendor under both grants listed. The vendor is uniquely equipped to offer resources, wraparound services, barrier removal, and support for both students and their families.

In accordance with the State's Finance and Procurement Article, Section 14-302, IRC is a non-profit organization; therefore, exempt from assigning an MBE goal to this contract.

This contract was approved by the College's Board of Trustees on November 15, 2023.

Fund Source: MORA – RSIG / SOR Grants

Residential Business: No

MD Tax Clearance: 23-4821-0110

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*Contact: Brian Eyler 240-285-2644
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**10. DEPARTMENT OF NATURAL RESOURCES
*Wildlife and Heritage Service***

Recommendation: That the Board of Public Works create eight positions.

Authority: Section 7-236, State Finance and Procurement Article, Annotated Code of Maryland, and Section 34 of Chapter 101 of 2023 (Budget Bill for FY 2024).

Amount: \$653,899

Fund Sources: 100% Federal Funds

Appropriation Code: K00A0301

Requesting Agency Remarks: Section 34 of Chapter 101 of 2023 (Budget Bill for FY 2024) authorizes the Board of Public Works to create positions that are supported entirely by funds from federal or other non-State sources, provided that the positions are abolished if the funding source is eliminated. The following new positions supported with Pittman-Robertson Federal Aid in Wildlife Restoration federal funds are requested to be created.

Regular Positions to be Created

	FTE	Position Title	Class Code	Grade/Step	Salary and Fringe
	<i>1.0</i>	<i>Program Manager IV</i>	<i>5479</i>	<i>22/2</i>	<i>\$121,402</i>
	<i>2.0</i>	<i>Natural Resources Biologist II</i>	<i>3121</i>	<i>15/2</i>	<i>\$163,765</i>
	<i>5.0</i>	<i>Natural Resources Biologist I</i>	<i>1685</i>	<i>13/2</i>	<i>\$368,732</i>
Total	8.0				\$653,899

Chapter 543 of 2023 established a Wildlife Conservation, Education, and Outreach Program within the Department of Natural Resources. The purpose of the program is to foster appreciation for outdoor recreation and wildlife conservation including regulated hunting. The program will include special focus on veterans and communities that typically have not had access to wildlife conservation and hunting opportunities.

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10. DEPARTMENT OF NATURAL RESOURCES (cont'd)

Requesting Agency Remarks (cont'd):

In order to staff the newly-created conservation program, Chapter 543 of 2023 also adjusted State hunting license fees and specified that if the adjustment resulted in an increase in federal funds for the department, that part of the funding shall be used to hire eight employees. As a result of the fee adjustment, the department will be eligible to receive a minimum increase of at least \$3 million in federal funds from the Pittman-Robertson Federal Aid in Wildlife Restoration Act. This grant program provides \$3 in matching federal funds to every \$1 generated stateside by the sale of hunting licenses. This program has been in existence since the 1930s and has long been used by all state natural resource agencies, including Maryland, for wildlife conservation and management. These federal funds will be used for the eight new conservation program employees.

The department has allotted one Program Manager IV position, two Natural Resources Biologist II positions, and five Natural Resources Biologist I positions. These positions will be integrated with a small number of existing staff who do similar outreach work for the unit. It is expected that these employees will engage the public with a wide range of newly created information and education programs. These staff will also address the unfortunate trend of decreasing hunter numbers in Maryland through the department's R3 program. R3 (hunter recruitment, retention, and reactivation) is an important program found in most states and addresses declining hunter numbers. The national trend in the decline of hunters is a serious concern since these individuals largely fund wildlife conservation through the purchase of a hunting license and they are essential for the management of species like white-tailed deer. These eight positions will be essential to expanding this program.

DBM Remarks: The Secretary of the Department of Budget and Management has certified that funds are available for the new positions for which approval is requested.

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*Contact: Amanda Sadler 301-429-7780
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11. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Recommendation: That the Board of Public Works approve the establishment of an easement by Perkins Homes Phase I and Perkins Homes Phase IIA, on parcels of land subject to deed of trust liens in favor of the State, in order to benefit other phases of the Perkins Homes Development by permitting them to use and have access to a management office and community space located on Perkins Homes Phase I and Perkins Homes Phase IIA.

Disposition Authority: Section 10-305, State Finance and Procurement Article, Annotated Code of Maryland

Grantor Project Addresses: 1401 E. Pratt Street and 201 S. Caroline Street
Baltimore City, MD

Grantees: The owners of all phases of the Perkins Homes Development

Consideration: \$0

Remarks: The Perkins Homes Development is being developed in phases as part of the FY 2017 Choice Neighborhood Implementation Grant entered into between the Housing Authority of Baltimore City, the City of Baltimore, and the United States Department of Housing and Urban Development. The Community Development Administration, a unit of the Division of Development Finance of the Department of Housing and Community Development, a principal department of the State of Maryland ("CDA"), has provided financing to assist in the acquisition and construction of Perkins Homes Phase I, Perkins Homes Phase IIA, and Perkins Homes Phase IIB, which, when completed, will be affordable housing projects in Baltimore City. The CDA financing is secured by deed of trust liens on these properties. CDA intends to provide financing to assist in the acquisition and new construction of Perkins Homes Phase III, a 152-unit affordable housing project in Baltimore City. The remaining phases of the Perkins Homes Development -- Phase IV and Phase V -- have not yet begun development.

The owner of Perkins Homes Phase I will grant an easement for the use of and access to a management office and community space by the residents, guests, invitees, licensees and guests of the other phases of the Perkins Homes Development. The owner of Perkins Homes Phase IIA will grant an easement for the use of and access to community space by the residents, guests, invitees, licensees and guests of the other phases of the Perkins Homes Development. The management office space that will be subject to the use easement is approximately 3,187 square feet. The community space that will be subject to the use easement consists of approximately 2,704 square feet of multipurpose meeting rooms and storage and 1,166 square feet of gym facilities located on Perkins Homes Phase I and approximately 2,100 square feet of multipurpose meeting rooms and storage located on Perkins Homes Phase IIA. One of the uses of the

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

Remarks (cont'd):

community space will be as a place for service providers to provide services to residents. The access easement will consist of a non-exclusive easement for pedestrian and vehicular ingress, egress, and passageway in, through, over, and across Perkins Homes Phase I and Perkins Homes Phase IIA to access the community management office and community space. The access easement will be located along and within common driveways, thoroughfares, corridors, roadways, sidewalks, and pathways constructed for pedestrian and vehicular use.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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SECRETARY'S
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*Contacts: Gregory Hare 301-429-7775 gregory.hare@maryland.gov
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Caroline Varney-Alvarado 301-429-7454 caroline.varney-alvarado@maryland.gov*

12. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

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

Borrower: JFK Apartments, LP

Project: JFK Apartments
135 N. Mechanic St.
Cumberland, MD 21502

Rental Housing Works Authority: Sections 4-401 *et seq.* of the Housing and Community Development Article of the Annotated Code of Maryland, as amended, and the regulations promulgated for the Multifamily Bond Program at COMAR Chapter 05.05.02

The Rental Housing Works Program finances rental housing that will be occupied by households with incomes at or below 60% of area median income.

Loan Amount: \$2,860,000

Fund Source: MCCBL 2021 - *Rental Housing Works Program*

Collateral: Deed of Trust

Description: JFK Apartments involves the rehabilitation of a 100-unit general occupancy rental community located at 135 N. Mechanic St., Cumberland, Allegany County. This Project will offer a mix of affordable studio and one-bedroom floorplans targeting low-income households earning 30, 50, and 60 percent of the Area Median Income (AMI). The Project is sponsored by the Housing Authority of the City of Cumberland (HACC).

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

Description (cont'd):

Pursuant to Maryland's commitment to reducing Greenhouse Gas Emissions, conserving water resources, and enhancing Maryland's environment, the scope of work for JFK Apartments' renovation includes the following:

1. The project adheres to the criteria for Green Building standards as outlined by the National Green Building Standards, with the goal of achieving a 'Bronze' certification.
2. A state-recognized RESNEC consultant, Pando Alliance, will perform testing for the air sealing and insulation scope of work.
3. All windows will be Energy Star rated with double and triple panes of glass.
4. All faucets and bath fixtures will use 'Water Sense' labeled products.
5. All appliances, including refrigerators, ranges, and bath exhaust fans, will be Energy Star rated.
6. All floorings will be made of quality and durable materials.
7. All cabinetry will be made of durable hardwood.
8. Energy Star-rated lighting fixtures will be installed in all units and common areas.
9. The mechanical systems are designed to be highly rated efficiency 12.0 EER with programmable thermostats, as well as insulated plumbing pipes.

At JFK Apartments, there are no Recognized Environmental Conditions (RECs) requiring remediation on the project. However; ACM materials were observed during a comprehensive pre-renovation asbestos survey of the site structure. The developer agreed to allow OSHA-regulated methods to provide an O&M Program for the project.

Sources	Amount
Rental Housing Works (this Item)	\$2,860,000
Tax-Exempt Bonds	6,065,000
Housing Trust Funds	1,500,000
EmPower MEEHA Funds	376,014
HACC Sponsor Loan	6,260,000
Interim Income	210,000
4% LIHTC Equity	11,850,110
Deferred Developer Fee	1,179,423
Total	\$30,300,547

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
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*Contact Person: Jeffrey Fretwell 410-537-4481
jeffrey.fretwell@maryland.gov*

13. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve up to \$3,120,000 in grant funding (\$1.56 million in each of FY24 and FY25) for tasks relating to Onsite Sewage Disposal Systems (OSDS) regulations.

Authority: Maryland Water Infrastructure Financing Administration Act
Sections §§ 9-1601 – 9-1622, Environment Article,
Annotated Code of Maryland

Fund Source: Bay Restoration (Septic) Fund

Background: The Bay Restoration Fund statute, amended during the 2014 session of the General Assembly, allows up to 10% of the fee from septic users deposited annually with the Department to be awarded to local governments to administer certain tasks to implement the OSDS regulations under COMAR 26.04.02.07. The grant award amounts are based on a formula and tasks undertaken by the local government. The agreements are for two fiscal years. The annual amounts are listed below.

Applicant/County	Annual FY Grant Award
Allegany	\$35,000
Anne Arundel	\$120,000
Baltimore	\$59,000
Calvert	\$120,000
Caroline	\$42,000
Carroll	\$65,000
Cecil	\$83,000
Charles	\$44,000
Dorchester	\$73,000
Frederick	\$68,000
Garrett	\$35,000
Harford	\$65,000

Applicant/County	Annual FY Grant Award
Howard	\$57,000
Kent	\$53,000
Montgomery	\$45,000
Prince George's	\$35,000
Queen Anne's	\$105,000
Somerset	\$97,000
St. Mary's	\$120,000
Talbot	\$84,000
Washington	\$45,000
Wicomico	\$68,000
Worcester	\$42,000

BOARD OF PUBLIC WORKS ACTION

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DISAPPROVED

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BOARD OF PUBLIC WORKS
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Contact Person: Jeffrey Fretwell 410-537-4481
jeffrey.fretwell@maryland.gov

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

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

Authority: Maryland Water Infrastructure Financing Administration Act
Sections 9-1601--9-1622, Environment Article,
Annotated Code of Maryland

Project: Hancock Wastewater Treatment Plant ENR Upgrade

Recipient: Town of Hancock

Amount: Up to \$706,708

Location: Washington County/Legislative District 1C

Description: The proposed project entails the planning, design, and construction of an Enhanced Nutrient Removal (ENR) facility at the existing Town of Hancock Wastewater Treatment Plant (WWTP) at a design capacity of 0.53 million gallons per day (MGD). This design capacity is a consolidation of the existing 0.38 MGD Hancock WWTP and the existing 0.15 MGD Lanco WWTP, which will eliminate the discharge point at the Lanco Facility. Upon completion of the upgrades, the plant will discharge effluent with an annual average Total Nitrogen goal of 3.0 mg/l and Total Phosphorus goal of 0.3 mg/l which will reduce nutrients to Tonoloway Creek and ultimately the Chesapeake Bay. This board action is for the cost of engineering services related to the design of the new Hancock wastewater treatment plant ENR facility. This project will be constructed in accordance with coastal and non-coastal resiliency guidelines developed as part of the Coast Smart Program to reduce climate change risks to such projects.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 08.22 (<i>this Item</i>)	\$ 706,708
Bay Restoration Fund Grant BR-NR 08.22 (prior approval Sec. Item 11 [07/19/18])	\$ 56,500
Total Estimate Planning and Design/Engineering Services Cost	\$ 763,208

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

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

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**BOARD OF PUBLIC WORKS
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*Contact: Matthew Lapinsky 410-729-8259
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**15. MARYLAND ENVIRONMENTAL SERVICE
*Cunningham Falls State Park, Frederick County***

Construction Contract: Cunningham Falls State Park Route 77 Sanitary Sewer Replacement
MES Project # 1-24-2-07-5R

Description: Replacement of the sanitary sewer line to address the significant amount of inflow and infiltration in the state-owned sewer line from Cunningham Falls State Park to the Town of Thurmont

Procurement: Competitive Sealed Bids

Bids:

Guyer Brothers, Inc., New Enterprise, PA	\$3,279,321.00
Triangle Contracting, LLC, Frederick, MD	\$3,788,631.05

Award: Guyer Brothers, Inc.

Amount: \$3,279,321

Term: 180 days

MBE Participation: 9.23%

Remarks: The existing sanitary sewer along Rt.77 conveys wastewater from the Cunningham Falls State Park and the Catoctin National Park to the Town of Thurmont for treatment and disposal. The line is more than 60 years old and in disrepair. Storm water enters the sewer from leaky and broken pipes and significantly increases the volume of wastewater reaching the Town of Thurmont. The purpose of this project is to replace the sewer line to minimize inflow and infiltration, therefore reducing the cost of treating excess sewage for the park.

Three bids were received. The low bidder was deemed non-responsive for not submitting the required documentation with their bid, so the 2nd lowest bidder has been selected.

Fund Sources: Natural Resources Development Fund of FY 23 & 24
Program Open Space (POS)

Appropriation Codes: NRDF-FY 23/POS 004 (PCA# 12232- \$1,500,000)
NRDF -FY 24/POS 004 (PCA# 12261 - \$1,779,321)

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15. **MARYLAND ENVIRONMENTAL SERVICE**

Resident Business: No

Tax Compliance No. 23-4162-0001

BOARD OF PUBLIC WORKS ACTION

APPROVED

DISAPPROVED

WITH DISCUSSION

THIS ITEM WAS:

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
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*Contact: Wesley Gould 410-260-8812
wesley.gould@maryland.gov*

**16. DEPARTMENT OF NATURAL RESOURCES
*Shoreline Conservation Service***

Recommendation: That the Board of Public Works levy the charges that owners must repay for shore erosion control projects that benefitted their land.

Authority: Section 8-1006, Natural Resources Article, Annotated Code of Maryland
“On receipt of certification from DNR that a shore erosion control project has been satisfactorily completed; the Board of Public Works shall fix and levy a benefit charge on the benefitted property.”

Funds: Borrowers make annual installment payments. Funds are deposited into the Shore Erosion Control Revolving Loan Fund.

Remarks: DNR certifies that the appropriate documents have been recorded among county land records and that the design and construction of the projects have been satisfactorily completed.

Project #	Owner/ Project	Description	County/ District	Amount	Term
SEC 01-18	Wicomico County/ Roaring Point Park	345 feet of segmented low-profile stone breakwaters with sand fill and marsh plantings	Wicomico/ 38	\$389,660	20 years
SEC 02-18	Wicomico County/ Cove Road	285 feet of low-profile stone breakwaters with sand fill and marsh plantings	Wicomico/ 38	\$280,155	15 years
SEC 03-16	Dorchester County/ Hambrooks Boulevard	275 feet of low-profile stone sill with sand fill and marsh plantings	Dorchester/ 37	\$138,800	20 years

BOARD OF PUBLIC WORKS ACTION

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WITH DISCUSSION

WITHOUT DISCUSSION

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*Contact: David LaChina 443-885-3144
david.lachina@morgan.edu*

17. MORGAN STATE UNIVERSITY
Deferred Maintenance
Truth Hall / Chapel Water Infiltration
Construction Services

Contract ID: Truth Hall / Chapel Water Infiltration
DCM-THCWI-23-1GC

Recommendation: Approve the expenditure of Deferred Maintenance Funds in the amount of \$1,926,000 to make repairs and add drainage systems to the exterior subsurface levels of Truth Hall and the University Chapel.

Procurement Method: Request for Proposal

Award: Pipeway Energy Construction, Inc.

Award Amount: \$1,926,000

Contract Term: 36 months from issuance of notice to proceed (including 2-year warranty)

Proposals:

	<u>Technical Scores</u>	<u>Price</u>
Pipeway Energy (Millersville, MD)	87.00	\$1,926,000
Northpoint Builders (Baltimore, MD)	99.33	\$2,207,908

MBE Goal: 30.00%

Remarks: This is one of several deferred maintenance improvement projects at Morgan State University (MSU). This project is to stop water from entering the subsurface walls of the buildings, which is causing poor environmental conditions inside of the buildings.

Two technical proposals were received and evaluated by the evaluation committee. Both firms scored above the minimum technical score of 80%. After this evaluation, prices were opened. However, due to a lack of clarity, a scope review was deemed necessary to gain a better understanding of the submitted costs and confirm each contractor's understanding of the project scope. After the review, both firms submitted their best and final offers, with Pipeway providing the best price.

The Morgan State University Office of Design & Construction Management will manage the project with procurement support from the University's Procurement Office.

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17. MORGAN STATE UNIVERSITY (cont'd)

Remarks (cont'd):

Summary of Deferred Maintenance Projects Awarded to Date:

FY 2020 Funds (\$10,000,000)

1. Steam Trap replacement (2/19/2020 – Secretary's Agenda, Item 9)	\$ 473,990
2. West Campus parking lot plus repairs (3/18/2020 – Secretary's Agenda, Item 9)	\$ 495,601
3. Air Handler Unit 14 Replacement (8/12/2020 – Secretary's Agenda Item, 16)	\$ 824,000
4. University Changes	\$ 148,872
5. Chapel Window Preservation (12/02/2020 – Secretary's Agenda, Item 22)	\$ 2,550
6. Truth Hall/Chapel Water Infiltration (2/10/2021-Secretary's Agenda, Item 10)	\$ 217,430
7. Schaefer Auditorium Renovation (2/10/2021 - Secretary's Agenda, Item 11)	\$ 776,988
8. University Changes	\$ 11,475
9. University Changes	\$ 241,992
10. Steam Trap Man Holes (3/23/22 – Secretary's Agenda, Item 9)	\$ 675,512
11. Fire Alarm Upgrades Siemens (5/5/21 – Secretary's Agenda, Item 13)	Withdrawn
12. University Changes	\$ 122,180
13. Sub meters Siemens (10/06/21 – Secretary's Agenda, Item 17)	\$ 502,926
14. Academic Quad Steam/Condensate (7/6/22 – Secretary's Agenda, Item 16)	\$5,506,784

FY 2021 Funds (\$12,000,000)

15. Fire Alarm Upgrades (9/1/2021 – Secretary's Agenda, Item 11) (Bond Prem)	\$2,571,051
16. Sub Meters (10/06/21–Secretary's Agenda, Item 17) (Bond Premium)	\$2,428,949
17. Academic Quad Steam/Condensate (7/6/22 – Secretary's Agenda, Item 16)	\$2,337,967
18. Chapel Roof Replace/Wall Repairs (7/6/2022 – Secretary's Agenda, Item 17)	\$ 69,728
19. University Changes (12/7/22)	\$ 114,728
20. West Campus Infrastructure (1 of 2) – (12/7/22 Secretary's Agenda, Item 14)	\$4,477,581

FY 2022 Funds (\$10,000,000)

21. Central Heating Plant Renovations (06/08/22 – Secretary's Agenda, Item 20)	\$2,407,395
22. West Campus Infrastructure (2 of 2) – (12/07/22 – Secretary's Agenda, Item 14)	\$1,113,019
23. Chapel Window Restoration Const. (12/07/22 - Secretary's Agenda Item 13)	\$1,260,254
24. University Changes (01/04/23)	\$ 140,570
25. Academic Quad Steam Ph II (1 of 2) – (4/5/23 – Sect'y Agenda Withdrawn funded with operating funds \$5,055,906 June 7, 2023, Item #25)	
26. University Authorized Changes (04/05/23)	\$ 22,856
27. Truth / Chapel Water Infiltration (11/29/23 – Secretary's Agenda, (<i>this Item</i>))	\$1,926,000
28. University Changes (11/29/23)	\$ 18,731

FY 2023 Funds (\$30,000,000)

29. Security System Upgrades - (01/04/23 Secretary's Agenda Item 11)	\$4,373,624
30. Academic Quad Steam (2 of 2) Ph II (4/5/23 – Sect'y Agenda Withdrawn funded with operating funds \$132,468 June 7, 2023 Item #25)	

BOARD OF PUBLIC WORKS
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17. MORGAN STATE UNIVERSITY (cont'd)

Fund Source:

MCCBL 2019 (FY 2020), Item #346 *Provide funds to design, construct and equip various infrastructure, building systems, and site improvements, \$10,000,000, provided that \$1,000,000 of this authorization may not be expended until Morgan State University submits a report the budget committees that provide the following information:*

- 1. The priority rankings developed by that list for deferred maintenance and site improvement projects;*
- 2. The projects that are listed as deferred maintenance and the projects that are listed as site improvement; and*
- 3. The costs associated with each of those projects.*

The report shall be submitted to the budget committees on or before July 1, 2019. The budget committees shall have 45 days to review and comment.

Total Authorized – Deferred Maintenance and Site Improvements \$10,000,000.

Note: The required information was sent to the Joint Chairman, and approval was provided, releasing the \$1,000,000, August 23, 2019.

MCCBL 2020 (FY 2021), Item #607: *Provide funds to design, construct and equip various infrastructure, building systems, and site improvements, \$10,000,000. NOTE: FY 2021 authorization includes \$5,000,000 in bond premiums.*

MCCBL 2021 (FY 2022) (B) *Deferred Maintenance and Site Improvements. Provide funds to design, construct, and equip various infrastructure, building systems, and site improvements. \$10,000,000.*

MCCBL 2022 (FY 23) (B) *Deferred Maintenance and Site Improvements. Provide funds to design, construct, and equip various infrastructure, building systems, and site improvements. \$20,000,000. Items 27 and 28: \$1,944,731*

General Funds 2022 (FY 23) (B) *Deferred Maintenance and Site Improvements. Provide funds to design, construct, and equip various infrastructure, building systems, and site improvements. \$10,000,000.*

Resident Business: Yes

MD Tax Clearance: 23-4366-0001

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**BOARD OF PUBLIC WORKS
SECRETARY'S
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*Contact: Phil Hutson 410-333-1560
phutson@mdstad.com*

**18. MARYLAND STADIUM AUTHORITY
*Renovation Projects at M&T Bank Stadium
Construction Management (CM) Services***

Contract ID: 23-100

Recommendation: That the Board of Public Works approve the Maryland Stadium Authority awarding a construction services contract for Guaranteed Maximum Price (GMP) Package No. 3 for the Renovation Projects at M&T Bank Stadium located in Baltimore City.

Contractor: Gilbane Building Company

Prior Approval: Secretary's Agenda, Item 13 (5/17/2023)
Secretary's Agenda, Item 14 (10/4/2023)
Secretary's Agenda, Item 12 (11/8/2023)

Project: Renovation Projects at M&T Bank Stadium in Baltimore.

Contract Description: Professional Services – Construction

Procurement Method: Competitive Sealed Proposals

Bid Package Description: GMP Package #3 – Concrete, Masonry, Millwork, Rough Carpentry, Fire Proofing, Roofing, Drywall / Acoustical Ceilings, Carpet and Resilient Flooring, Tile, Painting and Wallcovering, Conveying Equipment, Fire Protection, Electrical, Tele/Data and Safety / Security, Micro Piles, and Earthwork / Excavation.

Pre-Construction Amount: \$1,003,365

GMP Package #1: \$6,580,550

GMP Package #2: \$43,906,623

GMP Package #3(This Item): \$72,557,944

Revised Amount: \$124,048,482

Term: 5/4/2023 - 5/2028

MBE Goal: 35% overall

Sub-goals: 8% African American; 11% Women-Owned

MBE Compliance: 0%

Fund Source: Series 2023 Bonds

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18. MARYLAND STADIUM AUTHORITY (cont'd)

Remarks: Reference is made to Secretary's Agenda, Item 13 (5/17/2023) in which the Stadium Authority stated that it "[I]ntends to return with a recommendation to award several Guaranteed Maximum Price contracts providing pre-construction performance is satisfactory."

The procurement process for GMP Package #3 proceeded as follows:

Starting on September 26, 2023, Gilbane advertised the project for trade contractor participation in the following publications/services: eMaryland Marketplace Advantage, Maryland Stadium Authority website, Maryland Washington Minorities Companies Association, and via direct solicitation. An MBE outreach event was previously conducted by Gilbane and a pre-bid site walkthrough was held at M&T Bank Stadium. Attendees were provided with summary project information.

Gilbane advertised for bids on construction packages for concrete, masonry, millwork, rough carpentry, fire proofing, roofing, drywall / acoustical ceilings, carpet and resilient flooring, tile, painting and wallcovering, conveying equipment, fire protection, electrical, tele/data and safety/security, micro piles, and earthwork/excavation. Competitive bids were received between October 20th and November 10th on various due dates by representatives from Gilbane.

Post-bid scope review meetings with selected trade contractors began on October 24, 2023 to ensure that the bids were both responsive and complete. Post bid scope review meetings were conducted virtually, and Gilbane and MSA representatives were in attendance.

Gilbane submitted GMP #3 Package on November 27, 2023.

Future GMP Package(s) will be presented to the Board of Public Works for approval.

The overall MBE participation goal for the construction phase of this project was set at 35% with sub-goals of 8% African American-owned and 11% Women-owned. The MBE goal for this project is a total goal inclusive of all GMPs. There are no GMP specific goals. This is the third of several anticipated GMPs. Gilbane has demonstrated the good faith effort required to satisfy the goals of the MBE program and remains committed to meeting the MBE participation goals established for the Project.

Tax Compliance No.: 23-3475-1110

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

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DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION

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Contact: DeNisha A. Watson 410-545-0040
dwatson2@mdot.maryland.gov

19. **STATE HIGHWAY ADMINISTRATION**
General Miscellaneous

Recommendation: The State Highway Administration, through the Office of the Attorney General, requests approval to pay a settlement of all claims, including claims for attorney's fees, against the Administration in the matter of *Joshua Blades v. State Highway Administration*, EEOC. Charge No. 531-2022-01916.

Authority: Sections 12-404 and 12-501, State Government Article, Annotated Code of Maryland

Request Amount: \$75,200

Fund Source: 100% Special Funds

Appropriation Codes: B0101, State System Construction - \$45,872
B0102, State System Maintenance - \$28,200
B0104, Highway Safety Operating - \$1,125

Requesting Agency's Remarks: The State Highway Administration and the Office of the Attorney General recommend approval of \$75,200.00 in full and final satisfaction of Mr. Blades's claims as in the best interest of the State.

If this proposed settlement is approved, a check should be issued payable to "Joshua Blades and Smithey Law Group" in the amount of \$75,200. The check should be delivered to DeNisha A. Watson, Assistant Attorney General, Office of the Attorney General of Maryland State Highway Administration, 707 N. Calvert Street, Baltimore, Maryland 21202, who will deliver it to Mr. Blades's attorney and ensure that all of the necessary documentation and releases are complete.

BOARD OF PUBLIC WORKS ACTION

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Contact: DeNisha A. Watson 410-545-0040
dwatson2@mdot.maryland.gov

20. **STATE HIGHWAY ADMINISTRATION**
General Miscellaneous

Recommendation: The State Highway Administration through the Office of the Attorney General, requests approval to pay a settlement of all claims, including claims for attorney's fees, against defendant in the matter of *United States Equal Employment Opportunity Commission v. Maryland Department of Transportation, State Highway Administration*, United States District Court for the District of Maryland Case No. 1:22-cv-00061 BAH.

Authority: Sections 12-404 and 12-501, State Government Article,
Annotated Code of Maryland

Request Amount: \$40,000

Fund Source: 100% Special Funds

Appropriation Codes: B0101, Transportation Trust Fund – \$24,400
B0102, Transportation Trust Fund – \$15,000
B0104, Transportation Trust Fund – \$600

Requesting Agency's Remarks: The State Highway Administration and the Office of the Attorney General recommend paying \$40,000 to settle all claims as in the best interest of the State.

If this settlement is approved MDOT payroll will oversee directly depositing to Mr. Rager, \$30,334.41 less taxes and pension contributions, and a check should be issued payable to "Robert Rager" in the amount of \$9,665.59. The check should be delivered to DeNisha A. Watson, Assistant Attorney General, Office of the Attorney General of Maryland State Highway Administration, 707 North Calvert Street, Baltimore, Maryland 21202, who will deliver it to Mr. Robert Rager, and ensure that all of the necessary documentation and releases are complete.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

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SUPPLEMENTAL

Contact: David Bohannon 410-260-7335
david.bohannon4@maryland.gov

21. BOARD OF PUBLIC WORKS
Office of Administrative Hearings
Compensation to Erroneously Confined Individual Grant Jones

Recommendation: That the Board of Public Works pay Mr. Grant Jones compensation for erroneous confinement in the amount of \$346,913.25, and McCollum & Associates, LLC attorney's fees in the amount of \$6,280.50.

Authority: State Finance & Procurement Article, § 10-501(e)
"The Board of Public Works shall pay the compensation ordered [by the Office of Administrative Hearings] under subsection (d) of this section in:
(1) one initial payment equal to the annual amount of the State's most recent median household income to be paid within 60 days after receiving the order; and
(2) (i) after the initial payment under item (1) of this subsection, installments paid over a period not to exceed 6 fiscal years; or
(ii) in accordance with an expedited payment schedule recommended under subsection (d)(1)(iv) of this section."

Order Received: December 1, 2023
Note: a written waiver of appeal was received the same day.

Amount: \$ 346,913.25 – Compensation
\$ 6,280.50 – Attorney's Fees
\$ 353,193.75 Total

Compensation Payment Schedule:

Payment	Date	Amount
1	Within 60 days of OAH Order (Jan 30, 2024) (FY24)	\$ 346,913.25

Attorney's Fees Payment Schedule:

Payment	Date	Amount
2	Within 60 days of OAH Order (Jan 30, 2024) (FY24)	\$ 6,280.50

Fund Source: BPW Contingent Fund D05E01.02

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SUPPLEMENTAL

21. BOARD OF PUBLIC WORKS (cont'd)

Remarks: Conviction & Release. On April 19, 1993, following a bench trial, Mr. Jones was convicted by the Wicomico County Circuit Court of assault with intent to rape, attempted rape, assault, and battery for a 1992 attack on a woman in an alleyway in Salisbury, Maryland. Mr. Jones was released on parole on December 11, 1996.

Reinvestigation. In 2022, during the reinvestigation of another case, the State of Maryland discovered evidence that led the State to the conclusion that neither that conviction nor Mr. Jones' conviction was supported by credible evidence. As a result, the State of Maryland moved to vacate Mr. Jones' conviction, and after that motion was granted by the Court on August 1, 2023, the State entered a *nolle prosequi* on the charges.

Actual Innocence. Considering the evidence uncovered by the reinvestigation, the affirmative evidence of the Claimant's innocence, and the absence of any credible evidence implicating him, the parties agreed before the Administrative Law Judge that the Claimant is actually innocent of the crimes; and further, agreed that Mr. Jones was eligible for relief under the Act.

Eligibility. Per SFP §10-501(c)(2), an individual who had been "released from confinement before July 1, 2021," is to file a request for compensation under the Act before June 30, 2023. While Mr. Jones was released on parole in 1996, his conviction was not vacated until 2023. Counsel for both the State's Attorney for Wicomico County and the Attorney General stipulated that Mr. Jones was eligible for relief; and the State's Attorney filed a memorandum supporting their position that Mr. Jones was eligible, and that barring him from relief based on his parole prior to exoneration was an absurd result inconsistent with the legislative intent of the Act.

Compensation. In its decision, the Administrative Law Judge found that: (1) Mr. Jones was confined for 1,333 days, (2) the current annual income figure to use is \$ 94,991.00, and (3) under the statutory formula he is entitled to \$ 346,913.25 in compensation.

Recommended Expedited Payment Schedule. Under SFP § 10-501(d)(1)(iv), if an Administrative Law Judge determines it is in the best interests of the exoneree, they are to include a recommendation for an expedited payment schedule in their order. Accordingly, the decision *In the Matter of the Wrongful Conviction of Grant Jones, Claimant v. Board of Public Works* recommends an expedited payment schedule of a single lump sum, in light of Mr. Jones' exceedingly frail health and poor prognosis. The Department of Budget & Management has reviewed this recommendation and indicated it can be met with the funding sources as noted above.

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
December 13, 2023



SUPPLEMENTAL

21. **BOARD OF PUBLIC WORKS** (cont'd)

Remarks (cont'd):

Attorney's Fees. Under SFP § 10-501(d)(1), orders for compensation and benefits shall include reasonable attorney's fees and expenses associated with the action brought under this section. The decision *In the Matter of the Wrongful Conviction of Grant Jones, Claimant v. Board of Public Works* ordered payment of attorney's fees in the amount of \$6,280.50.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
December 13, 2023



SUPPLEMENTAL

Contact: Myriem Seabron 443-679-6965
myriem.seabron@maryland.gov

22. BOARD OF PUBLIC WORKS

***Department of Housing and Community Development
Compensation to Erroneously Confined Individual
Mr. Grant Jones***

Recommendation: The Department of Housing and Community Development ("DHCD") recommends approval of payment of \$89,100.00 to resolve all claims for housing benefits of claimant, as ordered by the Office of Administrative Hearings, *In the Matter of the Wrongful Conviction of Grant Lee Jones v. Board of Public Works*, Maryland Office of Administrative Hearings, OAH No. BPW-WLA-02-23-23464.

Authority: Sections 12-404 and 12-501, State Government Article, Annotated Code of Maryland; Section 10-501, State Finance & Procurement Article, Annotated Code of Maryland

Request Amount: \$89,100

Fund Source: \$89,100 DHCD – General Funds (Rental Services Division)

Appropriation Code: S00A2505

Requesting Agency's Remarks: DHCD requests and recommends Board approval to pay \$89,100.00 to resolve all claims for housing benefits made by Mr. Jones under the Walter Lomax Act as in the best interest of the State.

If this payment is approved, the DHCD will deliver a check to Mr. Jones, through his counsel at The McCollum Firm, LLC, in the amount of \$89,100.00.

See also Secretary Item 21 on this December 13, 2023 agenda for related item requesting approval for the award of payment of a compensation award and attorney's fees.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
December 13, 2023



APP 1

*Contact: Matthew Dennies 410-767-8981
matthew.dennies@maryland.gov*

A1. DEPARTMENT OF GENERAL SERVICES
Design Construction and Energy

Contract Title: Comprehensive Renovation Design
William Donald Schaefer Tower; BB-600-228-003

Contract Type: A/E Design Services

Contract Description: Design of the comprehensive renovation of the William Donald Schaefer Tower.

Procurement Method: Emergency

Bids: Murphy & Dittenhafer Architects, Baltimore, MD \$5,664,574.85
(Single Bid received)

Award: Murphy & Dittenhafer Architects, Baltimore, MD

Amount: \$5,664,574.85*

Term: 330 Days from Notice to Proceed (NTP)

Date Emergency Declared: 10/06/2023

Contract Award Date: 11/02/2023

Date Emergency Reported: 11/09/2023

MBE / VSBE Participation: 29.67% / 0%

Fund Source: 100% PayGo Funds

Appropriation Code: H00 24 88751 01 1499

Remarks: Nature of Emergency: The William Donald Schaefer Tower (WDST), located at 6 St. Paul Street in Baltimore, houses several state agencies, including the Office of the Governor, that provide services to the greater Baltimore region. The building has numerous critical deficiencies that include systemic mechanical issues, all of which are in the critical failure stage of life expectancy. Currently, the State has spent numerous resources to deliver maintenance solutions for the facility, which have only provided temporary relief of the outstanding mechanical issues.

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
December 13, 2023



APP 2

A1. DEPARTMENT OF GENERAL SERVICES (cont'd)

Remarks (cont'd):

Specific critical failure includes the two (2) three-story-tall air coolers that are located on the 23rd floor of the building. The system is currently operating with repairs and patches holding the structured integrity together. Continuous repair of this system has culminated to the point where repair is no longer feasible and catastrophic failure is imminent. The air coolers are the heart of the mechanical HVAC of the building and are required to run year-round to maintain heating and cooling in the building. Once the coolers fail, the building can no longer be occupied and will need to close to complete replacement of the entire system.

Additionally, the structural integrity of the underground garage was found to be in dire need of repair design with serious potential for further decline of the structure causing potential occupant hazards. Due to the speed at which this project needs to be completed it is essential that the design team can start work immediately without any delay due to contracting or initial study of the building. Delays will be catastrophic to the operational needs of the building and would cause the building to have to close without occupation.

DGS has brought in consultants to look at the feasibility of providing emergency HVAC in the event of a failure and found that a solution would not be feasible due to how the HVAC system in the building is designed. The Department of General Services, with the support from Murphy & Dittenhafer Architects, conducted a Part I & II Program Study of the WDST. After careful review of both the building assessment and Part I & II Program Study, the Department of General Services along with The Department of Budget Management has determined that a full comprehensive mechanical renovation of the WDST building is the recommended solution.

Basis for Selection: There is currently only one design firm available that has the required knowledge and background of WDST: Murphy and Dittenhafer Architects. Murphy and Dittenhafer Architects concluded the Program Study of the WDST in February of 2023. As part of the published study, immediate critical repairs were recommended. Murphy and Dittenhafer has intimate working knowledge of the critical needs of the building and is the only design firm with the ability to immediately initiate design. Murphy and Dittenhafer Architects has worked directly with multiple stakeholders who are involved in the project and who have knowledge of the building's requirements. As part of the study, Murphy and Dittenhafer and their team spent nearly a year studying the building and its requirements. Utilizing any other firm will delay the timeframe of the repairs out for one year due to the procurement processes and requirement of the initial study of the building. Murphy & Dittenhafer Architects has agreed to exceed the 25% MBE participation goal by 4.67 percent, achieving 29.67% MBE participation.

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
December 13, 2023



APP 3

A1. DEPARTMENT OF GENERAL SERVICES (cont'd)

Remarks (cont'd):

*The total contract amount for this emergency award is \$5,664,574.85 which will include the Schematic Design, Design Development, and Construction Documents (50%, 95%, 100%) respectively. DGS will fund \$2,500,000 for the FY24 Design Period for this project, with the remaining funds going towards other design criteria needed for the overall project. DGS will return to the Board of Public Works for approval to use additional authorized funds once they become available.

Resident Business: Yes

Tax Clearance: 23-4060-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

ACCEPTED

REMANDED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
December 13, 2023



APP 4

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

A2. DEPARTMENT OF TRANSPORTATION
State Highway Administration

Contract ID: Emergency Sink Hole Repair in Allegany County
EPICS No.: MD935EMREP

Contract Type: Construction

Contract Description: Emergency repairs for a pipe failure and sinkhole on MD 935 near Barton in Allegany County.

Procurement Method: Emergency

Bids:

Braddock Construction LLC, LaVale, MD	\$ 88,138
First Fruits Excavating, Inc., Ridgeley, WV	\$ 88,630
Excavating Associates, Inc., Ellerslie, MD	\$ 97,010
Carl Belt, Inc., Cumberland, MD	\$142,000

Award: Braddock Construction LLC, LaVale, MD

Amount: \$88,138

Contract Term: Not-to-exceed 45 days

Date Emergency Declared: 10/05/2023

Contract Award Date: 10/17/2023

Date Emergency Reported: 11/22/2023

MBE/VSBE Participation: 100% / N/A

Fund Source: 100% Special (Transportation Trust Funds)

Appropriation Code: J02B0102

Remarks: Nature of Emergency: On September 8, 2023, upon noticing a sinkhole on the white edge line on MD 935, SHA maintenance staff investigated the location and found the hole to be directly on top of a 60" high density polyethylene (HDPE) pipe. A steel plate was placed over the hole as a temporary safety measure while solutions were researched. An emergency was declared

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
December 13, 2023



APP 5

A2. DEPARTMENT OF TRANSPORTATION (cont'd)
State Highway Administration

Remarks (cont'd):

on October 5, 2023, after SHA determined that repairs could not be made under an existing contract.

This 60" storm drain serves as a major flood relief channel for the entire Pekin/Nikep area. The collapsed area posed both a potential flooding risk for upstream residents and a roadside safety risk for motorists on MD 935. This storm drain continues to the west following MD 935 until reaching a headwall and channel carrying flow to George's Creek. The proposed repair would replace 95 feet of this 60" HDPE, between two inlet structures. Replacing the pipe from structure to structure would eliminate the need for intermediate structures, which would be costly and time-consuming to pre-cast or cast in place. The six-month lead time to solicit, evaluate, and award a new contract under competitive sealed bidding would have further compromised public safety.

Basis for Selection: Lowest-priced responsive bid from a responsible bidder. The awarded contractor, Braddock Construction LLC, is an MDOT-certified Minority Business Enterprise.

Reason for Late Report: Due to staff turnover this contract is being reported late. One of the two affected staff vacancies has been filled, and the other is being actively recruited so that this type of oversight does not recur.

Resident Business: Yes

MD Tax Clearance: 23-4273-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
December 13, 2023



DNR 1

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

1A. **LOCAL PARKS AND PLAYGROUNDS INFRASTRUCTURE**
Allegany County

Recommendation: Approval to commit \$152,000 for the following **development** project.

Great Allegheny Passage Borden Tunnel Repairs- \$152,000
Allegany County
LPPI# LPPI-1-31

Background: Repair and resurface the exterior walls and interior surface of the Borden Tunnel on the Great Allegheny Passage Rail Trail. Project includes mortar lining, crack repairs, lighting installation and associated site amenities.

Fund Source: Maryland Consolidated Capital Bond Loan 2022, Chapter 344, Acts of 2022
Local Parks and Playgrounds Infrastructure
Source Code: 22116 \$152,000.00

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
December 13, 2023



DNR 2

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

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

Recommendation: Approval to commit \$3,400,000 for the following **development** project.

Bocek Park Athletic Center - \$3,400,000

Baltimore City

POS #7193-24-328 MD20201007-0884

Background: Additional funds to design and implement improvements to the park. The project will provide a gym addition onto the newly renovated field house, relocate and replace two basketball courts that are in the new gym addition location, and other site improvements.

Prior Approvals: \$1,300,000 (DNR-RP Item 2A(7) [January 6, 2021])
\$1,800,000 (DNR-RP Item 7A(3) [September 14, 2022])

Fund Source: Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022
Program Open Space Local
Source Code: 23002 \$1,125,976.00

Outdoor Recreation Land Loan 2024, Chapter 101, Acts of 2023
Program Open Space Local
Source Code: 24011 \$2,274,024.00

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
December 13, 2023



DNR 3

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

3A. **COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**
Harford County

Recommendation: Approval to commit \$150,000 for the following **development** project.

Community Pickleball Courts Design and Construction - \$150,000

City of Havre de Grace

CPP #7582-12-214 MD20230718-0630

Background: Design and construct additional pickleball courts with associated site amenities at the Havre de Grace Community Center.

Fund Source: Maryland Consolidated Capital Bond Loan of 2023, Chapter 102, Acts of 2023
Community Parks and Playgrounds Program
General Obligation Bonds
Source Code: 23123 \$150,000.00

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
December 13, 2023



DNR 4

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

4A. **PROGRAM OPEN SPACE LOCAL SHARE**
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM
Montgomery County

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

Yeandle Park Creation - \$250,000

\$53,529 (POS Local Share)

\$196,471 (Community Parks and Playgrounds Program)

Town of Garrett Park (Montgomery County)

POS #7637-15-739 MD20230526-0434

CPP #7583-15-736 MD20230526-0434

Background: Create a new park on donated property for passive recreation.

Fund Source: Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022

Program Open Space Local

Source Code: 23002 \$53,529.00

Maryland Consolidated Capital Bond Loan of 2023, Chapter 102, Acts of 2023

Community Parks and Playgrounds Program

General Obligation Bonds

Source Code: 23123 \$196,471.00

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
December 13, 2023



DNR 5

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

5A. **PROGRAM OPEN SPACE LOCAL SHARE**
Worcester County

Recommendation: Approval to commit \$120,000 for the following **development** projects.

1. John Walter Smith Park - Bathroom Upgrade - \$60,000

Worcester County

POS #7633-23-277 MD20231011-0814

Background: Renovate the bathrooms at this park, including plumbing, electrical and masonry work.

Fund Source: Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022
Program Open Space Local
Source Code: 23002 \$60,000.00

2. Newtown Park - Bathroom Upgrade - \$60,000

Worcester County

POS #7634-23-278 MD20231012-0816

Background: Renovate the bathrooms at this park, including plumbing, electrical and masonry work.

Fund Source: Outdoor Recreation Land Loan 2023, Chapter 484, Acts of 2022
Program Open Space Local
Source Code: 23002 \$60,000.00

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
University System of Maryland
Supplement
December 13, 2023



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

1-GM. GENERAL MISCELLANEOUS

Recommendation: That the Board of Public Works approve use of general obligation bond funding proceeds for the following contract totaling \$19,020.

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

~~University of Maryland College Park for The Universities at Shady Grove~~
~~Paint Branch Building Quantum Infrastructure~~
Paint Branch Building #383

See Next Page for
Record Correction
Letter dated
1/23/24

Description: One (1) R&S Oscilloscope
Procurement Method: Request for Quotation-Simplified Procurement
Award: Rohde & Schwarz USA Inc. Columbia, MD
Amount: \$19,020
Fund Source: MCCBL 2021: *Provide funds to build, renovate, and equip quantum and advanced computing infrastructure projects, provided that notwithstanding Section 6 of this Act, work may continue on this project prior to the appropriation of all funds necessary to complete this project.; Item#21-512*
MBE Participation: 0%
Resident Business: Yes **MD Tax Clearance:** 23-338-1111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

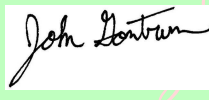
WITHOUT DISCUSSION

OFFICE OF ADMINISTRATION & FINANCE

Accepted 1/29/2024- JTG

January 23, 2024

John Gontrum, Esquire, Secretary
Board of Public Works
Louis L. Goldstein Treasury Building, Room 117
Annapolis, Maryland 21401

 Digitally signed by
John Gontrum
Date: 2024.01.29
10:06:35 -05'00'

Dear Mr. Gontrum:

This is to advise you of the following change to the Board of Public Works Action Agenda Item previously approved by the Board of Public Works.

BPW – December 13, 2023: **USM Item 1-GM: Use of GO Bond Funding Proceeds**

**Project header
FROM:**

University of Maryland College Park *for The Universities at Shady Grove*
Paint Branch Building Quantum Infrastructure

TO:

University of Maryland, College Park
Paint Branch Building # 383

REASON: The University incorrectly labelled the header as a project for the Universities at Shady Grove when the correct header should have been for the Paint Branch Building #383 at the University of Maryland, College Park. All other contract information is correct. The University regrets the error.

Sincerely,



Thomas P. Hickey
Director of Procurement and Real Property Initiatives

Board of Public Works
University System of Maryland
Supplement
December 13, 2023



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

**2-C-BP. UNIVERSITY OF MARYLAND BALTIMORE for
UNIVERSITY OF MARYLAND BALTIMORE COUNTY
Sherman Hall Renewal Project-
Bid Package 4 of 4**

Contract ID: Construction Management at Risk Services for Sherman Hall Renewal;
Contract #C-00883

Recommendation: Award construction bid package 4 of 4.

Contractor: The Whiting Turner Contracting Company, Baltimore, MD

Prior Approval: USM Item 3-C (3/9/2022) (pre-construction services)
USM Item 7-C-BP (4/19/2023) (Bid Package 1)
USM Item 5-C-BP (7/5/2023) (Bid Package 2)
USM Item 6-C-BP (8/2/2023) (Bid Package 3)

Project: The 41-year-old Sherman Hall provides office, classroom, and teaching lab space in support of eight academic programs. The construction of Sherman Hall was completed in 1980. The building is approximately 122,545 gross square feet. Many building services are obsolete or beyond their service. The project will extend the useful life of the building through the restoration of the building envelope, corrections of barriers to accessibility, and replacement and upgrade of mechanical, electrical, plumbing, and life safety systems.

The overall project estimate is \$94,288,000 which includes design, construction, and equipment.

This Bid Package Amount: \$61,994,382

**Amount Pre-Construction;
Bid Packages 1, 2 & 3;
USM Authorized Changes:** \$15,437,983

Revised Amount: \$77,432,365

Contract Term: 15 months from pre-construction notice-to-proceed;
36 months from construction notice-to-proceed

2-C-BP. UNIVERSITY OF MARYLAND BALTIMORE *for*
UNIVERSITY OF MARYLAND BALTIMORE COUNTY (cont'd)

Fund Source: MCCBL 2023 *Provide funds to continue construction of the renovation of Sherman Hall, provided that notwithstanding Section 6 of this Act, work may continue on this project prior to the appropriation of all funds necessary to complete this project.* Item 119: \$23,839,000
Note: Chapter 102, Acts of 2023 preauthorized \$23,201,000 in FY 2025, \$19,540,000 in FY 2026, and \$2,087,000 in FY 2027 for this project.

MCCBL 2024 Chapter 102, Acts of 2023: \$23,201,000
[preauthorized for FY 2025]

MCCBL 2025 Chapter 102, Acts of 2023: \$19,540,000
[preauthorized for FY 2026]

Note: MCCBL 2023 funds will be used to fund this Bid Package at this time. Chapter 102, Acts of 2023 preauthorized \$23,201,000 for FY 2025 and \$19,540,000 for FY 2026. Board approval is however, requested for the full amount of the Bid Package of \$61,955,949, with the understanding that the University will initially authorize the contractor to perform construction work in a not to exceed amount of \$23,839,000. The University will return to the Board of Public Works to authorize the use of additional funding when the funds become available.

MBE Participation: Overall Goal 15%, this bid package 16.17%

MBE Compliance: 15.21%

Performance Security: 100% performance bond is required

Requesting Institution Remarks: This Construction Management at Risk contract was initially awarded for pre-construction services. As design progressed and design information became available, the contractor sequentially and competitively bid this construction package. This is the fourth and final bid package. This bid package is for testing and inspection, concrete, masonry, steel & misc. metals, millwork & casework, waterproofing & caulking, roofing, fireproofing, firestopping, metal panels, interior glazing, terracotta & curtainwall changes, drywall, framing & carpentry, flooring & tile, painting, signage, misc. specialties, appliances, window coverings, fire protection, HVAC, plumbing & controls, electrical, fire alarm, security & safety, telecom, audio & video systems, earthwork & utilities, deep foundations, hardscaping, landscaping, abatement changes, additional demolition changes, additional masonry demolition, elevator misc. revisions, adjustable relays for load interrupter switch, CM allowances, hazardous materials abatement, CM fee, CM general conditions and contingency. This bid package has an MBE participation of 16.17%.

**2-C-BP. UNIVERSITY OF MARYLAND BALTIMORE *for*
UNIVERSITY OF MARYLAND BALTIMORE COUNTY (cont'd)**

Sustainability: In accordance with the Maryland High Performance Building Standards, UMBC maintains U.S. Green Building Council LEED Silver Certification as a minimum target for new building construction.

The UMBC Sherman Hall Renewal project has incorporated the following strategies to optimize sustainable performance:

- **Energy Conservation:** With improved performance in building envelope, mechanical systems, and lighting design, an energy consumption reduction of 32.6% is anticipated above the LEED minimum baseline.
- **Water Conservation:** With the use of low flow fixtures and plumbing system upgrades, annual water use is anticipated to be reduced by 31.9%.
- **Daylighting:** With improved access to quality-controlled daylight, approximately 70% of occupied spaces will have access to greater than 300 Lux (unit of illumination) per day, resulting in improved health and well-being of occupants, and reduced energy use.
- **Carbon Reduction:** The University's goals to reduce carbon footprint are greatly enhanced by maintaining the existing steel and concrete structure, reducing mechanical and electrical loads, and carefully selecting materials with embodied carbon.
- **Construction Waste Management:** The preservation of the existing structure, and the specified requirement for a minimum 75% recycling of building demolition materials significantly reduces landfill impact.
- **Improved Indoor Air Quality:** The selected HVAC air handling units not only help achieve energy savings, but also help to optimize Indoor Air Quality as well. High grade air filters are specified in all air handling units serving offices, classrooms, and conference rooms, with carbon dioxide sensors provided in high-occupancy areas. Each air handling unit is also provided with Ultraviolet Germicidal Irradiation (UVGI) devices that render microorganisms and virus cells no longer infectious.

Resident Business: Yes

MD Tax Clearance: 23-4666-1110

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



Wes Moore
Governor

Aruna Miller
Lt. Governor

Paul J. Wiedefeld
Secretary

**BOARD OF PUBLIC WORKS
ACTION AGENDA
December 13, 2023**

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4	Maryland Port Administration (MPA)	6 – 7
5 – 11	Maryland Transit Administration (MTA)	8 – 20
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13 – 20	State Highway Administration (SHA)	23 – 37
21	The Secretary’s Office (TSO)	38

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Linda D. Dangerfield 410-859-7097
ldangerfield@mdot.maryland.gov

1-AE. MARYLAND AVIATION ADMINISTRATION
Architectural/Engineering Services

Contract ID: Comprehensive Airport Planning Services at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) and Martin State (MTN) Airports; *MAA-AE-23-002, MAA-AE-23-003, & MAA-AE-23-004*

EPICS No.: MAAAE23002, MAAAE23003, & MAAAE23004

Contract Description: Three work-order based contracts to provide comprehensive airport facilities planning services at BWI Thurgood Marshall and MTN Airports.

Awards:	Landrum & Brown, Inc; Cincinnati, OH	MAA-AE-23-002
	AECOM Technical Services, Inc.; Philadelphia, PA	MAA-AE-23-003
	HNTB Corporation; Glen Burnie, MD	MAA-AE-23-004

Contract Term: 01/04/2024* – 01/03/2029 (**or earlier upon BPW Approval*)

Amount: \$ 7,000,000 NTE (MAA-AE-23-002)
\$ 6,000,000 NTE (MAA-AE-23-003)
\$ 5,000,000 NTE (MAA-AE-23-004)
\$18,000,000 NTE Aggregate Total *for this item*

Procurement Method: Qualification Based Selection

Proposals:

<i>Offerors</i>	<i>Technical Proposal Ratings (Max 7850) (Rankings)</i>	<i>NTE Amounts</i>
Landrum & Brown, Inc.; Cincinnati, OH	6779 (1)	\$7,000,000 MAA-AE-23-002
AECOM Technical Services, Inc.; Philadelphia, PA	6221 (2)	\$6,000,000 MAA-AE-23-003
HNTB Corporation; Glen Burnie, MD	6170 (3)	\$5,000,000 MAA-AE-23-004

DBE/VSBE Participation: 46% / 0% MAA-AE-23-002
22% / 0% MAA-AE-23-003
29% / 0% MAA-AE-23-004

Incumbents: Same

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



1-AE. MARYLAND AVIATION ADMINISTRATION (cont'd)

Requesting Agency Remarks: This solicitation was advertised in the Daily Record, eMaryland Marketplace Advantage and the Maryland Aviation Administration's (MAA) website. eMaryland Marketplace Advantage notified a total of 30 firms. MAA directly solicited nine companies. Four responses to the Expression of Interest were received and three firms were invited to submit technical proposals. MAA used the qualification-based selection and found the three firms eligible for contract award. There were no protests for this procurement.

The consultant shall perform comprehensive airport planning services at BWI Thurgood Marshall and MTN Airports. The work shall include: conducting airside, terminal, and/or landside support facility planning studies, or other documentation supporting planned or proposed facility and/or operational improvements; preparing updates to BWI Thurgood Marshall and/or MTN Airport Master Plans; assisting with stakeholder engagement; performing terminal facility and/or operational planning evaluations; preparation of aviation demand forecasts for passengers aircraft operations; preparation of, or updates to MAA's Strategic Business Plan; projecting when airfield and/or terminal capacity may become constrained; identifying facility and/or operational improvement requirements, and developing/ evaluating alternative improvement options; aerial photogrammetry, photography and/or ground based survey; and airspace analyses including Part 77 & Terminal Airspace Procedure System.

Per BPW Advisory 2001-1, the MAA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing a DBE participation goal, as well as a Small Business Enterprise designation. A 21% DBE participation goal was established for this contract; however, each of the three recommended awardees have committed to exceeding the goal. Landrum & Brown, Inc will exceed the goal by 25% to achieve DBE compliance of 46%, AECOM Technical Services, Inc will exceed the goal by 1% to achieve DBE compliance of 22%, and HNTB Corporation will exceed the goal by 8% to achieve DBE compliance of 29%. No VSBE participation goal was established.

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

Approp. Code: J06I0003

Resident Business/MD Tax Clearance:

<i>Company Name</i>	<i>Resident Business</i>	<i>MD Tax Clearance</i>
Landrum & Brown, Inc.	No	23-4377-0111
AECOM Technical Services, Inc.	No	23-4387-1111
HNTB Corporation	Yes	23-4410-1110

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

REVISED

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

2-M. MARYLAND AVIATION ADMINISTRATION
Maintenance Contract

Contract ID: Grounds and Landscape Maintenance Operations at Baltimore/Washington International Thurgood Marshall (BWI Thurgood Marshall) Airport; *MAA-MC-24-009*
EPICS No.: MAAMC24009

Contract Description: Provide all necessary labor, supervision, equipment, tools, transportation, materials, insurance, and expertise to conduct comprehensive grounds and landscape maintenance operations at BWI Thurgood Marshall Airport.

Award: Didlake Incorporated; Manassas, VA

Contract Term: 03/01/2024 – 02/28/2031 (7 years)

Amount: \$ 17,856,914.19 NTE

Procurement Method: Preferred Provider

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

Living Wage Eligible: Yes

Performance Security: N/A

Incumbent(s): Same

Requesting Agency Remarks: Didlake Incorporated is a Preferred Provider under the Employment Works Program pursuant to COMAR 21.11.05. Pricing for this contract was approved and certified as fair market value by the Pricing and Selection Committee on September 21, 2023.

No MBE nor VSBE participation goals were established for this contract as awards made to Preferred Providers do not warrant the consideration.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J06I0002

Resident Business: No

MD Tax Clearance: 23-4246-1111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Renée Phillips-Farley 410-859-7071
rphillips-farley@bwiairport.com

3-GM-MOD. MARYLAND AVIATION ADMINISTRATION

Modification: Lease and Concession Contract

Contract ID: Lease contract to lease a common shuttle bus fleet (CSBF) of compressed natural gas (CNG) buses to provide transportation of rental car customers between the Airport Terminal Building and the Consolidated Rental Car Facility (CRCF) at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airport; *MAA-LC-03-054*

Contract Approved: MDOT 11-GM, 12/03/2003

Contract Description: Lease Contract leasing CNG buses to Contractor to provide transportation of rental car customers between the Airport Terminal Building and the CRCF at BWI Marshall Airport.

Modification Description: Extend the current contract term for one year to complete negotiations for the new lease agreement.

Contractor: BWI RAC, LLC; Annapolis, MD

Original Contract Term: 12/22/2003 – 12/21/2013 w/one ten-year option

Modification Term(s): 12/22/2023 – 12/21/2024

Original Contract Amount: \$1.00 per year for the full term of the Lease and the extension thereto.

Current Contract Amount: No change to the current financial conditions of the contract.

Prior Mods/Options: \$ 0 (Mod. #1: MDOT 20-GM, 11/20/2013)

\$ 0 (Mod. #2: Increased the number of shuttle buses by four;
Delegated Authority – MAA, 06/01/2017)

\$ 0 (Mod. #3: Provide retirement of existing bus fleet and
replacement thereof; Delegated Authority - MAA, 11/01/2018)

Requesting Agency Remarks: The Rental Car Lease and Concession Contracts (rental car contracts) was approved on May 22, 2002, as MDOT 23-GM and require that the Maryland Aviation Administration (MAA) lease a Common Shuttle Bus Fleet (CSBF) and Common Shuttle Bus Maintenance Facility (CSBMF) to Contractor to provide transportation services for customers of the on-airport rental car concessionaires. The CSBF operates between the Airport Terminal Building and the Consolidated Rental Car Facility (CRCF).

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

Agency Remarks (cont'd):

The original term of the Lease Contract was for a period of 10 years with one 10-year option exercisable by MAA. The contract provides that, if MAA extends the operational period of the Rental Car Concession Agreements for one additional 10-year period, this contract shall be similarly extended. On January 18, 2013, MAA gave notice to the individual rental car companies that, in accordance with the terms of the Rental Car Concession Agreements, it elected to exercise its option to extend the term of the Rental Car Concession Agreements for the 10-year option period (12/22/2013 – 12/21/2023). This was accomplished through a modification to the Contract, which was approved by the BPW as Item 20-GM-MOD on November 20, 2013.

This modification would extend the term of the current contract for 1-year which would be in tandem with a proposed extension of all the on-airport rental car companies and would allow MAA to complete negotiations with the Rental Car Companies to enter into a new agreement.

The MAA is also notifying the BPW of its intent to enter into holdover status with the other agreements while MAA and the rental car companies negotiate new agreements. Should the replacement contracts for the on-airport rental car companies be approved prior to the expiration of this 1-year extension, MAA is reserving the right to terminate this modification with thirty (30) days prior written notice to contractor.

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: John Thornton 410-385-4850
jthornton@mdot.maryland.gov

4-IT-MOD. MARYLAND PORT ADMINISTRATION
Modification: Information Technology Contract

Contract ID: IT Database Management Support; 218035-IT
EPICS No.: CO413030

Contract Approved: MDOT 29-IT, 12/19/2018
(corrected by MDOT 2-IT-MOD, 12/21/2022)

Contractor: Client Network Services, LLC; Rockville, MD

Contract Description: Provide one database management support resource and additional resources as needed to maintain the Port Operations and Security System and other information technology projects for the Maryland Port Administration (MPA).

Modification Description: Extend the current contract term for six months to complete new procurement.

Original Contract Term: 01/03/2019 – 01/02/2024 (5 years)
Modification Term(s): 01/03/2024 – 06/30/2024 (6 months)

Original Contract Amount: \$ 897,907 NTE
Modification Amount: \$ 190,349

Prior Mods/Options: \$ 0 (Mod #1: Added one database management support resource, 02/21/2023-05/20/2023; Delegated Authority – MPA, 02/20/2023)
\$ 118,968 (Mod #2: retained one database management support resource added under Mod #1, 05/21/2023–01/02/2024; MDOT 4-IT-MOD, 04/19/2023)

Revised Contract Amount: \$1,207,224 NTE

Percent +/- Change: 12%
Overall Percent +/-: 25%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 0% / 0%
MBE/VSBE Compliance: 0% / 0%

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



4-IT-MOD. MARYLAND PORT ADMINISTRATION (cont'd)

Requesting Agency Remarks: In May 2023, MPA's Office of Information Security and Technology (OIT) planned to have the MPA Procurement department advertise an information technology Staff Augmentation contract to obtain 15 resources including the two resources provided under this contract. In late June of 2023, OIT decided instead that MPA should move forward with the reprocurement of this database management contract. MPA Procurement advertised RFP No. 224010-IT, Database Management and Support Services, on August 23, 2023, with proposals due September 22, 2023. The evaluation of proposals is still underway.

Database administrators with appropriate skills are generally in high demand because they play a pivotal role in managing, organizing, and protecting the vast amounts of information on which their organizations depend. MPA has had difficulty due to market conditions finding, hiring, and retaining qualified resources for these positions, adding a high-level of uncertainty to all information technology staffing and procurement efforts. In the past year, MPA management has invested significant time and effort hiring a Structured Query Language database management resource to provide competent support to several MPA critical systems. Unfortunately, two prior Structured Query Language database management resources provided under this contract quit for better opportunities elsewhere. MPA OIT was unable to hire a replacement resource for several months. A resource with excellent qualifications was finally hired for this position in September 2023. To complicate this situation, OIT had to consider adjustments to database administrator skills and changes to the technology plan which were not complete until June of 2023, leaving insufficient time for completion of the new procurement by January 2, 2024, the expiration date of this contract.

MPA OIT requires the services of at least two qualified database management resources to support essential business functions. RFP No. 224010-IT was initiated to satisfy this need, but a new contract cannot be awarded under normal procurement procedures by January 2, 2024. Losing experienced personnel with deep institutional knowledge, without having an opportunity for knowledge transfer, poses a very high risk of adverse impact to essential business functions, including MPA Terminal Security Operations and MPA Financial Support systems. MPA OIT considers it imperative to extend this contract for six months to ensure the uninterrupted support. The Maryland Port Commission approved this modification on December 5, 2023.

Fund Source: 100% Special (Transportation Trust Funds)
Approp. Code: J03D0001
Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

REVISED

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Memory Hewlett 410-767-8374
mhewlett@mdot.maryland.gov

5-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Contract ID: Pest & Rodent Control – MTA Buses and Bus Facilities; OPS-23-058-MT
EPICS No.: OPS23058MT

Contract Description: Provide maintenance for the control of all rodents and pests in Maryland Transit Administration (MTA) properties, buses, non-revenue vehicles, buildings, offices, grounds, and structures within the Bus Division

Award: Home Paramount Pest Control Company; Forest Hill, MD

Contract Term: 12/14/2023 – 12/13/2028 (5 years)

Amount: \$959,765.00

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Home Paramount Pest Control Company; Forest Hill, MD	\$ 959,765.00
Buglogic Pest Control, Inc.; Burtonsville, MD	\$1,283,450.00
CLH Enterprise LLC dba Pestmaster Services; Cheltenham, MD	\$1,661,361.50
Raven Termite and Pest Control; Essex, MD	\$7,175,460.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 25% / 0%

Hiring Agreement Eligible: No

Incumbent: Same

Requesting Agency Remarks: This solicitation was published on eMaryland Marketplace Advantage on June 12, 2023, notifying 151 vendors. On June 23, 2023, a Pre-Bid Conference was held, two vendors attended. The bid opening was extended and conducted on July 21, 2023, and four bids were received.

This contract provides effective pest and rodent control for MTA Bus Division properties and vehicles. The contractor shall provide all necessary labor, tools, transportation, chemicals, materials, and supervision as required to **control pests**.

REVISED

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

Agency Remarks (cont'd):

Per BPW Advisory 2001-1, the MTA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and/or VSBE participation goals, as well as a Small Business Enterprise designation. It was determined that this contract qualified for a 25% MBE participation goal. No VSBE goal was established for this contract due to the limited number of certified firms available to perform the services outlined in the procurement’s statement of work.

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

Fund Source: 100% Special (Transportation Trust Funds)
Approp. Code: J05H0102
Resident Business: Yes
MD Tax Clearance: 23-3936-1111

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

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Memory Hewlett 410-767-8374
mhewlett@mdot.maryland.gov

6-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Contract ID: Light Rail Vehicle (LRV) Exterior and Undercarriage Cleaning; LR-23-016-MT
EPICS No.: LR23016MT

Contract Description: Provide maintenance for the exterior and undercarriage cleaning of 52 Light Rail Vehicles owned by Maryland Transit Administration (MTA.)

Award: P2 Cleaning Services, LLC; Laurel, MD
(*Certified Minority Business and Small Business*)

Contract Term: 12/14/2023 - 12/13/2028 (5 years)

Amount: \$205,860.00

Procurement Method: Competitive Sealed Bidding (*SBR-designated*)

Bids:

<i>Bidders</i>	<i>Amounts</i>
P2 Cleaning Services, LLC; Laurel, MD	\$ 205,860.00
A.S.B. 2 Enterprises, Inc.; Baltimore, MD	\$ 380,700.00
Colossal Contractors, Inc.; Burtonsville, MD	\$1,452,300.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 100% (*Certified Minority Business*) / 0%

Hiring Agreement Eligible: No

Incumbent: A.S.B. 2 Enterprises, Inc.; Baltimore, MD

Requesting Agency Remarks: This solicitation was published on eMaryland Marketplace Advantage on May 3, 2023, notifying 147 potential vendors. In addition, two vendors were directly solicited. On May 11, 2023, a Pre-Bid Conference was held, and three vendors attended. Three extensions to the bid due date were made. The bid opening was conducted on June 13, 2023, and three bids were received.

This contract guarantees the exterior cleaning and under carriage cleaning of each LRV. The contractor shall provide all necessary labor, tools, transportation, chemicals, materials, and supervision as required to clean vehicles.

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

Agency Remarks (cont'd):

Per BPW Advisory 2001-1, the MTA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and/or VSBE participation goals, as well as a Small Business Enterprise designation. An SBR designation was assigned to this solicitation. Although no MBE or VSBE participation goals were established for this contract due to the single element of work required within the scope of the contract, the vendor is a MDOT-certified MBE and small business firm.

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

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J05H0104

Resident Business: Yes

MD Tax Clearance: 23-3502-1101

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Memory Hewlett 410-767-8374
mhewlett@mdot.maryland.gov

7-M. MARYLAND TRANSIT ADMINISTRATION
Maintenance Contract

Contract ID: Metro Glass Panel and Hardware Repair/Replacement Services; MTR-23-001-SR
EPICS No.: MTR23001SR

Contract Description: Provides emergency glass repair/replacement services for the MTA Metro Subway-Link Division.

Award: Global Exchange Connection, LLC dba Dulles Glass and Mirror
Silver Spring, MD

Contract Term: 01/04/2024* – 01/03/2029 (*or earlier upon BPW approval)

Amount: \$1,422,862.80

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Global Exchange Connection, LLC dba Dulles Glass and Mirror Silver Spring, MD	\$1,422,862.80
The Glass Consultants, LLC Baltimore, MD	\$1,574,667.00

MBE/VSBE Participation: 0% / 0%

Incumbent: N/A

Requesting Agency Remarks: This solicitation was published on eMaryland Marketplace Advantage on January 4, 2023, notifying 152 vendors. In addition, three vendors were directly solicited. On January 27, 2023, a Pre-Bid Conference was held, one vendor attended.

Two Bid Opening extensions were made to this solicitation. The bid opening was conducted on February 24, 2023, and two bids were received.

This contract guarantees emergency repairs and replacements of glass panels, windows, doors, and associated frameworks, as required for the MTA Metro Subway-Link Division.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
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7-M. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

Per BPW Advisory 2001-1, the MTA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and/or VSBE participation goals, as well as a Small Business Enterprise designation. The MTA Procurement Review Group (PRG) determined that this contract qualified for a 0% MBE and VSBE goal as there were no sub-contractable opportunities. Additionally, the PRG did not designate this contract for the Small Business Reserve Program (SBR Program) after an eMMA search of small businesses registered to participate in the SBR Program as well as a search of other available small business resources and databases yielded the identification of less than three eligible small businesses as defined in COMAR 21.01.02.01B(80).

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

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J05H0104

Resident Business: Yes

MD Tax Clearance: 23-3499-1111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

8-RP. MARYLAND TRANSIT ADMINISTRATION
Real Property – Surplus

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

Authority: Transportation Article, § 8-309
State Finance and Procurement Article, § 10-305(b)(2)
Annotated Code of Maryland

Property: MC #22-5108
Washington Street (MD-343) Perpetual Easement (± 0.205 acres)
near Dorchester Avenue, Cambridge, Dorchester County

Grantor: State of Maryland, Maryland Transit Administration (MTA)
Grantee: State of Maryland, State Highway Administration (SHA)

Consideration: N/A

Appraised Value: \$11,850 – George L. Peabody, MAI (selected)
Wesley A. Barkley, SHA Review Appraiser

State Clearinghouse: The Clearinghouse received a request from the applicant to withdraw this project from intergovernmental review. It was determined that since the facility is an inactive railroad right of way (ROW), and since the easement to SHA will be for the purpose of paving and installing/maintaining future traffic signals or street lighting that will all serve the MTA ROW, that the easement is "for the specific purpose of serving the State-owned site or facility"; therefore, per the Code of Maryland Regulations (COMAR), Title 34, Department of Planning, 34.02.02.07, Clearinghouse review is not warranted for this project. Based on this request, the file is now closed, and the review process has been suspended.

Requesting Agency Remarks: In 1981, the Maryland State Railroad Administration (SRA), predecessor of MTA, acquired the site as part of the freight operating program and to preserve railroad right-of-way corridors. MTA is proposing to grant a perpetual easement to SHA for repaving Washington Street and having the right to install underground conduit to support any SHA signals or lights. A portion of the perpetual easement overlaps an area in which the MDOT Rail and Intermodal Freight Section is working with the City of Cambridge to railbank the idle rail corridor from Cedar Street, across Washington Street to Bucktown Road. This rail corridor is for recreational trail use as specified in the License Agreement between MTA and The Commissioners of Cambridge dated August 7, 2017.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Memory Hewlett 410-767-8374
mhewlett@mdot.maryland.gov

9-GM. MARYLAND TRANSIT ADMINISTRATION

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

Procurement Method: Task Order under Master Contract

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

1.0 Master Contract: Ancillary – Repair & Maintenance of Communication & Security Systems, Rail Signals, Rolling Stock & Associated Equipment

MTA Contract No. OPS-17-089-AN

Approved: MDOT 11-GM, 01/24/2018

Term: 02/08/2018 - 10/07/2024

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

1.1 Using Agency: Maryland Transit Administration (MTA)

Description: Metro Fiber Optic and Leaky Feeder Cable Replacement – This utility project provides for the replacement of 4600 feet of damaged cable between Metro Portal and Mondawmin Station (OFS No. 26).

Number of Qualified

Master Contractors: 3

Number of Bids: 1 (Single Bid Rec'd)

Award: Mona Electric Group, Inc. Clinton, MD

Amount: \$486,201.00

Term: 180 days from an NTP (anticipated NTP of 12/14/2023)

DBE/VSBE Participation: 16% / 0%

Resident Business: Yes

Agency Remarks: On July 21, 2023, MTA advertised OFS 26 to the three contractors approved for OPS-17-089-AN. A single bid was received from Mona Electric Group (Mona). Mona's bid price was analyzed and determined to be fair and reasonable based on comparison to the Pre-Bid Estimate. The remaining two contractors on this ancillary contract declined to bid on this task one reporting that the scope was too small for their fiber optic subcontractor and the other indicated they were currently too busy to bid on this project. Per BPW Advisory 2001-1, the MTA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing DBE and/or VSBE participation goals, as well as a Small Business Enterprise designation. Mona committed to using a DBE subcontractor for 16% of the contracted work.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Memory Hewlett 410-767-8374
mhewlett@mdot.maryland.gov

10-GM-MOD. MARYLAND TRANSIT ADMINISTRATION
Modification: General/Miscellaneous Contract

Contract ID: Ancillary/Agencywide-General Construction (Repairs, Maintenance & Minor Construction); *AGY-15-080-MT*
EPICS No.: CO412456

Contracts Approved: MDOT 19-GM, 07/27/2016

Contract Description: Task order-based contract for repairs/rehabilitation, maintenance, and construction work to be performed at the MTA facilities such as Bus, Metro, Light Rail, MARC, and Freight Rail located throughout the State.

Modification Description: Extend the contract and increase contract authority while a replacement procurement is conducted.

Contractors: Amtrac Railroad Contractors of Maryland, Inc.; Hagerstown, MD
(*Certified Disadvantaged Business*)

Southern Improvement Company, Inc.; Hunt Valley, MD

Hawkeye Construction, LLC; Baltimore, MD

Original Contract Term: 08/18/2016 - 08/17/2021 (5 years)

Modification Term: 12/14/2023 - 04/17/2025

Original Contract Amount: \$20,000,000 Aggregated Total NTE

Modification Amount: \$ 4,000,000

Prior Options/Mods.: \$ 0 (Mod.#1: Extension 08/18/2021–04/17/2023;
Delegated Authority – MTA, 08/17/2021)
\$ 0 (Mod.#2: Extension 04/18/2023–04/17/2024;
Delegated Authority – MTA, 04/17/2023)

Revised Total Amount: \$24,000,000 Aggregated Total NTE

Percent +/- Changes: 20%

Overall Percent +/-: 20%

Original Procurement Method: Competitive Sealed Bidding

DBE/VSBE Participation: Amtrac Railroad Contractors of Maryland, Inc. 100% / 0%
Southern Improvement Company, Inc. 27.1% / 0%
Hawkeye Construction, LLC 27% / 0%

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
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10-GM-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

DBE/VSBE Compliance:	Amtrac Railroad Contractors of Maryland, Inc.	100% / 0%
	Southern Improvement Company, Inc.	17.30% / 0%
	Hawkeye Construction, LLC	27.99% / 0%

Requesting Agency Remarks: This modification is for a one-year extension and increased funding to allow for a new contract to be procured and approved by the Board of Public Works for these essential services. A solicitation was advertised in November 2022 to replace this contract. Unfortunately, MTA had to reject all bids and cancel the procurement as the bids were non-responsive and/or not responsible. MTA is revising the scope to clarify the requirements and plans to re-advertise an updated version of this solicitation.

This is a task order-based contract with task orders being awarded through secondary competition to the lowest bidder. This ancillary contract provides various construction repairs and maintenance such as site improvements and rehabilitation of above ground and underground stations, tunnels, vent shafts, bridges, culverts, retaining walls, structures, parking lots, bus loops, and bus stops. Additionally, task can be requested for repairs, modifications and demolition of existing buildings and drainage structures; excavation and grade work; patching of concrete spalls; cleaning and painting; patching, grinding, milling, resurfacing, overlaying, and sealing pavement; ADA improvements; and repair and replacement of sidewalk, curb and gutter, inlets, fences, signs, and light poles. In addition, all related activities necessary to complete the task order work such as mobilization; QA/QC; field office facilities; and erosion and sediment control are included.

Per BPW Advisory 2001-1, the MTA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing DBE and/or VSBE participation goals, as well as a Small Business Enterprise designation. This contract has a DBE goal of 27%. Amtrac committed to and is complying with a 100% goal as they are a certified DBE. Hawkeye committed to 27% and is exceeding this goal by .99%. Southern committed to 27.1% and is currently at 17.3%. In a recent letter, Southern reiterated their commitment to the goal.

Fund Source:	80% Federal, 20% Special (Transportation Trust Funds)
Approp. Code:	J05H0105
Resident Businesses:	Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Memory Hewlett 410-767-8374
mhewlett@mdot.maryland.gov

11-GM-MOD. MARYLAND TRANSIT ADMINISTRATION
Modification: General/Miscellaneous Contract

Contract ID: Commuter Bus Services; Multiple Contracts (see Attachment I)

Contract Description: Bus company operations of Maryland Transit Administration's (MTA) commuter bus services for multiple routes.

Modification Description: Material change to allow the contractors to request diesel fuel cost reimbursement for the remaining term of the contract.

Awardees: Atlantic Coast Charters, Inc.; Linthicum, MD
Dillon's Bus Service, Inc., A Coach USA Company; Hanover, MD
Eyre Bus Service, Inc.; Glenelg, MD
Keller Transportation, Inc.; Waldorf, MD

Original Contract Terms: See Attachment I

Modification Terms: 12/14/2023 – Contract Expiration Date, See Attachment I

Original Contract Amounts: See Attachment I

Modification Amounts: \$0

Prior Mods/Options: \$0

Revised Contract Total: See Attachment I

Percent +/- Change: 0%

Overall Percent +/-: 0%

Original Procurement Method: Competitive Sealed Bidding

MBE/VSBE Participation: 6% / 0%

MBE/VSBE Compliance: See Attachment I

Requesting Agency Remarks: This modification requests approval for MTA to reimburse Commuter Bus Contractors (See Attachment I) for diesel fuel costs for the remaining term of the various contracts. These modified Commuter Bus Contracts have a remaining term of one year or more. This modification provides the same diesel fuel reimbursements that have been included in the scope of work for the newly advertised and awarded Contracts. This modification does not require additional contract authority for any of these contracts. MTA's analysis of the savings due

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

Agency Remarks (cont'd):

to reduced commuter bus services indicates that the contracts can absorb the costs of the diesel fuel reimbursement within each contract's current contract authority.

Per BPW Advisory 2001-1, the MTA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goal, as well as a Small Business Reserve designation. Each of the vendors have committed to meet the 6% subcontracting participation goal. When the certified subcontractor hired by Dillon Bus dropped their certification, Dillon was required to hire an alternate subcontractor. MTA approved the replacement and is confident that Dillon is working to meet the committed to participation goal.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J05H0102

Resident Businesses: Yes, for all.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
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MDOT 20

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

ATTACHMENT I

Contract # (Route)	Vendor	BPW Approval	Term	MBE Compliance (6% MBE Goal)	EPICS#
OPS-19-007-SR (A) Route 505	Atlantic Coast Charters, Inc.	19-GM, 05/22/19	11/01/19 - 10/31/24	8.32%	CO412820
OPS-19-004-SR (A) Route 220	Dillon's Bus Service, Inc.	18-GM, 05/22/19	09/01/19 - 08/31/24	4.37%	CO412821
OPS-19-004-SR (B) Route 230	Dillon's Bus Service, Inc.	18-GM, 05/22/19	09/01/19 - 08/31/24	4.55%	CO412822
OPS-19-004-SR (C) Route 240	Dillon's Bus Service, Inc.	18-GM, 05/22/19	09/01/19 - 08/31/24	4.69%	CO412823
OPS-19-007-SR (D) Route 250	Dillon's Bus Service, Inc.	18-GM, 05/22/19	09/01/19 - 08/31/24	4.92%	CO412824
OPS-19-004-SR (E) Route 260	Dillon's Bus Service, Inc.	18-GM, 05/22/19	09/01/19 - 08/31/24	4.84%	CO412825
OPS-19-005-SR Routes 335/345	Dillon's Bus Service, Inc.	6-GM, 06/05/19	09/01/19 - 08/31/24	4.45%	CO412826
OPS-20-001-SR (A) Route 810	Eyre Bus Service, Inc.	6-GM, 04/01/20	07/01/20 - 06/30/25	6.38%	CO412827
OPS-20-001-SR (E) Route 850	Keller Transportation, Inc.	6-GM, 04/01/20	07/01/20 - 06/30/25	7.94%	CO412832

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Contact: Mallela Ralliford 410-768-7252
mralliford@mdot.maryland.gov

12-C. MOTOR VEHICLE ADMINISTRATION
Construction Contract

Contract ID: Computer Room Air Conditioning (CRAC) Replacement; *V-CUM-24008-C*
EPICS No.: VCUM24008C

Contract Description: Provides removal and replacement of the CRAC unit located at the MVA Cumberland Office.

Award: Shoreline Mechanical, LLC; Pasadena, MD
(Certified Small Business)

Contract Term: 90 Calendar Days from NTP

Amount: \$225,987.00 NTE

Procurement Method: Competitive Sealed Bidding (*SBR designated*)

Bids:

<i>Bidders</i>	<i>Amounts</i>
Shoreline Mechanical, LLC., Pasadena MD	\$225,987.00
Control Sources, LLC., Essex, MD	\$290,085.00

MBE / VSBE Participation: 41% / 0%

Performance Security: Performance and Payment Bonds

Requesting Agency Remarks: A notice of the availability of the Invitation for Bid was published on eMaryland Marketplace Advantage on August 7, 2023, electronically notifying 896 vendors. Six prospective vendors were directly solicited. Two responsive bids were received and opened on September 29, 2023. Several reminders and attempts were made to contact prospective vendors to determine why a bid was not submitted. Two vendors submitted a no-bid response form citing no interest, and no responses were received from the others.

The contract provides for all labor, equipment, and materials necessary for the removal and replacement of the CRAC units at the MVA Cumberland Branch Office.

Per BPW Advisory 2001-1, the MVA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goals, as well as a Small Business Reserve designation. A 25% MBE participation goal was established for this contract; however, Shoreline Mechanical has committed to exceeding the goal to achieve 41% MBE participation goal. There are no VSBE goal established for this contract.

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12-C. **MOTOR VEHICLE ADMINISTRATION** *(cont'd)*

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code(s): J04E0003

Resident Business(es): No

MD Tax Clearance(s): 23-4316-0111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

13-AE. STATE HIGHWAY ADMINISTRATION
Architecture/Engineering Contract

Contract ID: Environmental Engineering and Compliance Services, Statewide; BCS 2022-10 B and BCS 2022-10 C
EPICS No. SBCS2210B and SBCS2210C

Contract Description: Two of four open-ended, work-order-based contracts to provide environmental engineering and compliance services for the State Highway Administration.

Awards: Gannett Fleming, Inc./ Contract B
Century Engineering, LLC (JV); Baltimore, MD

KCI Technologies, Inc.; Sparks, MD Contract C

Contract Term: 01/04/2024 – 01/03/2029 (5 years)

Amount: \$3,500,000 NTE each
\$7,000,000 total for this item

Procurement Method: Qualification Based Selection

Proposals:

<i>Offerors</i>	<i>Technical Proposal Rating (Max 100) (Rankings)</i>	<i>Awards</i>
EA Engineering, Science, and Technology, Inc., P.B.C. Hunt Valley, MD	86.80 (1)	Approved 8-AE 11/29/23 Contract A
Gannett Fleming, Inc./ Century Engineering, LLC (JV) Baltimore, MD	85.25 (2)	\$3,500,000 NTE (Contract B)
KCI Technologies, Inc. Sparks, MD	81.45 (3)	\$3,500,000 NTE (Contract C)
Johnson, Mirmiran, & Thompson, Inc./ WSP USA, Inc. (JV) Baltimore, MD	80.05 (4)	Approved 8-AE 11/29/23 Contract D
AECOM Technical Services, Inc. Annapolis Junction, MD	77.04 (5)	
Skelly and Loy, Inc., A Terracon Company Hunt Valley, MD	75.64 (6)	
Tetra Tech, Inc. Germantown, MD	70.51 (7)	

DEPARTMENT OF TRANSPORTATION
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13-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals (cont'd):

<i>Offerors</i>	<i>Technical Proposal Rating (Max 100) (Rankings)</i>	<i>Awards</i>
Barton & Loguidice, P.C. A/K/A Barton & Loguidice, D.P.C. Eldersburg, MD	67.13 (8)	

MBE/VSBE Participation: 25% / 0%

Incumbents: KCI Technologies, Inc.; Skelly and Loy, Inc.; AECOM Technical Services, Inc.; EA Engineering, Science, and Technology, Inc.

Requesting Agency Remarks: On August 12, 2022, the solicitation was advertised in The Daily Record, SHA's web page, and eMaryland Marketplace Advantage (eMMA). The advertisement was for four contracts for \$3,500,000 each not to exceed \$14,000,000 for environmental engineering and compliance services Statewide for SHA. A total of 778 firms were notified via eMMA and an additional 602 MBE firms were directly solicited. SHA received 10 expressions of interest and invited nine firms to submit technical proposals. SHA used qualifications-based selection and found four consultants eligible for contract awards. No protests were filed.

After the procurement officer had completed their review of the nine technical proposal submissions, one proposal was determined to be non-responsive for failing to complete the required MDOT MBE Form A Utilization and Fair Solicitation Affidavit and MDOT MBE Form B Participation Schedule.

This contract will provide environmental compliance services including planning, permitting, project management, design, construction support, monitoring, inspection, auditing, and technical support for programs and projects related to SHA facilities and associated operations. Services sought include supporting the management and implementation of SHA's Environmental Management System, as well as the support of environmental compliance programs and projects related to air emissions, stormwater and wastewater discharges, groundwater, and soil contamination, waste disposal (hazardous, universal, and solid waste), spill prevention and response, underground and above ground storage tank systems, drinking water systems, septic systems, asbestos, and lead-based paint. Services will also include environmental personnel to work at SHA facilities, technical support related to environmental laws and regulations, field data collection, inspections, and audits for environmental compliance programs and projects, data management in SHA's Regulatory Compliance System, and engineering design of infrastructure related to environmental compliance such as fuel storage tank systems, vehicle wash bays, inlet cleaning dewatering structures, wastewater treatment facilities, and material storage structures.

DEPARTMENT OF TRANSPORTATION
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13-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goal, as well as a Small Business Reserve designation. A 25% MBE participation goal was established for each contract within this award series.

Fund Source:	100% Special (Transportation Trust Funds)	
Approp. Code:	J02B0101	
Resident Business:	Yes	
MD Tax Clearance:	Gannett Fleming, Inc./	23-4165-1111
	Century Engineering, LLC (JV)	
	KCI Technologies, Inc.	23-4166-1110

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

14-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Mechanical Cleaning and Sweeping of Highways at Various Locations in Montgomery and Prince George's Counties; 410D31426R
EPICS No.: 410D31426R

Contract Description: Provide mechanical cleaning and sweeping of highways at various locations in Montgomery and Prince George's Counties

Awards: Reilly Sweeping, LLC; Seven Hills, OH

Contract Term: 01/04/2024 – 12/31/2026
(2 years, 11 months, 27 days)

Amount: \$1,777,581.50 NTE

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Reilly Sweeping, LLC; Seven Hills, OH	\$1,777,581.50
Quiet Sweep, LTD; Brookeville, MD	\$2,247,616.05

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: None

Incumbent: Quiet Sweep, LTD; Brookeville, MD

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage (eMMA) on August 1, 2023, notifying 159 potential contractors, 43 of which were MDOT-certified Minority Business Enterprises (MBEs). Two bids were received and opened on August 31, 2023.

A protest was filed by the second bidder, Quiet Sweep, LTD, claiming that the apparent low bidder, Reilly Sweeping, LLC, was not eligible for award, due to being listed as ineligible on the Bid Express plan holders list. The protest also stated that the Reilly Sweeping, LLC's registered status to do business in the State of Maryland was unclear.

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

Agency Remarks (cont'd):

The plan holders list does not determine the eligibility of an entity to bid on SHA contracts, it only indicates whether a plan holder was listed when SHA downloaded certain files.

Quiet Sweep, LTD, fails to set forth any statutory, regulatory, or legal basis for its contention that Reilly Sweeping, LLC, a business in good standing with the State of Maryland, is somehow prohibited from bidding on or being awarded contracts under the state procurement law.

There is no such statutory, regulatory, or legal basis for Quiet Sweep, LTD's, assertion. As provided in Quiet Sweep, LTD's, Exhibit C to its protest, the Maryland State Department of Assessment and Taxation unequivocally provides that Reilly Sweeping, LLC, is a business in good standing and registered to do business in Maryland at the time of bid opening:

The apparent low bidder provided a tax identification number which corresponds to the domestic entity, Reilly Sweeping, LLC. There is no ambiguity in the identity of the low bidder, and it is in no way unclear whether Reilly Sweeping, LLC, is a bidder registered and in good standing with the State of Maryland. For the reasons above, the Quiet Sweep, LTD's, protest was denied.

Inflation and increased fuel and labor costs due to market instability, and maintenance and repair of equipment that is used for highway work due to wear and tear resulting from harsh conditions, are factors that contributed to higher bid cost for the second bidder.

State Highway Administration has confirmed Reilly Sweeping, LLC's bid price.

This project, for mechanical roadway cleaning and sweeping services, is utilized to ensure cleaner roadways and supports the Clean Water Act.

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goal, as well as a Small Business Reserve designation. Due to the limited number of certified enterprises identified as capable of providing these services, it was determined that the sub-contracting opportunities available for this project were not feasible for goal setting. No VSBE participation goal was set due to no certified firms available to perform the work.

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

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

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-3556-1111

BOARD OF PUBLIC WORKS ACTION

APPROVED

DISAPPROVED

WITH DISCUSSION

THIS ITEM WAS:

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

15-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Installation of Thermoplastic Pavement Markings at Various Locations in Anne Arundel, Calvert, Charles, and St. Mary's Counties; 479D51426
EPICS No.: 479D51426

Contract Description: Provide installation of thermoplastic pavement markings at various locations in Anne Arundel, Calvert, Charles, and St. Mary's Counties.

Awards: Traffic Lines, Inc.; Farmingdale, NJ

Contract Term: 01/04/2024 – 12/31/2026 (2 years, 11 months, 27 days)

Amount: \$440,950.00 NTE

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Traffic Lines, Inc.; Farmingdale, NJ	\$ 440,950.00
Proline Painting, Inc.; Jamaica, NY	\$ 512,100.00
The Weston Company LLC; Odenton, MD	\$ 513,750.00
Zone Striping, Inc.; Glassboro, NJ	\$ 580,334.00
Midlantic Marking, Inc.; Gaithersburg, MD	\$ 603,600.00
Priceless Industries, Inc.; Baltimore, MD	\$ 677,950.00
Denville Line Painting, Inc.; Rockaway, NJ	\$ 991,250.00
Corporate Maintenance Group, LLC; Columbia, MD	\$1,074,750.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 4% / 0%

Performance Security: Annual Renewable Performance and Payment Bonds for 100% of the award amount exists for this project.

Incumbent: Proline Painting, Inc.; Jamaica, NY

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

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage (eMMA) on August 29, 2023, notifying 170 potential contractors, 43 of which were MDOT-certified Minority Business Enterprises (MBEs). Maryland Works granted a waiver for these services on March 22, 2023. Eight bids were received and opened on September 28, 2023. There were no protests filed for this contract.

This project for the Installation of Thermoplastic Pavement Markings allows State Highway Administration to install symbols and line striping that communicate information to our customers necessary to ensure safety. These pavement markings not only serve our motorists, but also ensure the safety of our cyclists and pedestrians through the installation of bike lanes and crosswalks. Thermoplastic Pavement Markings are much more durable than waterborne paint, lasting up to ten times longer. By using these products, SHA reduces the number of times this work needs to be performed which directly impacts the traveling public and their idling times while navigating work zones.

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goals, as well as a Small Business Reserve designation. A 4% MBE participation goal has been established for this project, to which the recommended awardee has committed. No VSBE participation goal was set due to no certified firms available to perform the work.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-3951-0111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Jada Wright 410-545-0330
Jwright18@mdot.maryland.gov

16-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Spot Litter Pick-Up (5-Person Crew) at Various Locations in Northern Anne Arundel County; 4322G51425SB
EPICS No.: 4322G51425

Contract Description: Provide spot litter pick-up (5-person crew) at various locations in Northern Anne Arundel County.

Award: Waste Collection Resolve, LLC.; Baltimore, MD
(Certified Small Business)

Contract Term: 01/04/2024 – 12/31/2025 (1 year, 11 months, 27 days)

Amount: \$520,000.00 NTE

Procurement Method: Competitive Sealed Bidding (SBR-designated)

Bids:

<i>Bidders</i>	<i>Amounts</i>
Waste Collection Resolve, LLC; Baltimore, MD	\$520,000.00
Council Industries, Inc.; Washington, DC	\$537,290.00
P2 Cleaning Services, LLC; Laurel, MD	\$774,657.00
Just Work Landscaping, Rockville, MD	\$830,000.00
Hoppergrass Lawn Care LLC; Bowie, MD	\$832,200.00
Dixon Enterprises, LLC; Owings Mills, MD	\$905,000.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: None

Incumbent: Dixon Enterprises, LLC; Owings Mills, MD

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage (eMMA) on June 27, 2023, notifying 200 potential contractors, 39 of which were MDOT-certified Minority Business Enterprises (MBEs). Maryland Works granted a waiver for these services on March 22, 2023. Six bids were received and opened on July 27, 2023. There were no protests filed for this contract.

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

Agency Remarks (cont'd):

State Highway Administration has confirmed Waste Collection Resolve, LLC's bid price and the work to be conducted is performed 100% by a State-certified Small Business.

This project for litter pick-up supports the State Highway Administration's commitment to enhancing and safeguarding the environment by reducing litter strung across the roadsides and polluting our sewers and waterways.

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goal, as well as a Small Business Reserve designation. Due to the limited number of certified enterprises identified as capable of providing these services, it was determined that the sub-contracting opportunities available for this project were not feasible for goal setting. No VSBE firms were available to perform this work.

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

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-3076-0000

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

17-M. STATE HIGHWAY ADMINISTRATION
Maintenance Contract

Contract ID: Median and Roadside Tractor Mowing, Trimming, and Litter Pick-Up Along MD 214 and MD 202 Corridor for the Marlboro Shop Area in Prince George's County; 42716MA424RSB

EPICS No.: 42716MA424

Contract Description: Provide median and roadside tractor mowing, trimming, and litter pick-up along MD 214 and MD 202 corridor for the Marlboro Shop Area in Prince George's County.

Award: Manuel Landscaping, Inc.; Owings Mills, MD
(Certified Small Business)

Contract Term: 01/04/2024 – 12/31/2024 (11 months, 27 days)

Amount: \$262,500.00 NTE

Procurement Method: Competitive Sealed Bidding (SBR-designated)

Bids:

<i>Bidders</i>	<i>Amounts</i>
Manuel Landscaping, Inc.; Owings Mills, MD	\$262,500.00
Hoppergrass Lawn Care LLC; Bowie, MD	\$497,254.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: None

Incumbent: Same

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage (eMMA) on June 13, 2023, notifying 188 potential contractors, 39 of which were MDOT-certified Minority Business Enterprises (MBEs). Two bids were received and opened on July 13, 2023. There were no protests filed for this contract.

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

Agency Remarks (cont'd):

The original solicitation was advertised on eMMA on May 24, 2022, with bids opened on June 23, 2022. Four bids were received and opened. All bids were rejected, and the solicitation was re-advertised. The apparent low bid and the second low bid were rejected due to non-compliance with the required contract documents. The third and fourth bids were rejected due to submitted bids being more than 100% over the engineers estimate.

The labor, fuel, and cost of maintaining equipment associated with the mowing and protection vehicle items accounted for the disparity in bid price.

State Highway Administration has confirmed Manuel Landscaping, Inc.'s bid price and the work to be conducted is performed 100% by a State-certified Small Business.

This project is to support The State Highway Administration's mowing program to promote safety for the traveling public by controlling undesirable brush and noxious weeds; and maintaining adequate sight distances and the free flow of water.

Per BPW Advisory 2001-1, the SHA Procurement Review Group reviewed the contract scope of work to determine the potential for establishing MBE and VSBE participation goal, as well as a Small Business Reserve designation. Due to the limited number of certified enterprises identified as capable of providing these services, it was determined that the sub-contracting opportunities available for this project were not feasible for goal setting. No VSBE firms were available to perform this work.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-2989-0111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

18-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

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

Authority: Transportation Article, § 8-309(g)(2)(i)
Annotated Code of Maryland

Property: MC# 23-2787
Warwick Corporation, (± 0.083 acres) located at the southwest corner of the intersection of MD 14 and MD 16, East New Market, Dorchester County

Grantor: State of Maryland, SHA

Grantee: Town of East New Market, a municipal body corporate

Consideration: \$6,000

Appraised Value: \$6,000 – Mohammed Akbarieh (Approved)
Neil Mengel, SHA Review Appraiser

Requesting Agency Remarks: In 2019, SHA acquired the subject property in conjunction with curb and sidewalk enhancements along MD Route 14. SHA proposes to convey the subject property to the Town of East New Market through a negotiated sale of \$6,000, which is 100% of the appraised value.

BOARD OF PUBLIC WORKS ACTION

APPROVED

DISAPPROVED

WITH DISCUSSION

THIS ITEM WAS:

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

19-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

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

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

Property: MC# 23-2802
Charles W. Bowles, Et Ux (0.227 acres +/-), located West of MD Route 210, between Bryan Point Rd and Livingston Rd., Accokeek, Prince George's County

Grantor: State of Maryland, SHA

Grantee: ACA Investments, LLC, A Maryland Limited Liability Company

Consideration: \$80,000

Appraised Value: \$97,650 – Melville Peters, (Selected)
Lisa Ward, SHA review Appraiser

Requesting Agency Remarks: In 1985, SHA acquired the subject property for the MD Route 210 project. SHA proposes to convey the parcel to the adjoining owner, ACA Investments LLC, through a negotiated sale of \$80,000, which is 82% of the appraised value.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



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

20-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Extra Land

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

Authority: State Finance and Procurement Article, § 8-309(f)(1)(ii)
Annotated Code of Maryland

Property: MC# 23-2817
Freda Birch Lipira, (0.998 acres ±), located on the East side of
Worcester Hwy (US 113), northeast of Goody Hill Rd. Newark,
Worcester County

Grantor: State of Maryland, SHA

Grantee: Randall M. Hastings & Anderson S. Hastings, Joint Tenants

Consideration: \$7,000

Appraised Value: \$7,000 – R. Braxton Dees (Approved)
Neil Mengel, SHA Review Appraiser

Requesting Agency Remarks: In 2007, SHA acquired the subject property from Freda Birch Lipira in conjunction with the dualization of US 113. SHA proposes to convey the extra land to the adjoining owner through a negotiated sale of \$7,000, which is 100% of the appraised value.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
December 13, 2023



Contact: Mashel Wakil 410-865-1234
mwakil@mdot.maryland.gov

21-LL. **THE SECRETARY'S OFFICE**
Lease/Landlord

Recommendation: That the Board of Public Works approve the State Highway Administration (SHA) leasing real property as landlord.

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

Property: Item #106572
Centreville Plaza, Inc. (± 9.447 acres), located along US Route 301
and MD Route 304 at 610 Ruthsburg Road, Centreville,
Queen Anne's County

Landlord: State of Maryland, SHA

Tenant: Trailway Truck Terminal, Inc.

Space Type: Truck Stop, Retail & Fuel Dispensing

Lease Type: Renewal (Continued Use)

Lease Term: 01/04/2024–01/04/2027 (3 years)
Effective Date: 01/04/2024

Annual Rent: \$68,457.40

Requesting Agency Remarks: TSO proposes to renew the lease on the subject property to the above tenant for the purpose of operating a truck stop.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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<i>57</i>	Supplemental: <i>Information Technology</i>	<i>105</i>
<i>58</i>	Supplemental: <i>Information Technology</i>	<i>108</i>
<i>59</i>	Supplemental: <i>Real Property</i>	<i>115</i>
<i>60</i>	Supplemental: <i>Tenant Lease</i>	<i>120</i>
<i>61</i>	Supplemental: <i>Tenant Lease</i>	<i>121</i>
<i>62</i>	Supplemental: <i>Information Technology</i>	<i>123</i>



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

1-CGL. CAPITAL GRANTS AND LOANS

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

Board of Trustees of the Waterfront Partnership of Baltimore, Inc.

A Brighter Day (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the 1241 N. Linwood Avenue property community art installation.”

*Maryland Consolidated Capital Bond Loan of 2023 (LSI– Chapter 102, Acts of 2023)
DGS Item 23-376 (SL- 040-230-038) **\$ 20,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 20,000
	23-376 (This Action)	\$ 20,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include installation of a decorative mural by artist Andy Dahl, approximately 55’x20’. The design has been created with community leaders to restore pride and be a display of resiliency in the community.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

2-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of the Arena Players, Inc.

Arena Players, Inc. (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Arena Players theater.”

*Maryland Consolidated Capital Bond Loan of 2022 (MISC– Chapter 344, Acts of 2022)
DGS Item 22-347(SL-024-190-038) **\$ 1,200,000***

*Maryland Consolidated Capital Bond Loan of 2020 (MISC– Chapter 537, Acts of 2020)
DGS Item 20-207, (SL-024-190-038) **\$ 100,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 2,050,000
	22-347 (This Action)	\$ 1,200,000 (Non-match)
	20-207 (This Action)	\$ 100,000 (Non-match)
	19-129 (Prior Action)	\$ 300,000 (Non-match)
	Local Cost	\$ 450,000

(Prior Actions: 12/04/2019 Agenda, Item 1-CGL)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include renovation to the organization’s physical plant. Including interior and exterior technological upgrades.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

3-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of [...] NorthBay Education, Inc.

NorthBay Environmental Education Center (Cecil County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of infrastructure improvements to NorthBay.”

*Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)
DGS Item 494 (SL-015-210-038) **\$ 500,000***

Matching Fund: No match is required.

Background:	Total Project	\$3,800,000
	23-494 (This Action)	\$ 500,000 (Non-match)
	22-255 (Prior Action)	\$2,300,000 (Non-match)
	21-154 (Prior Action)	\$1,000,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: 09/15/2021 Agenda, Item 22-CGL; 10/26/2022 Agenda, Item 2-CGL)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include upgrades to the workshop, wellness center, staff kitchen, wet lab, and dining grounds.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

4-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of the Carroll County Agriculture Center, Inc.

Carroll County Agriculture Center-Renovations (Carroll County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Carroll County Agricultural Center.”

*Maryland Consolidated Capital Bond Loan of 2022 (MISC– Chapter 344-Acts of 2022)
DGS Item 22-197 (SL- 025-200-038) **\$400,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 650,000.
	22-197 (This Action)	\$ 400,000 (Non-match)
	20-136 (Prior Action)	\$ 250,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: 03/10/2021 Agenda Item 1-CGL)

Remarks:

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

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023

REVISED



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

5-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of the College Park City-University Partnership

Community Park City-University Partnership - City of College Park (Prince George's County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Hiker Biker Trail project along Campus Drive in the City of College Park."

*Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)
DGS Item 299 (SL-042-230-038) **\$ 2,500,000***

Matching Fund: No match is required.

Background:	Total Project	\$2,5000,000
	23-299 (This Action)	\$ 2,500,000 (Non-match)
	Local Cost	\$0

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include construction of a bike path that will connect the Paint Branch Trail and the Trolley Trail along the north side of Campus Drive in College Park.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

6-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of Filbert Street Garden Inc.

Filbert Street Garden (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Filbert Street Garden property, including ADA compliant bathrooms and a processing/teaching kitchen.”

*Maryland Consolidated Capital Bond Loan of 2022 (LSI– Chapter 344, Acts of 2022)
DGS Item 22-541, (SL-241-220-038) **\$ 100,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 325,000
	22-541 (This Action)	\$ 100,000 (Non-match)
	Local Cost	\$ 225,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. The project may include the design and construction of a small processing kitchen, classroom, and bathroom facility. The facility will allow for extended operations and program expansion.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

7-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of Glen Echo Park Partnership for Arts and Culture Inc.

Glen Echo Park Parking Lot Rehabilitation (Montgomery County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Glen Echo Park parking lot.”

*Maryland Consolidated Capital Bond Loan of 2022 (LSI– Chapter 344, Acts of 2022)
DGS Item 22-624, (SL-242-220-038) \$ 134,552*

Matching Fund: No match is required.

Background:	Total Project	\$ 215,930
	22-624 (This Action)	\$ 134,552 (Non-match)
	Local Cost	\$ 81,378

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. The project may include repairing the deteriorating conditions in the permit parking lot at Glen Echo Park, which poses risks to pedestrians and vehicles and would address safety concerns. The proposed work would mill the current asphalt, repave and restripe the parking lot.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

8-CGL. CAPITAL GRANTS AND LOANS

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

The Islamic Society of Baltimore, Md., Inc.

Smart Playground (Baltimore County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Smart Playground property.”

*Maryland Consolidated Capital Bond Loan of 2022 (MISC– Chapter 344, Acts of 2022)
DGS Item 574 (SL-243-220-038) **\$ 300,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 315,000
	22-574 (This Action)	\$ 300,000 (Non-match)
	Local Cost	\$ 15,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include securing a safe space for youth and adults to connect with resources and learn to become productive citizens.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

9-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of the Harford County Chapter Izaak Walton League of America, Inc.

IWLA Conservation and Education Center (Harford County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the IWLA Conservation and Education Center, located in Harford County.”

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

DGS Item ~~337~~ (SL-180-210-038)

\$ 350,000

458

Matching Fund: No match is required.

Background:	Total Project	\$350,000
	21-458 (This Action)	\$350,000 (Non-match)
	Local Cost	\$0

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include enhancement to public access to underdeveloped tidal marsh and forest along the upper Bush River.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



Maryland

DEPARTMENT OF GENERAL SERVICES

Wes Moore, Governor · Aruna Miller, Lt. Governor · Atif Chaudhry, Secretary

December 19, 2024

Accepted 12/20/2024- JTG

John Gontrum, Esq.
Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 117
Annapolis, Maryland 21401-1991

SUBJECT: Record Correction – December 13, 2023 - Board of Public Works Agenda

Dear Mr. Gontrum,

This is to advise you of the following changes to the Board of Public Works Action Agenda Item previously approved by the Board of Public Works.

BPW – December 13, 2023

DGS 9-CGL
Office of Procurement

FROM: *DGS Item 337*

TO: *DGS Item 458*

Reason: DGS Clerical Error.

Regards,

Angela Allen
Deputy Director
Capital Grants Program



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

10-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of the Community Action Council of Howard County, Maryland, Inc.

Long Reach Early Childhood Center (Howard County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Long Reach Early Childhood Center.”

Maryland Consolidated Capital Bond Loan of 2016 (MISC– Chapter 63, Acts of 2021) DGS Item 337; as amended by Chapter 22, Acts of 2017; as amended by Chapter 9, Acts of 2018 (SL-032-200-038)

\$200,000

Matching Fund: No match is required.

Background:	Total Project	\$1,277,000
	16-G011 (This Action)	\$ 200,000 (Non-match)
	20-G060 (Prior Action)	\$ 190,000 (Match)
	20-257 (Prior Action)	\$ 150,000 (Non-match)
	19-G104 (Prior Action)	\$ 50,000 (Match)
	Local Cost	\$ 687,000

(Prior Action: 04/07/2021 Agenda, 4-CGL)

Remarks:

1. This grant was amended to repurpose funds from Community Action Council Food Bank Facility to Long Reach Early Childhood Center, removing the match. The term date was extended to June 1, 2025.
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.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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10-CGL. CAPITAL GRANTS AND LOANS (cont'd)

4. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
5. This project may include improvements to the Long Reach Early Childhood Center.

BOARD OF PUBLIC WORKS ACTION

APPROVED

DISAPPROVED

WITH DISCUSSION

THIS ITEM WAS:

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

11-CGL. CAPITAL GRANTS AND LOANS

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

Mayor and Town Council of the Town of Smithsburg

Town of Smithsburg - Water Street Improvements (Washington County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of improvements to Water Street.”

*Maryland Consolidated Capital Bond Loan of 2022 (MCCBL–MISC, Chapter 344, Acts of 2022) DGS Item 22-405 (SL-244-220-038) **\$ 1,000,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 7,000,000
	22-405 (This Action)	\$ 1,000,000 (Non-match)
	Local Cost	\$ 6,000,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include design and construction of Water Street streetscape improvements including but not limited to Stormwater Management, Traffic design, etc.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

12-CGL. CAPITAL GRANTS AND LOANS

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

Medical and Chirurgical Faculty of the State of Maryland

MedChi Museum (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of infrastructure improvements to the MedChi Museum, including accessibility improvements.”

Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)

DGS Item 23-361, (SL-038-230-038)

\$ 630,000

Matching Fund: No match is required.

Background:	Total Project	\$ 1,355,965
	23-361 (This Action)	\$ 630,000 (Non-match)
	Local Cost	\$ 725,965

(Prior Actions: None)

Remarks:

1. An administrative fix was approved to change the Grantee name from “Board of Trustees of the Maryland State Medical Society (d.b.a. MedChi)” to “Medical and Chirurgical Faculty of the State of Maryland”.
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 project may include improvements necessary to open the museum and share the rich and immense history of medicine in Maryland.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

13-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of the Delta Lambda Foundation, Inc.

Delta Lambda Foundation Outreach Center (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the Delta Lambda Foundation Outreach Center.”

Maryland Consolidated Capital Bond Loan of 2023 (MISC– Chapter 102, Acts of 2023)

DGS Item 23-397, (SL-001-190-038)

\$100,000

Matching Fund: No match is required.

Background:	Total Project	\$1,100,000
	23-397 (This Action)	\$ 100,000 (Non-match)
	19-200 (Prior Action)	\$1,000,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: 09/18/2019 Agenda, Item 10-CGL)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include renovations and upgrades to the electrical, plumbing, and HVAC systems, as well as the installation of security, fire alarm, and carbon monoxide systems.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

14-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of the College Park City – University Partnership, Inc.
Paint Branch Trail and Underpass of the Baltimore Avenue Bridge (Prince George’s County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of walkways along the Paint Branch Trail and Baltimore Avenue Bridge underpass.”

*Maryland Consolidated Capital Bond Loan of 2020 (MISC– Chapter 537, Acts of 2020)
DGS Item 247 (SL-201-200-038) **\$ 250,000***

Matching Fund: No match is required.

Background:	Total Project	\$ 250,000
	20-247 (This Action)	\$ 250,000 (Non-match)
	Local Cost	\$ 0

(Prior Actions: None)

Remarks:

1. An administrative fix was approved to revise the grantee name from the “Board of Directors of the College Park - University Partnership, Inc” to “the Board of Directors of the College Park City -University Partnership, Inc” .
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. This project may include site improvement of the Baltimore Avenue bridge underpass and Riverwalk in College Park.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

15-CGL. CAPITAL GRANTS AND LOANS

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

Board of Directors of the College Park City-University Partnership, Inc.

College Park Trail Connections (Prince George's County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of Campus Drive Bike Trail, located in Prince George's County."

Maryland Consolidated Capital Bond Loan of 2021 (MISC– Chapter 63, Acts of 2021)
DGS Item 279 (SL-226-210-038) **\$ 200,000**

Maryland Consolidated Capital Bond Loan of 2021 (MISC– Chapter 63, Acts of 2021)
DGS Item 482 (SL-226-210-038) **\$ 200,000**

Matching Fund: No match is required.

Background:	Total Project	\$2,300,000
	21-279 (This Action)	\$ 200,000 (Non-match)
	21-482 (This Action)	\$ 200,000 (Non-match)
	Local Cost	\$1,900,000

(Prior Actions: None)

Remarks:

1. This action is in accordance with the enabling legislation and complies with the tax- exempt bond provisions of the Internal Revenue Code.
2. The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
3. Procurement/Contracts should be submitted to the Department of General Services for eligibility determination.
4. This project may include construction of a bike path that will connect the Paint Branch Trail and the Trolley Trail along the north side of Campus Drive in College Park.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

**16-CGL. CAPITAL GRANTS AND LOANS
*Bond Bill Certification Extension***

Recommendation: That the Board of Public Works grant a temporary exception for one year from the automatic termination of this one authorization contained in the 2021 MCCBL (Ch. 63, 2021 Laws) totaling \$54,000.

Authority: State Finance and Procurement Article, Annotated Code of Maryland, § 8-128(a):
“If, within 2 years after the date of an authorization of the State debt, evidence that a required matching fund will be provided has not been presented to the Board or no part of the project or program for which the enabling act authorized the State debt is under contract and the Board has not encumbered money for any part of the project or program, the authorization terminates unless:
 1. *The enabling act provides otherwise; or*
 2. *In an emergency, the Board unanimously grants a temporary exception for a period of one year”.*

Grantee:	<i>Luminis Health</i>
Project:	Doctors Community Hospital (Prince George’s County)
Legislative District:	22
MCCBL 2021:	DGS Item G009 MISC - Maryland Consolidated Capital Bond Loan of 2021 (Chapter 63 of the 2021 Laws of Maryland)
Amount:	\$54,000
Remarks:	Grantee did not meet the two-year deadline before the authorization terminated due to unforeseen circumstances resulting from transitions during the pandemic. A one-year extension is appropriate because the Grantee plans to proceed with the project.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

**17-C. CONSTRUCTION CONTRACT
*Department of the Environment, Land and Materials***

Contract ID: Coney Cleaners Treatment Pond Refurbishment; F-001-222-004
ADPICS No.: CTR015514

Contract Description: Refurbish one of two treatment cells within the Coney Cleaners passive treatment system in Allegany County. Treatment Cells in the form of Bioelectrochemical systems (BES) are a technology for the simultaneous treatment of organic wastewater and recovery of metal ions from acid mine drainage (AMD). AMD is characterized by a high concentration of heavy metals which poses a threat to the ecosystem and human health.

Award: First Fruits Excavating, Inc.; Ridgeley, WV (SBE)

Contract Term: 180 Calendar Days

Amount: \$419,617.50

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
First Fruits Excavating, Inc.; Ridgeley, WV	\$ 419,617.50
Pine Mountain Coal Company, Inc.; Frostburg, MD	\$ 430,254.00
Excavating Associates, Inc.; Ellerslie, MD	\$ 472,000.00

MBE/VSBE Participation: 0% / 0%

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

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on the DGS website and eMaryland Marketplace Advantage on May 26, 2023. Three bids were received and opened on July 25, 2023. First Fruits Excavating, Inc. has been found responsible and its bid responsive. The bid pricing has been confirmed.



**DEPARTMENT OF GENERAL SERVICES
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17-C. CONSTRUCTION CONTRACT (cont'd)

Agency Remarks (cont'd):

The treatment cells will be revamped by adding new limestone and piping to improve the effectiveness of the system in treating the existing acid mine drainage (AMD). Work includes removing existing compost, metal precipitate, unusable limestone, and burying it in excavated pits. All existing valves and water level control structures will be abandoned and replaced with a drain for flushing and water level regulation.

No MBE or VSBE participation was established due to the limited number of subcontractors in the service area.

Fund Source: 100% Federal Funds

Approp. Code: U00A06

Resident Business: No

MD Tax Clearance: 23-3218-0111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

18-C-MOD. CONSTRUCTION MODIFICATION
Department of General Services

Contract ID: Repair Underground Heating / Cooling Leak at Tawes Complex; BA-689-230-003
ADPICS: CTR-012079-4

Contract Approved: Delegated Authority - DGS, 11/08/2022

Contract Description: Repair one underground water leak in a heating/cooling pipe at the Tawes Complex in Annapolis.

Modification Description: Repair two new underground heating pipe water leaks that formed at a new location within the Tawes Garden area.

Award: Bob Andrews Construction, Inc.; Middle River, MD (SBE)

Original Contract Term: 60 Calendar Days

Modification Term: No additional time required.

Original Contract Amount: \$ 79,900.00

Modification Amount: \$ 71,012.83

Prior Options/Mods: \$118,391.83 (*Multiple Change Orders Under Delegated Authority*)

Total Contract Amount: \$269,304.66

Percent +/- (This Item): 88.88%

Total Percent Change: 237.05%

Original Procurement Method: Small Procurement (*SBR - Designated*)



**DEPARTMENT OF GENERAL SERVICES
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18-C-MOD. CONSTRUCTION MODIFICATION (cont'd)

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%

Performance Security: No

Requesting Agency Remarks: Additional repairs are necessary because new leaks formed at a new location during the repairs of the initial leaks.

No MBE participation was included as this was a small procurement through the Small Business Reserve program.

Fund Source: 100% General Funds

Approp. Code: H00 24 77051 01 1498

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

APPROVED

DISAPPROVED

WITH DISCUSSION

THIS ITEM WAS:

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

19-C-MOD. CONSTRUCTION MODIFICATION
Department of General Services

Contract ID: Cooling Towers at Baltimore City Community College; CC-623-981-901
ADPICS No.: CTR012962

Contract Approved: DGS 27-C, 05/17/2023

Contract Description: Replace cooling towers and install Building Automation System (BAS) to increase efficiency of the system and improve occupant comfort.

Modification Description: Correct the fund sources on the original item and request approval to use a new fund source that was not listed. On the original item, the amount listed for MCCBL 2022 Item 156, \$1,506,163.75 was incorrect. The correct amount is \$848,777.90. MCCBL 2023 Item 121 was not identified on the original BPW item and this action requests approval to use that fund source in the amount of \$657,385.85.

Award: J.F. Fischer, Inc.; Baltimore, MD

Original Contract Term: 180 Calendar Days

Modification Term: No additional time is required.

Original Contract Amount: \$ 2,381,300

Modification Amount: \$ 0

Prior Options/Mods: N/A

Total Contract Amount: \$ 2,381,300

Percent +/- (This Item): 0%

Total Percent Change: 0%

Original Procurement Method: Competitive Sealed Bidding



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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19-C-MOD. CONSTRUCTION MODIFICATION (cont'd)

MBE/VSBE Participation: 15% / 5%

MBE/VSBE Compliance: 0% / 0%

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

Requesting Agency Remarks: The project is currently under construction. The contractor is in the process of removing the second cooling tower along with the lower roof membrane and the structural posts to support the cooling tower.

The project has just begun and no MBE or VSBE contractors have been utilized yet. The contractor is committed to fulfilling the MBE and VSBE requirements prior to the end of construction.

Fund Source: \$875,136.25 MCCBL 2012 *Provide funds to renovate and equip. the Administration Wing of the Main Building.* Item 018

\$848,777.90 MCCBL 2022 *Provide funds to design, construct, and equip various infrastructure, building system and site improvements.* Item 156

\$657,385.85 MCCBL 2023 *Provide funds to design, construct, and equip various infrastructure, building system and site improvements.* Item 121

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023

REVISED



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

20-C. CONSTRUCTION CONTRACT

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

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

Procurement Method: Task Order under Master Contract

1.0 Master Contract: HVAC/Boiler & Related Services

Contract No.: DGS-19-301-IQC

Approved: DGS 1-C, 06/17/2020

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

**As of publication, the remaining balance of this master contract is \$18,500,000.*

1.1 Using Agency: Public Television; TV-671-230-002

Description: Install new HVAC equipment sized to accommodate 125% of the current load and that will be able to cool the space more easily and efficiently while using less power **at the Maryland Public Television (MPT) headquarters in Owings Mills**. The new system will include new controls which will allow greater control of the equipment allowing equipment to operate more efficiently. There will also be a framework installed to accommodate future building automation system (BAS) use. The new rooftop unit for the control room is sized to handle the current load and will include a reheat to help with dehumidification of the space. The new controls will also allow for a greater ability to monitor and control temperatures in the control room. The current system cannot handle the load for the control room and is constantly running.

Award: Power and Combustion, Inc.; Baltimore, MD

Number of Qualified

Master Contractors: 10

Number of Bids: 4

Bids:

<i>Bidders</i>	<i>Amounts</i>
Power and Combustion, Inc; Baltimore, MD	\$ 368,900
Patapsco Mechanical LLC; Hanover, MD	\$ 370,000
Denver-Elek, Inc.; Essex, MD	\$ 391,256
Flo-Tron, Inc.; Cockeysville, MD	\$ 435,000



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023



*Contact: Nneka Willis-Gray 410-767-7675
 nneka.willisgray@maryland.gov*

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

Contract ID: Residential Child Care Services; SSA/RCCDD-24-007
 ADPICS No.: N00B4600140

Contract Description: Continuation of services for one youth currently with the provider.

Award: Charity Hearts, Incorporated; Baltimore, MD

Contract Term: 01/01/2024 - 06/30/2025

Amount: \$634,378

Procurement Method: Sole Source (Continuity of Care)

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Hiring Agreement Eligible: Yes

Incumbents: Same

Requesting Agency Remarks: The youth was originally placed via DGS 28-S 12/15/2021. Due to the continuing unique needs of the youth, it was determined by Baltimore County Department of Social Services that Charity Hearts Healthcare, Incorporated continues to be the most appropriate placement for the youth. They are a Developmental Disabilities Provider that provides 24-hour community residential living in Baltimore County. The youth is currently stable and when clinically appropriate the youth will be stepped down to a less restrictive placement.



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

Agency Remarks (cont'd):

This Provider can clinically address the specialized needs of the youth. They are licensed and physically monitored by the Office of Health Care Quality (OHCQ). Additionally, The Provider's performance and compliance is also statutorily prescribed by State agencies.

No MBE or VSBE participation goals were established for this contract since the specialized core services (psychiatric services/evaluations, case management, therapy, recreational therapeutic programs, educational services etc.) are available within the facility and require specialized training, certification, and clearances.

The proposed price for this contract is fair and reasonable because the price is set by Maryland State Department of Health, Developmental Disabilities Administration, using the same established methodology in price setting for all In-State providers.

Fund Source: 100% General Funds

Approp. Code: N00G0001

Resident Business: Yes

MD Tax Clearance: 23-3523-0100

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

**22-S. SERVICES CONTRACT
 *Maryland Transportation Authority***

Contract ID: Third-Party Environmental Compliance Audits; *SV-00210819*
ADPICS No.: J01B4600015

Contract Description: Environmental compliance audits in support of the Environmental Management System.

Award: The Semcas Group, LLC; Baltimore, MD (MBE) (SBE)

Contract Term: 01/04/2024*-12/31/26 (w/one 3-year renewal option)
(*Or earlier upon BPW approval)

Amount: \$204,525.00 (Base Term)
\$209,580.75 (Renewal Option #1)
\$414,105.75

Procurement Method: Competitive Sealed Bidding (*SBR-Designated*)

Bids:

<i>Bidders</i>	<i>Amounts</i>
The Semcas Group, LLC; Baltimore, MD	\$414,105.75
Stratified, Inc.; Washington, DC	\$416,790.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 100% (Awardee is an MBE) / 0%

Performance Security: No

Hiring Agreement Eligible: Yes

Incumbent: Same



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

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage on April 13, 2023. Copies of the solicitation were sent directly to six firms. The solicitation was also sent to three MBE and VSBE firms and the Governor's Office of Small, Minority & Women Business Affairs. Three bids were received and opened on May 15, 2023. One bid was rejected for failing to provide references to display experience performing environmental audits as a prime vendor. The Semcas Group, LLC has been found responsible and its bid responsive. The bid pricing has been confirmed.

This contract includes conducting three annual audits evaluating up to three media areas/topics. Examples of media areas/topics are drinking water, hazardous waste, underground storage tanks, and air emissions, etc.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on the contract as provided in Board Advisory 1995-1.

Fund Source: 100% Special Funds (Toll Revenue)

Approp. Code: J00.J00.41

Resident Business: Yes

MD Tax Clearance: 23-3604-0000

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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December 13, 2023**



*Contact: John Lloyd 410-230-8886
john.lloyd@maryland.gov*

**23-S. SERVICES CONTRACT
Maryland Lottery and Gaming Control Agency, Product Development Division**

Contract ID: CASH POP Licensing; 2023-09
ADPICS No.: E75B4600006

Contract Description: CASH POP lottery terminal games. CASH POP allows players to win various cash prizes based on their selections and the winning numbers for each drawing.

Award: IGT Global Solutions Corporation; Greenwich, RI

Contract Term: 04/01/2024 - 03/31/2034

Amount: \$25,392,780

Procurement Method: Sole Source

Living Wage Eligible: No

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: N/A

Requesting Agency Remarks: The Lottery Terminal game CASH POP, its marks and logos are owned by the IGT Global Solutions Corporations (IGT) and may only be used with its permission. IGT is the only source which the MLGCA can obtain the Lottery Terminal Game and the required authorization for the use. The game will be added to the current portfolio of lottery games. The game and style of play are licensed property of IGT.

The net license fee estimate is 2.668% of sales from CASH POP generated over the life of the contract. This amount is estimated because the license fee is tiered, based on cumulative sales generated each quarter, with a discount built-in for year one. The fee will be assessed and billed quarterly.



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

Agency Remarks (cont'd):

The license fee included in the contract has been negotiated and is less than other states. The rate will become the standard fee for all other U.S. lotteries that are not IGT-lottery central system customers. The license fee of 2.668% for the CASH POP game was determined to be fair and reasonable.

No MBE or VSBE participation was included because there are no subcontracting opportunities available.

Fund Source: 100% Special Funds (Lottery Proceeds)

Approp. Code: E75D0001

Resident Business: No

MD Tax Clearance: 23-3997-111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
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*Contact: Nneka Willis Gray 410-767-7675
nneka.willisgray@maryland.gov*

24-S-OPT. SERVICES OPTION
***Department of Human Services,
Baltimore City Department of Social Services Child Welfare***

Contract ID: One-on-One Support Services; BCDSS/CWS-21-076-A4, BCDSS/CWS-21-078-A4, BCDSS/CWS-21-080-A3, BCDSS/CWS-21-081-A3
ADPICS No.: *See Attachment 1*

Contract Approved: DGS 31-S, 07/07/2021

Contract Description: Four contracts to provide One-on-One Support Services for children placed in Out-of-home care. These services are temporary supplemental services to provide individual supervision and support for children/youth to ensure their safety and well-being and of others in a placement setting.

Option Description: Exercise the six-month renewal option, DGS 46-S-MOD, 06/07/2023.

Awards: *See Attachment 1*

Original Contract Term: 07/01/2020 - 06/30/2022 (w/one 1-year renewal option)

Option Term: 01/01/2024 - 06/30/2024

Original Contract Amount: \$14,038,205

Option Amount: \$4,998,225 *See Attachment 1*

Prior Options/Mods: \$9,592,115 *See Attachment 1*

Total Contract Amount: \$28,628,545 *See Attachment 1*

Percent +/- (This Item): 35.60%

Total Percent Change: 103.93%

Original Procurement Method: Sole Source

Living Wage Eligible: Yes



**DEPARTMENT OF GENERAL SERVICES
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24-S-OPT. SERVICES OPTION (cont'd)

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%

Performance Security: No

Requesting Agency Remarks: The Baltimore City Department of Social Services uses One-on-One Support Services when a child in foster care requires a higher level of supervision and other services are not available.

One-on-One Support Services are temporary supplemental services to provide individual supervision and support for children and youth to ensure their safety and well-being and the safety and wellbeing of others in the placement setting. In addition to providing supplemental supervision and support, One-On-One Services may include crisis de-escalation and/or engaging youth in safe, purposeful, and age-appropriate educational, artistic, athletic, recreational or vocational activities, when a youth's emotional or behavioral needs prevent them from doing so alone.

This renewal option will ensure the maintenance of critical One-on-One Support services while providing the time required for the Baltimore City Department of Social Services to competitively procure these services. Baltimore City Department of Social Services is working with DHS and expects that the new Request for Proposal (RFP) will be released shortly once the internal State agency review process is complete.

MBE and VSBE participation was not established for this contract because there are no subcontracting opportunities available.

Fund Source: 100% General Funds

Approp. Code: N00G0001

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

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DEPARTMENT OF GENERAL SERVICES
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24-S-OPT. SERVICES OPTION (cont'd)

Attachment 1

Awards	Amounts
Better You Better Me LLC Baltimore, MD BCDSS/CWS-21-076-A4 ADPICS NO. C0K30256	\$2,140,215 (Base) \$1,077,300 (Renewal Option #1 07/01/2022 - 06/30/2023 DGS 15-S-OPT, 6/22/2022) \$1,516,590 (Mod. #1., Added funding due to increase in referrals, DGS 33-S-MOD, 03/15/2023) \$2,000,000 (Mod. #2 Extension 07/01/2023 - 12/31/2023 and added a six month renewal option. DGS 46-S-MOD, 06/07/2023) \$4,593,890 Total (Prior Options/Mod) <u>\$2,000,000</u> (6-month option) \$8,734,105 Total
The T.I.M.E. Organization, Inc. Windsor Mill, MD BCDSS/CWS-21-077	\$6,600,610 (Base) This Contract was not renewed.
R. Willie Group, LLC (SBR) Randallstown, MD BCDSS/CWS-21-078-A4 ADPICS NO. N00B4600159	\$2,000,000 (Base) \$0 (Mod. #1, Extension 07/01/2022 - 06/30/2023 Delegated Authority -DHS 06/23/2022) \$2,000,000 (Mod. #2, Added funding due to increase in referrals, DGS 37-S-MOD, 12/07/2022) \$2,000,000 (Mod.#3, Extension 07/01/2023 - 12/31/2023 and added a six month renewal option. DGS 46-S-MOD, 06/07/2023) \$4,000,000 Total (Prior Options/Mod) <u>\$2,000,000</u> (6-month option) \$8,000,000 Total



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

Attachment 1 (cont'd)

Awards	Amounts
Diamonds on the Rise, Inc. Baltimore, MD BCDSS/CWS-21-076-A3 ADPICS N0. N00B4600158	\$2,000,000 (Base) \$0 (Mod #1, Extension 07/01/2022 - 06/30/2023 Authority -DHS 06/23/2022) \$500,000 (Mod. #2, Extension 07/01/2023 - 12/31/2023 and added a six month renewal option. DGS 46-S-MOD, 06/07/2023) \$500,000 Total (Prior Options/Mod) <u>\$500,000</u> (6-month option) \$3,000,000 Total
Thoughtful Minds and Creating Solutions Owings Mills, MD BCDSS/CWS-21-081-A3 ADPICS N0. N00B4600153	\$1,297,380 (Base) \$0 (Mod. #1, Extension 07/01/2022 - 06/30/2023. Delegated Authority -DHS 06/23/2022) \$498,225 (Mod. #2, Extension 07/01/2023 - 12/31/2023 and added a six month renewal option. DGS 46-S-MOD, 06/07/2023) \$498,225 Total (Prior Options/Mod) <u>\$498,225</u> (6-month option) \$2,293,830 Total



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Christina Kuminski 410-767-4787
christina.kuminski@maryland.gov*

25-S-MOD. SERVICES MODIFICATION

Department of Budget and Management, Employee Benefits Division

Contract ID: Group Term Life and Accidental Death and Dismemberment (AD&D)

Insurances; F10B8400043

ADPICS No.: COK28997

Contract Approved: DBM 11-S, 08/01/2018

Contract Description: Provide contributory Group Term Life (Life) insurance services for active employees, high risk active State employees, Satellite Account Employees, satellite account retirees, retired State employees, Direct Pay Enrollees (excluding COBRA enrollees), and their eligible Dependents; and contributory Accidental Death and Dismemberment (AD&D) Insurance services for active employees, Direct Pay Enrollees, and Satellite Account Employees.

Modification Description: Add funds for Group Term Life Insurance and AD&D insurance and extend the contract to allow time to complete the new procurement.

Award: Metropolitan Life Insurance Company (MetLife); New York, NY

Original Contract Term: 01/01/2019 - 12/31/2023

Modification Term: 01/01/2024 - 12/31/2024

Original Contract Amount: \$108,659,445 Est. (Life)
\$ 9,403,158 Est. (AD&D)
\$118,062,603 Cumulative Est. Grand Total (5 Years)

Modification Amount: \$ 28,973,272 Est. (Life)
\$ 2,060,339 Est. (AD&D)
\$ 31,033,611 (1 Year Extension)

Prior Options/Mods: N/A

Total Contract Amount: \$149,096,214

Percent +/- (This Item): 26.29%

Total Percent Change: 26.29%



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

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 1% / 0.5%

MBE/VSBE Compliance: 0.122% / 0.134%

Performance Security: No

Requesting Agency Remarks: The Department of Budget and Management, Office of Personnel Services & Benefits (DBM- OPSB), administers a comprehensive benefits program for State employees, retirees, and eligible dependents. The program includes a mixture of self-insured and fully-insured medical, dental, and prescription drug plans, and healthcare and dependent daycare flexible spending account benefits. The State subsidizes the premiums for certain plans, but the members pay the entire premium for other plans. The State's total benefit expenditures for CY2022 were approximately \$2.3 billion.

MetLife has not met the MBE and VSBE participation in 2020, 2021, and 2022 due to COVID restrictions on in-person gatherings for onsite benefits fairs. MetLife has committed to working with the Employee Benefits Division team on ad-hoc projects and ensured that they will meet or exceed the MBE and VSBE utilization participation for 2024. They are on track due to Fall 2023 onsite benefits fairs and ad-hoc projects to meet their MBE and VSBE compliance percentages. Also, MetLife is working with the Employee Benefits Division team on an ad-hoc project to ensure they meet the MBE and VSBE services utilization participation in 2024. They have contacted agencies that do not host onsite benefit fairs during the Open Enrollment period and offered to provide additional printed marketing materials and giveaways and have received orders from over 60 agencies.

Fund Source: 100% Reimbursable (Employee Contributions)

Appropriation Code: F10A02

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



Contact: Christina Kuminski 410-767-4787
christina.kuminski@maryland.gov

26-S-MOD SERVICES MODIFICATION
***Department of Budget and Management,
Office of Personnel Services and Benefits***

Contract ID: Pharmacy Benefits Plan Management Services and Purchasing Pool Management;
COK30746

ADPICS No.: ~~CTR011841~~
COK30746

See next page for
Record Correction
Letter dated 1/8/24

Contract Approved: DBM 2-S, 04/26/2017

Contract Description: Provide pharmacy benefits management and prescription drug coverage for State of Maryland employees, retirees, satellite organization employees, direct pay enrollees, and their respective eligible dependents. The plan is self-funded by the State and is a group health plan administered as part of the State Employee and Retiree Health and Benefits Program. The Contract includes management of the Maryland Rx Program, a purchasing pool for pharmacy benefits for State Employee and Retiree Health and Welfare Benefits Program, eligible local government entities, and qualifying not-for-profit organizations in Maryland.

Modification Description: Amend the VSBE subcontractor participation plan. Reduce rebate guarantees for certain commercial drug categories in response to lower drug costs for an overall decrease to contract costs. Add a drug savings review program for Functional Area 1.

Award: Caremark PCS Health, LLC; Northbrook, IL

Original Contract Term: 01/01/2018 - 12/31/2020 (w/two 2-year renewal options)

Modification Term: 01/01/2024 - 12/31/2024

Original Amount: \$1,102,686,976

Modification Amount: -\$3,894,744

Prior Modifications/Mods: \$0 (Mod #1: Administrative update for payment processing; Delegated Authority - DBM, 02/13/2018)
\$0 (Mod #2: Revised reporting requirement response time and added MBE subcontractor: Delegated Authority - DBM 6/25/2018)
\$204,619,773 (Mod #3: Added one year to Functional Area 2, the Employer Group Waiver Plan: DBM 9-S-MOD, 09/04/2019)



Maryland

DEPARTMENT OF GENERAL SERVICES

Wes Moore, Governor · Aruna Miller Lt. Governor · Atif Chaudhry, Secretary

January 8, 2024

John Gontrum, Esq.

Secretary to the Board of Public Works

Louis L. Goldstein Treasury Building, Room 117

Annapolis, Maryland 21401-1991

Accepted 1/10/2024- JTG

Digitally signed by John
Gontrum
Date: 2024.01.10 09:47:23
-05'00'

SUBJECT: Record Correction – December 13, 2023 Board of Public Works Action Agenda

Dear Secretary Gontrum:

This is to advise you of the following changes to the Board of Public Works Action Agenda Item previously approved by the Board of Public Works.

BPW – December 13, 2023 26-S-MOD

Amend the VSBE subcontractor participation plan. Reduce rebate guarantees for certain commercial drug categories in response to lower drug costs for an overall decrease to contract costs. Add a drug savings review program for Functional Area 1.

Page OSP 38

FROM: **ADPICS No.: CTR011841**

TO: **ADPICS No.: COK30746**

Reason: Clerical Error.

Sincerely,

Yasin Mohammed

Director, Procurement Operations Bureau

DGS, Office of State Procurement



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023



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

\$4,185,000 (Mod #4: Added diabetes care program: DGS 29-SMOD, 01/08/2020)

-\$971,000 (Mod #5: Reduce pricing in response to annual market check contract provision: DGS 29-S-MOD, 01/02/2020)

\$506,705,991 (Renewal #1: 01/01/2021 - 12/31/2022 DGS 13-SOPT, 06/03/2020)

\$0 (Mod #6: Added the Vaccine Program: Delegated Authority - DBM, 09/28/2020)

\$0 (Mod #7: Revised end date of Functional Area 2: DGS 28-SMOD, 11/18/2020)

\$314,385,812 (Mod #8: Addition of Funds to Functional Area 1: DGS 28-S-MOD, 11/18/2020)

\$178,544,114 (Mod #9: Reduce pricing and add funds to include extending Transform Diabetes care and extending Functional Area 2: DGS 22-S-MOD, 06/22/2022)

\$1,584,540,205 (Mod #10 and Renewal #2: 01/01/2023 - 12/31/2024, add additional funds to Functional Area 1, and extend Functional Area 2 DGS 34-S-OPT/MOD, 12/07/2022)

\$0 (Mod #11 Make clear the prior intention of DBM and the contractor to fully execute and correct certain clerical errors in prior modifications. DGS 49-SMOD, 6/7/2023)

Total Contract Amount: \$ 3,890,802,127

Percent +/- (This Item): - 0.35%

Total Percent Change: 252.85%

Original Procurement Method: Competitive Sealed Proposals

Living Wage Eligible: Yes

MBE/VSBE Participation: 5% / 1%

MBE/VSBE Compliance: 2.413% / 0.041%



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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December 13, 2023**



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

Requesting Agency Remarks: The modification enables the contractor to implement changes to its Veteran Owned Small Business Enterprise participation agreement, replacing the existing contractor that no longer wishes to participate with another subcontractor to meet the VSBE participation. Due to the COVID-19 state of emergency and the State suspending State Employee Benefit/Enrollment Fairs that the MBE subcontractors supported, there has been reduced MBE subcontractor activity starting in Calendar Year 2020 through present. However, Caremark PCS Health, LLC will have met the MBE participation goal by the end of the current open enrollment period.

This modification also adjusts the contract to allow the implementation of a drug review savings (DSR) plan at the cost of \$.30 per plan member or \$595,000 annually in Functional Area 1. The drug review savings plan implements clinical standards to identify member interventions leading to improved drug therapies. Caremark PCS Health, LLC guarantees that gross client savings realized from the DSR program over the first Clinical Program Year shall be 200% of the program fees and is projected to be \$3,650,000. Functional Area 2 of the contract already includes a drug savings review plan.

The guaranteed rebates for Functional Area 1 non-specialty drugs under the contract are also adjusted in response to lower pricing on some drugs such as insulin in the commercial market, following federally negotiated lower pricing on those drugs in the non-commercial market for Medicaid Part D recipients. Although guaranteed rebates under the plan will decrease by \$6,521,986, spending on drugs will also decrease due to the lower drug costs. The lower drug costs will result in an overall plan savings of an estimated \$244,774 compared to current utilization and rebates.

Fund Source: 100% Reimbursable (Employee Premiums)

Approp. Code: F10A0245

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Christina Kuminski 410-767-4787
christina.kuminski@maryland.gov*

27-S-MOD. SERVICES MODIFICATION

***Department of Budget and Management, Office of Personnel Services and
Benefits, Employee Benefits Division***

Contract ID: Flexible Spending Accounts for Maryland State Employees, *F10B6400004*
ADPICS No.: COK29545

Contract Approved: DBM 1-S, 07/06/2016

Contract Description: Third Party Administrative (TPA) Services for Flexible Spending Accounts (FSA) for healthcare and dependent daycare programs for Maryland State employees and COBRA participants. FSA provides employees with pre-tax dollars to cover healthcare expenses not covered by insurance and dependent daycare expenses.

Modification Description: Extend the contract and increase fundings to allow procurement resources to fulfill the requirements of SPP §§2-502.1 and 2-502.2, which mandates the use of a novel procurement method to obtain the new Pharmacy Benefits Manager.

Award: P&A Administrative Services, Inc.; Buffalo, NY

Original Contract Term: 01/01/2017 - 12/31/2017 (w/four 1-year renewal options)

Modification Term: 01/01/2024 - 12/31/2024

Original Contract Amount: \$411,179.00

Modification Amount: \$494,629.46

Prior Options/Mods: \$ 0 (Mod #1: Revised SOC 2 Type 2 Audit report requirements: Delegated Authority - DBM, 12/16/2016)
\$ 0 (Mod #2: Increase maximum annual limit on healthcare flexible spending account from \$2,550 to \$2,600 Delegated Authority -DBM 12/21/2016)
\$411,179 (Renewal Option #1: 01/01/2018 - 12/31/2018 DBM 3-S-OPT, 12/6/2017)
\$411,179 (Renewal Option #2: 01/01/2019 - 12/31/2019 DBM 4-S-OPT, 11/14/2018)
\$411,179 (Renewal Option #3: 01/01/2020 - 12/31/2020 DBM 6-S-OPT, 09/04/2019)
\$411,179 (Renewal Option #4: 01/01/2021 - 12/31/2021 DGS 12-S-OPT, 06/03/2020)



DEPARTMENT OF GENERAL SERVICES
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27-S-MOD. SERVICES MODIFICATION (cont'd)

Prior Options/Mods (cont'd):

\$695,234.12 (Mod #3: Extension 01/01/2022 - 12/31/2022 DGS 16-S-MOD, 03/24/2021)
 \$0 (Mod #4: Add additional MBE subcontractor. Delegated Authority - DBM, 05/27/2022)
 \$551,884 (Mod #5: Extension 01/01/2023 - 12/31/2023 and increase funding. DGS 36-S-MOD, 12/07/2022)

Total Contract Amount: \$3,797,642.58

Percent +/- (This Item): 120.30%

Total Percent Change: 823.60%

Original Procurement Method: Competitive Sealed Proposals

Living Wage Eligible: Yes

MBE/VSBE Participation: 15% / 1% (Administrative Fees)

MBE/VSBE Compliance: 6.640% / 0.291%

Requesting Agency Remarks: The Department's procurement priority remains the timely completion of legislatively mandated contract awards to fulfill the requirements of SPP §§2-502.1 and 2-502.2, which mandates the use of a novel procurement method to obtain the new Pharmacy Benefits Manager. The statute required two procurements. The law placed an administrative burden on DBM and DGS so significant, with such strict timeframes, that every other procurement action undertaken by DBM has been impacted. All available resources are committed to that effort, which has necessitated this modification to extend the current FSA contract.

The contractor provides account management services, HIPAA privacy and security, participant communications, website and online access for participants, and customer service. The contract includes reimbursement for allowable FSA healthcare expenses via a debit card. The debit card reimbursement feature permits participants in the FSA healthcare account to have certain allowable expenses automatically debited at the point of sale from their account.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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December 13, 2023**



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

Agency Remarks (cont'd):

The State is satisfied with the services provided by the contractor, and due to IRS-modified rules in 2020 and 2021 due to the COVID-19 pandemic, the current Administrator is best suited to support State participants. It is in the best interest of the State to modify the contract. The base contract was only for one year because it was unknown if FSA plans would continue pending health care reform Excise Tax originally slated to begin in 2018.

The Department continues to work with the contractor to make a good-faith effort to meet the MBE participation and VSBE participation. Corrective action plans were developed to ensure the contractor continues working with its subcontractors and adds resources as necessary.

Fund Source: 100% Reimbursable (Non-Budgeted Health Care Account)

Approp. Code: Various

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Christina Kuminski 410-767-4787
christina.kuminski@maryland.gov*

28-S-MOD. SERVICES MODIFICATION
*Department of Budget and Management,
Office of Personnel Services and Benefits*

Contract ID: Audit Services for State Employee and Retiree Health and Welfare Benefits Program; F10B6400003, F10B7400032, F10B7400033, F10B7400034
ADPICS No.: COK30709, COK30810, COK30811, COK30813

Contract Approved: DBM 2-S, 09/07/2016

Contract Description: Complete annual audits of the claims adjudication and payment functions, clinical functions and administrative performance of four plan service categories, noted below, in the State Employee and Retiree Health and Welfare Benefits Program (the Program).

Modification Description: Extend the contract term to allow for the completion of the new procurement.

Awards: Categories 1 and 3:
Myers and Stauffer, LC; Baltimore, MD

Categories 2 and 4:
WithumSmith+Brown, PC (formerly TMDG, LLC)
Baltimore, MD

Original Contract Term: 01/01/2017 - 12/31/2021

Modification Term: 01/01/2024 - 12/31/2024

Original Contract Amount: \$3,439,568

Modification Amount: \$428,000.00 (Category 1)
\$ 64,000.00 (Category 2)
\$ 85,550.25 (Category 3)
\$ 37,000.00 (Category 4)
\$614,550.25 Total (1 Year)

Prior Options/Mods: \$614,550.25 (Mod. #1: Extension 01/01/2022 - 12/31/2022, DGS 18-S-MOD, 03/24/2021)
\$614,550.25 (Mod. #2: Extension 01/01/2023 - 12/31/2023, DGS 29-S-MOD, 10/26/2022)



**DEPARTMENT OF GENERAL SERVICES
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28-S-MOD. SERVICES MODIFICATION (cont'd)

Total Contract Amount: \$5,283,218.75

Percent +/- (This Item): 17.87%

Total Percent Change: 53.60%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation:	Category 1 - Medical Plans	20% / 0.5%
	Category 2 - Dental Plans	15% / 0.5%
	Category 3 - Prescription Drug Benefits Plan	13% / 0.5%
	Category 4 - Flexible Spending Accounts:	15% / 0.5%

MBE/VSBE Compliance:	Category 1 - Medical Plans	18.962% / 0.225%
	Category 2 - Dental Plans	21.792% / 1.723%
	Category 3 - Prescription Drug Benefits Plan	87.477% / 0.401%
	Category 4 - Flexible Spending Accounts:	14.534% / 1.772%

Requesting Agency Remarks: The Maryland State Employees and Retirees Benefits Program is responsible for administering health care and other related benefits programs for State employees and retirees, satellite agencies, Consolidated Omnibus Budget Reconciliation Act (COBRA) continuation of coverage participants, and contractual employees. Included are plans for Medical, Dental, Prescription Drugs, and Flexible Spending Accounts. Standardized deductible and copay arrangements are in effect for these plans.

The Department's procurement priority remains the timely completion of legislatively mandated contract awards to fulfill the requirements of Maryland Code, State Personnel and Pensions, §2-502.2. All available Department resources are committed to that effort, which has necessitated this modification to extend our current contract.

This contract provides for audit services of the State's Employee and Retiree Health Benefits Program from a clinical, administrative, and operational perspective. Audits are performed in each of the four program Service Categories. Each Third-Party Administrator (TPA) is subject to one yearly audit.



**DEPARTMENT OF GENERAL SERVICES
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28-S-MOD. SERVICES MODIFICATION (cont'd)

Agency Remarks (cont'd):

The purpose of the audit is to:

- Ensure that the State receives the benefit of the contractual pricing arrangements with all TPA contractors;
- Ensure TPA contractor accountability for compliance with contractual requirements, including performance guarantees;
- Verify appropriate administrative procedures and control measures are in place;
- Confirm the accuracy of benefit payments to providers;
- Improve the quality of service through the review of clinical processes; and,
- Ensure that State funds in connection with the program are allocated correctly.

The MBE participation established by each Service Category were based upon the limited subcontracting opportunities available. The Department continues to work with the contractors to make a good-faith effort to meet the MBE participation and VSBE participation. Corrective action plans were developed to ensure the contractors continue to work with their respective subcontractors and add resources as necessary.

Fund Source: 100% Reimbursable (DBM Non-Budgeted Funds)

Approp. Code: F10A0404

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Frederick Kelley 410-260-8672
frederick.kelley@maryland.gov*

29-S-MOD. SERVICES MODIFICATION
***Department of Natural Resources,
Resource Assessment Service/Power Plant Assessment Division***

Contract ID: Technical Assistance in Economic Studies: K00B0600043
ADPICS No.: COK30512

Contract Approved: DGS 15-S, 12/04/2019

Contract Description: Provide technical assistance in the area of economic studies as it relates to the siting, licensing, and transmission lines within or affecting Maryland.

Modification Description: Add funding to the final year of the contract to provide socioeconomic technical expertise in conducting licensing reviews of new energy generation and transmission line projects mandated by Natural Resources Code §3-302 through §3-307. The additional funds will also allow the Power Plant Assessment Division (PPAD) to complete an economic study required by the Clean Energy Jobs Act (CEJA) of 2019 to assess the costs and benefits of meeting both a 100% Renewable Portfolio Standard and a 100% Clean Energy Standard by 2040. Also extend the term to allow time to complete the new procurement.

Award: Exeter Associates, Inc.; Columbia, MD (SBE)

Original Contract Term: 01/01/2020 - 06/30/2024

Modification Term: 07/01/2024 - 12/31/2024

Original Contract Amount: \$4,000,000

Modification Amount: \$1,100,000

Prior Mods: \$50,000 (Mod. #1: Increased funding due to additional mandates Delegated Authority - DNR, 11/06/2023)

Total Contract Amount: \$5,150,000



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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29-S-MOD. SERVICES MODIFICATION (cont'd)

Percent +/- (This Item): 27.50%

Total Percent Change: 28.75%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 15% / 1%

MBE/VSBE Compliance: 13.467% / 1.170%

Performance Security: No

Requesting Agency Remarks: The program has experienced accelerated spending under the current contract primarily due to the added task of completing an economic study required by the Clean Energy Jobs Act (CEJA) of 2019 for an assessment of the cost and benefits of meeting both a 100% Renewable Portfolio Standard and a 100% Clean Energy Standard by 2040. SB516, Section 7-714, 2019, tasks the Power Plant Research Program (PPRP) to perform several comprehensive studies regarding renewable energy standards, with the last study due January 1, 2024. The costs for this study have escalated, resulting in significant additional costs. This study has been more time-intensive than expected and required hiring a subcontractor to complete modeling the various alternatives for achieving the standards.

To build a power plant or transmission line greater than 69kVs in Maryland, a Certificate of Public Convenience and Necessity (CPCN) must be obtained from the Public Service Commission (PSC). As part of this licensing process, applicants must address a full range of environmental, engineering, socioeconomic, planning, and cost issues. The Power Plant Siting Act of 1971, augmented by the Electrical Utility Industry Restructuring Act of 1999, provides a consolidated State review of CPCN applications in Maryland. The Power Plant Assessment Division (PPAD) and the program that it administers, the PPRP, are responsible for managing an objective and comprehensive review and bringing to the PSC a consolidated set of licensing recommendations based on sound science. This is the only process within the State regulatory framework that allows a comprehensive review of all electric power issues, intending to balance the tradeoffs required to provide needed electrical power at a reasonable cost while protecting the State's valuable natural resources.



**DEPARTMENT OF GENERAL SERVICES
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29-S-MOD. SERVICES MODIFICATION (cont'd)

Agency Remarks (cont'd):

The majority of PPRP projects are performed by contracted scientists and engineers working on task-based assignments under long-term contracts with PPRP. PPRP has a small number of highly qualified State staff who are expected to utilize these contracts for a wide variety of expert technical assistance. This organization model has been successfully applied for over 30 years and provides the required flexibility and technical expertise the State needs to respond to diverse and evolving power plant-related issues.

The Economic Studies Integrator provides technical expertise in the siting, licensing, and operation of electric power plants and ancillary facilities, including solid waste disposal and transmission lines within or affecting Maryland; to update the Long-term Electricity Report for Maryland; and provides technical assistance in the area of energy economics for PPRP, including preparing reports on an as-needed basis. The future procurement plan for this contract is to conduct a five-year contract term through public solicitation. This extension is needed to ensure continuity of services while the solicitation process is being completed.

PPRD expects Exeter Associates, Inc. to continue MBE participation at the 20.5% rate as established in its MBE Corrective Action plan for the continuation of the fourth year of the contract. The contractor has exceeded the VSBE but fallen short of the overall MBE Goal of 15%. It should be noted that MBE participation has increased substantially over the term of the contract, totaling 17.7% in 2022 and 20.5% to date in 2023. PPAD expects this trend to continue for the remaining term of the contract and forecasts the MBE goal will be met in the end.

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

Approp. Code: K00.A12.05

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Brenda Lee 410-767-2345
brenda.lee@maryland.gov*

**30-S-MOD. SERVICES MODIFICATION
*Department of Commerce***

Contract ID: Management Services for Maryland Small Business Development Financing Authority Fund; COK30838
ADPICS No.: COK30838

Contract Approved: §5-511 of the Economic Development Article Annotated Code of Maryland.

Contract Description: Management services for the Maryland Small Business Development Financing Authority Fund (MSBDFA) Pursuant to §5-511 of the Economic Development Article Annotated Code of Maryland.

Modification Description: Add funding and extend the contract to allow for a protest hearing on the replacement contract at the Maryland State Board of Contract Appeals.

Award: Meridian Management Group; Baltimore, MD (MBE) (SBE)

Original Contract Term: 09/21/2017 - 12/31/2023

Modification Term: 12/14/2023 - 03/31/2024

Original Amount: \$6,571,695.00

Modification Amount: \$ 512,799.75

Prior Options/Mods: \$3,802,663.00

Total Contract Amount: \$10,887,157.75

Percent +/- (This Item): 7.80%

Total Percent Change: 65.67%

Original Procurement Method: Sole Source

Living Wage Eligible: Yes



**DEPARTMENT OF GENERAL SERVICES
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30-S-MOD. SERVICES MODIFICATION (cont'd)

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 100% / 0% (Awardee is an MBE)

Performance Security: No

Hiring Agreement Eligible: N/A

Requesting Agency Remarks: The Maryland General Assembly created the Management services for the Maryland Small Business Development Financing Authority Fund (MSBDFA) program in 1978. MSBDFA promotes the viability and expansion of all small businesses in Maryland with a focus on businesses owned by economically and socially disadvantaged entrepreneurs. Meridian Management Group is the management services vendor to administer the MSBDFA program on behalf of Commerce. There is no original BPW approval for this contract as it was a legislatively required contract until this legislation was repealed in the 2022 legislative session.

The current MSBDFA Contract with Meridian Management Group expires December 31, 2023. The MSBDFA RFP was issued on April 4, 2023. On June 7, 2023, three proposals were received. One proposal was determined to be not reasonably susceptible of being selected for award because their technical proposal did not meet the evaluation criteria. The offeror submitted a protest which Commerce denied. The offeror filed an appeal with the Maryland Board of Contract Appeals. This extension is necessary to allow time for the Maryland Board of Contract Appeals to review and render a decision concerning the Protest. The hearing is scheduled for December 13, 2023.

The inability of qualified socially and economically disadvantaged entrepreneurs to access the MSBDFA program on even a temporary basis would pose a major setback to those striving to recover from the pandemic. MSBDFA is the recipient program of \$45 million in federal funds through the SSBCI program. Under the federal grant, the state is contractually obligated to disburse these funds within certain timeframes or risk the loss/reversion of these funds.

There is no MBE or VSBE participation on this contract. This program started in 1978 by the Maryland General Assembly and was governed by legislation and the incumbent is a certified MBE.



**DEPARTMENT OF GENERAL SERVICES
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30-S-MOD. SERVICES MODIFICATION (cont'd)

Fund Source: 100% Special Funds
(Maryland Small Business Development Financing Authority)

Approp. Code: T00F0003

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: George Beneman 410-581-4282
gbeneman@mpt.org*

**31-IT. INFORMATION TECHNOLOGY
*Maryland Public Television***

Contract ID: Master Control Operations; R15B4600022
ADPICS No.: R15B4600022

Contract Description: Master Control Operations for an outsourced central-casting environment for three program streams, including monitoring transmitters, and transmission functions.

Award: Media Management LLC; Dacono, CO

Contract Term: 12/14/2023 - 12/13/2028 (w/two 1-year renewal options)

Amount: \$ 922,652.88 (Base term)
\$ 193,840.32 (Renewal Option #1)
\$ 208,500.41 (Renewal Option #2)
\$1,324,993.61 Total

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: MPT researched and found only two vendors capable of providing daily distribution of the channels. After consulting with the vendor, MPT found that transitioning to their system will require an enormous amount of dedicated time from multiple departments, such as Pledge Producers, Underwriting, Creative Services, IT, Traffic, and Engineering, all in an extremely short period of time. A transition from the current Master Control system will require MPT to procure new equipment, software, and the associated cost for software support. Also MPT would lose control of distribution decisions and capabilities.

MPT has paid the same monthly rate of \$15,000 to Media Management LLC for the past eight years, with no cost increases. The relationship with Media Management LLC has been a cost-savings to the State and MPT. They have provided the State and MPT with quality service and support for the distribution of programming. No MBE/VSBE participation was included due to a lack of subcontracting opportunities.



**DEPARTMENT OF GENERAL SERVICES
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31-IT. INFORMATION TECHNOLOGY (cont'd)

Fund Source: 100% General Funds

Approp. Code: R15P002

Resident Business: No

MD Tax Clearance: 23-3705-0110

BOARD OF PUBLIC WORKS ACTION

APPROVED

DISAPPROVED

WITH DISCUSSION

THIS ITEM WAS:

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Patti Tracey 410-260-7220
ptracey@marylandtaxes.gov*

**32-IT. INFORMATION TECHNOLOGY CONTRACT
 *Comptroller of Maryland***

Contract ID: Proprietary Mainframe Software Support; E00B3600048
ADPICS No.: E00B3600048

Contract Description: Mainframe technical support identified as IBM Service Extension for zOS Software Defect Support.

Award: IBM Corporation; Baltimore, MD

Contract Term: 01/01/2024 - 12/31/2024

Amount: \$183,896.77

Procurement Method: Sole Source (*Proprietary*)

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: The Annapolis Data Center staff utilize the machine support services to keep the mainframe in, or restore it to, conformance with official IBM published specifications. IBM is the developer of the software and retains the proprietary and copyright privileges associated with the software. IBM is the only vendor that can provide the requested technical software support services.

Pricing for this IBM Service Extension for zOS Software Defect Support is not available on a GSA schedule for comparison. The current inflation rate is 3.70% and the quote of \$183,896.77, an increase of \$32.77 over last year, or 0.02% and has been determined to be fair and reasonable.

No MBE or VSBE goals were set for this contract as the software is proprietary and technical support is available only from the entity holding proprietary and copyright privileges.



**DEPARTMENT OF GENERAL SERVICES
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32-IT. INFORMATION TECHNOLOGY (cont'd)

Fund Source: 100% Reimbursable (ADC Agencies)

Approp. Code: E00A1001

Resident Business: Yes

MD Tax Clearance: 23-4221-1111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Patti Tracey 410-260-7220
ptracey@marylandtaxes.gov*

**33-IT. INFORMATION TECHNOLOGY
 *Comptroller of Maryland***

Contract ID: Legacy System Support; E00B4600002
ADPICS No.: E00B4600002

Contract Description: Technical support for legacy systems and the new tax system under development.

Award: Gantech, Inc.; Columbia, MD

See next page for Record
Correction Letter dated 12/19/23

Contract Term: 01/07/2024 - 01/06/2027 (w/two 1-year renewal options)

Amount:	\$19,074,468.60	Base:	\$11,399,236.20
		Option 1: 1/7/27 - 1/6/28	\$ 3,837,616.00
Procurement Method:	Sole Source	Option 2: 1/7/28 - 1/6/29	<u>\$ 3,837,616.00</u>
		TOTAL:	\$19,074,468.20

Living Wage Eligible: Yes

MBE/VSBE Participation: 25% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: In 2018, Comptroller conducted an RFP which resulted in a contract award to Gantech, Inc. Since January 2019, they have provided technical support in several key staff areas, Mainframe Cobol programmers, Mainframe DB2 system programmers, and System engineers. These resources augment the mainframe programming team either by working on the legacy systems or providing support to the new Compass tax system project directly. It takes several years to become an expert in the legacy systems and Gantech, Inc.'s staff have gained this expert knowledge. It is critical to retain the contractor's staff.

December 19, 2023

Accepted 12/21/2023- JTG

**John
Gontrum**Digitally signed by
John Gontrum
Date: 2023.12.21
09:39:23 -05'00'

John Gontrum, Esquire, Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 117
Annapolis, Maryland 21401

Dear Mr. Gontrum:

This is to advise you of the following change to the Board of Public Works Action Agenda Item previously approved by the Board of Public Works.

BPW – December 13, 2023

DGS Agenda, Item 33-IT
Legacy System Support; E00B4600002
Award: Gantech, Inc.

FROM: Term: 1/7/2024 – 1/6/2027 Amount: \$19,074,468.60

TO: Term: 1/7/2024 – 1/6/2027 (w/two 1-year renewal options)
Amount: Base: \$11,399,236.20
Option 1: 1/7/27-1/6/28 \$ 3,837,616.00
Option 2: 1/7/28-1/6/29 \$ 3,837,616.00
Total: \$19,074,468.20

REASON: Clerical Error.

Best Regards,

Patti Tracey
Chief Procurement Officer

Patti Tracey

Digitally signed by Patti Tracey
Date: 2023.12.19 14:30:25 -05'00'



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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33-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

The current applications on the Mainframe supported by the Comptroller will be migrated in the next three to five years. It is anticipated the agency will no longer require this skill set after this time.

The pricing was found to be fair and reasonable based on the estimated cost of \$20,649,110. This amount was determined by taking the labor rates for the last year of the current contract and applying a 2% rate escalation for each anticipated contract year. This rate was based on the original contract which included a 2% escalation each year for the first four years of the five year contract and no rate escalation for the last year of the contract. The first year of the price estimate applied a 4% escalation as the agency anticipated the vendor would apply 4% as a reasonable escalation to year one of a new contract. These rates were then applied to the current level of staffing in each of the five labor categories. Pricing for these services is not on a GSA schedule for a meaningful comparison. Gantech, Inc.'s price of \$19,074,468 is 7.63% lower than the internal price estimate.

VSBE participation was not established because there are no VSBE subcontractors.

Fund Source: 49.7% Special Funds (New Integrated Tax System, COMPASS MITDP)
 31.3% General Funds
 19.0% Reimbursable (MITDPF)

Approp. Code: E00A1001, E00A1002, E00A0402

Resident Business: Yes

MD Tax Clearance: 23-4203-1111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Patti Tracey 410-260-7220
ptracey@marylandtaxes.gov*

**34-IT. INFORMATION TECHNOLOGY
 *Comptroller of Maryland***

Contract ID: Mainframe Software Licenses and Support; *E00B4600008*
ADPICS No.: E00B4600008

Contract Description: Software licenses and technical support for proprietary mainframe software.

Award: CA, Inc.; San Jose, CA

Contract Term: 12/31/2023 - 12/30/2026

Amount: \$9,402,649.26

Procurement Method: Sole Source

Living Wage Eligible: No

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: The software is critical to the development, implementation, and execution of the mainframe applications of over 70 Maryland agencies using the Annapolis Data Center (ADC). Without this contract the ADC cannot maintain critical applications, systems, and operational functions that are the backbone of the data center. Applications supported by this software include the Financial Management Information System (FMIS), the State of Maryland Master Tax System (SMART), the state payroll system, and many other applications.



**DEPARTMENT OF GENERAL SERVICES
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34-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

CA, Inc. (CA) owns and licenses the proprietary mainframe and distributed software products. While the products and technical support/maintenance may be purchased from authorized resellers, new releases and enhancements for the products are developed exclusively by the contractor. Only the contractor has access to the source code of these proprietary products. Resellers do not have access to the source code.

The pricing provided by CA, Inc. was found to be fair and reasonable based on GSA pricing of \$37,494,657 total price and \$12,498,219 annual price.

No MBE or VSBE goals were set for this contract as the software is proprietary and technical support is available only from the entity holding proprietary and copyright privileges.

Fund Source: 100% Reimbursable (ADC Agencies)

Approp. Code: E00A1001

Resident Business: No

MD Tax Clearance: 23-3965-1111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Derek Rost 410-260-7396
derek.rost@maryland.gov*

**35-IT. INFORMATION TECHNOLOGY
*Department of Budget and Management***

Contract ID: Enterprise Budget System Budget System Maintenance; *F10B4600016*
ADPICS No.: F10B4600016

Contract Description: Operation and maintenance of the Enterprise Budget System (BARS) software used by agency budget officers to manage the operating budget statewide.

Award: Performa Software USA, Inc; Rockville, MD

Contract Term: 12/14/2023 - 09/30/2026

Amount: \$ 7,559,720.00 NTE

Procurement Method: Sole Source (*Proprietary Continuity of Service*)

Living Wage Eligible: Yes

Performance Security: No

MBE/VSBE Participation: 0% / 0%

Incumbents: Same

Requesting Agency Remarks: The Enterprise Budget System (BARS) application uses a COTS package that was developed by Performa Software USA, Inc. and is not widely used, only in Tennessee and Virginia. The contractor's team is the only one that has the experience to support it in a fiscally and technically efficient manner.

Performa Software USA, Inc. is the only company that can expand the operating budget system to the capital budget functionality without incurring the cost and complexity of operating two distinct systems and support teams.

The contract pricing from 2018 was compared with the price of the current amount. The base price for 2018 was \$8,496,911.03, and the current proposal price is \$7,559,720. This represents a decrease of approximately 11.03%. The price has been determined to be fair and reasonable.

No MBE or VSBE participation was established as there were no subcontracting opportunities.



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35-IT. INFORMATION TECHNOLOGY (cont'd)

Fund Source: 100% Reimbursable (Using Agencies)

Approp. Code: F10A05.01

Resident Business: No

MD Tax Clearance: 23-3821-0101

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023

REVISED



*Contact: Joseph Sedtal 443-469-5864
joseph.sedtal@maryland.gov*

36-IT. INFORMATION TECHNOLOGY
Department of Public Safety and Correctional Services

Contract ID: Offender Case Management System (OCMS) Maintenance and Technical Support Services; Q00B4600053
ADPICS No.: Q00B4600053

Contract Description: Maintenance and technical support of the Offender Case Management System (OCMS). OCMS is a mission-critical resource that provides the Department, law enforcement, and criminal justice constituents with a single point of access to timely, accurate, integrated data pertaining to the lifecycle of an individual convicted of a felony from arrest, booking, pre-trial investigations, court proceedings, sentencing and incarceration through release.

Award: Mi-Case PA, Inc.; Malvern, PA

Contract Term: 01/01/2024 - 12/31/2031

Amount: \$ 21,450,346

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: Mi-Case is the sole owner of the proprietary Offender Case Management Software (OCMS) and created and designed OCMS for the specific and tailored needs of DPSCS. There is no other available source for the maintenance of the software.

The proposed price was determined to be fair and reasonable based on the previous contract. There is an 11.4% average price increase from the previous contract for maintenance base support costs. In addition to maintenance support, Mi-Case is providing new features and updates to OCMS. These new features include a mobile application to allow unlimited users to utilize OCMS services in real-time on their phones; support services to maintain the DPP Qlik dashboard; migrating the OCMS application from the DPSCS Data Center to the Amazon Web Services (AWS) cloud service; and AWS cloud service hosting fees.



**DEPARTMENT OF GENERAL SERVICES
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REVISED

36-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

Due to both the proprietary nature of the software and the extensive customization required to create OCMS, there is no comparable product with which it can be reasonably compared for functional compatibility or cost. Based on the original time frame for the procurement process, the customization, testing, implementation and achieving full operational status, approximately five to six years would be required to replace it. The combined expense of simultaneously managing the procurement process and maintaining the operation of OCMS would not be cost effective for the Department or the State.

MBE and VSBE participation was not established for this contract because there are no subcontracting opportunities because OCMS is proprietary.

Fund Source: 100% General Funds

Approp. Code: Q00A0102

Resident Business: No

MD Tax Clearance: 23-4180-1011

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Krishnanda Tallur 410-767-0123
krishnanda.tallur@maryland.gov*

**37-IT. INFORMATION TECHNOLOGY
*Department of Education, Office of Audits***

Contract ID: Audit Information Management System; FY23-OAS-007
ADPICS No.: R00B4600048

Contract Description: Information management tool that can facilitate a team to automate and perform advanced analytics with data visualization that will integrate with audit management software.

Award: Serigor Inc.; Baltimore, MD (MBE) (SBE)

Contract Term: 12/14/2023 - 12/14/2026 (w/two 1-year renewal options)

Amount: \$ 265,366 NTE (Base Term)
\$ 84,648 NTE (Renewal Option #1)
\$ 88,035 NTE (Renewal Option #2)
\$ 438,049 NTE Total

Procurement Method: Competitive Sealed Proposals (*SBR - Designated*)

Proposals:

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
Serigor Inc.; Baltimore, MD	1	\$438,049.00 (2)	1
Vertosoft LLC.; Leesburg VA	2	\$294,026.61 (1)	2

**Technical factors were weighted greater than financial factors.*

MBE/VSBE Participation: 100% (Awardee is an MBE) / 0%

Performance Security: No

Incumbent: N/A



**DEPARTMENT OF GENERAL SERVICES
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37-IT. INFORMATION TECHNOLOGY (cont'd)

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on eMaryland Marketplace Advantage (eMMA) on February 10, 2023 and one potential vendor was directly solicited. Three proposals were received and two were deemed reasonably susceptible of being selected for award. A third proposal was received but deemed not reasonably susceptible of being selected for award because it did not meet the SBE criteria. The recommended offeror Serigor Inc. provided a clear and detailed technical proposal which far outweighed the price difference between them and the lowest priced offeror and was determined to be the most advantageous to the State.

The audit software tool and functionality will be centralized to support audit risk assessments, planning, testing, and reporting requirements for audit supervisors and auditors to view the overall audit timeline, and budgetary status tracking resources. The audit team will progress through the audit workflow establishing plans from fieldwork to execution and follow-up audits. The audit software system will integrate with Gmail through these core processes, so communications may be initiated and received via the audit management software tool, allowing sustainable functionality for the audit team. Pre-configured audit planning documents shall be a part of the workpapers cross-referencing an electronically stored cabinet, where whitepapers and other time sensitive documents may be consulted when conducting internal audits.

No MBE or VSBE participation was established because this is a single element of work.

Fund Source: 100% General Funds

Approp. Code: A0101

Resident Business: Yes

MD Tax Clearance: 23-2943-0111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023



Contact: Krishnanda Tallur 410-767-0123
krishnanda.tallur@maryland.gov

38-IT. INFORMATION TECHNOLOGY
Department of Education, Office of Deputy of Operations

Contract ID: Enterprise Document Management Systems; *FY23-ODO-001*
ADPICS No.: R00B4600052

Contract Description: Paperless enterprise document management system. The increased functionalities will create an impactful and innovative technological environment increasing efficiencies and productivity across essential departments.

Award: Global Solutions Group, Inc.; Oak Park, MI (SBE)

Contract Term: 12/14/2023 - 12/14/2026 (w/two 1-year renewal options)

Amount: \$186,350 NTE (Base Term)
\$ 56,610 NTE (Renewal Option #1)
\$ 56,610 NTE (Renewal Option #2)
\$299,570 NTE Total

Procurement Method: Competitive Sealed Proposals

Proposals:

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
Global Solutions Group, Inc.; Oak Park, MI	1	\$ 299,570.00 (2)	1
Oakland Consulting; Lanham, MD	2	\$ 371,477.86 (3)	2
Exequit, LLC; Lanham, MD	3	\$ 150,299.50 (1)	3
Glitra, Inc.; New Hyde Park, NY	4	\$4,622,483.77 (4)	4

**Technical factors were weighted greater than financial factors.*

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: N/A



**DEPARTMENT OF GENERAL SERVICES
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38-IT. INFORMATION TECHNOLOGY (cont'd)

Requesting Agency Remarks: A notice of the availability of the Request for Proposals (RFP) was advertised on eMaryland Marketplace Advantage (eMMA) on May 3, 2023. A total of 33 potential contractors were solicited. Four proposals were received and all were deemed reasonably susceptible of being selected for award. The recommended offeror Global Solutions Group, Inc. provided a clear and detailed technical proposal highlighting an experienced team with strong integration in Microsoft, and detailed accessibility to guidelines ensuring all security and audit requirements are met, which far outweighed the price difference between them and the lowest priced offeror and was determined to be the most advantageous to the State.

The Office of the Deputy of Operations provides operational-level administrative support and it currently uses multiple types of systems across inter-departments to manage documentation. After the pandemic work environments, documentation has been electronic. It has been determined that to be effective and efficient, the Department needs to move toward electronic management for collection, storage, management, and publication of documents. This will increase efficiency, productivity, and visibility of documents to improve overall document management. Improvement will decrease the carbon footprint by reducing the usage of paper, establishing a comprehensive electronic filing system, enabling metadata to enhance search efficacy, streamlining and automating workflows, installing and populating document management systems interdepartmentally, and allowing real-time visibility for document status and workday functionality.

No MBE or VSBE participation was established due to the single element of work.

Fund Source: 100% General Funds

Approp. Code: A0106

Resident Business: No

MD Tax Clearance: 23-3347-0101

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Bonita Rose 410-238-5844
bonitam.rose@maryland.gov*

**39-IT. INFORMATION TECHNOLOGY
*State Police, Aviation Command***

Contract ID: Wireless Intercom Extension System; *CTR015655*
ADPICS No.: W00R4600012; W00P4601269

Contract Description: Purchase Polycom Next Generation (PNG) Wireless Intercom Extension Systems used to enhance wireless communications in the AW139 Helicopters.

Award: Axnes Inc.; Colorado Springs, CO

Contract Term: 12/20/2023 - 06/30/2024

Amount: \$303,555.40

Procurement Method: Sole Source

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: N/A

Requesting Agency Remarks: The Maryland State Police Aviation Command (MSPAC) has a fleet of ten AW139 Helicopters. This procurement is a replacement for the existing aircraft wireless communication system equipment which has become obsolete and non-functional. It also replaces a temporary wireless intercom system that was purchased as a stopgap measure several years ago but is no longer supported by the manufacturer. The component parts, including the proprietary software incorporated into the system, are designed, built and controlled by Axnes Inc. and are not available from any other source. Polycom Next Generation (PNG) intercom is the only intercom on the market that can fully interface with the existing audio control panels to allow crewmembers to transmit on two different bands of the tactical radio system. Also the system has a proprietary noise canceling system and dynamic voice activation (VOX) that increases communications clarity in high noise conditions around the aircraft. This feature is not available on any other system on the market.



**DEPARTMENT OF GENERAL SERVICES
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39-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

The price is considered fair and reasonable based on a historical price analysis. In 2023 awarded contracts ranged from an estimate of \$35,089.00 - \$35,730.60 per kit. MSPAC's estimate per kit cost is \$30,355.54.

No MBE or VSBE participation was established for this contract because there are no subcontracting opportunities.

Fund Source: 100% General Funds

Approp. Code: PCA: 41601, AOBJ: 0712

Resident Business: No

MD Tax Clearance: 23-4293-0000

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Bonita Rose 410-238-5844
bonitam.rose@maryland.gov*

**40-IT. INFORMATION TECHNOLOGY
*State Police, Aviation Command***

Contract ID: Upgrade Helicopter Radios; BPM038365
ADPICS No.: W00P4601310

Contract Description: Purchase Canyon RT7000RMR Aircraft Radios to upgrade the AW139 Helicopters.

Award: Chelton Avionics, Inc dba Canyon AeroConnect, Prescott, AZ

Contract Term: Anticipated delivery date 12/31/2024

Amount: \$2,499,778

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Chelton Avionics, Inc dba Canyon Aeroconnect; Prescott, AZ	\$2,499,778
EDMO Distributors, Inc; Spokane Valley, WA	\$2,570,284

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: N/A

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage (eMMA) on July 17, 2023. Two bids were received and opened on August 14, 2023. Chelton Avionics, Inc dba Canyon AeroConnect been found responsible and its bid responsive. The bid pricing has been confirmed.

The Maryland State Police Aviation Command (MSPAC) has a fleet of ten AW139 Helicopters. This contract is to upgrade the existing radios which have become obsolete. The current radios are unable to communicate with the vast majority of our law enforcement and Fire/Rescue partners. The legacy system cannot function properly on the MDFirst system, hindering current and future operations.

No MBE or VSBE participation was established due to a lack of subcontracting opportunities.



**DEPARTMENT OF GENERAL SERVICES
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40-IT. INFORMATION TECHNOLOGY (cont'd)

Fund Source: 100% General Funds

Approp. Code: PCA: 41601, AOBJ: 1019

Resident Business: No

MD Tax Clearance: 23-3325-0111

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Leslie Buchman 410-767-2130
leslie.buchman@maryland.gov*

41-IT-OPT. INFORMATION TECHNOLOGY OPTION

*Department of Budget and Management,
Contract Administration Division, Office of Personnel Services and Benefits*

Contract ID: Statewide Personnel System Software as a Service Human Capital Management Solution; 060B3490012
ADPICS No.: /COK25222

Contract Approved: DoIT 7-IT, 12/18/2013

Contract Description: Integrated Statewide Personnel System using a multi-tenant, cloud, subscription-based human capital management software-as-a-service (SaaS) solution.

Option Description: Exercise the final renewal option.

Award: Oakland Consulting Group, Inc.; Lanham, MD (SBE)

Original Contract Term: 12/18/2013 - 12/17/2018 (w/two 5-year renewal options)

Option Term: 12/18/2023 - 12/17/2028

Original Contract Amount: \$43,891,000

Option Amount: \$31,222,000

Prior Options/Mods: \$29,455,000 (Renewal Option #1 12/18/2018 - 12/17/2023
DoIT 2-IT-OPT, 10/17/2018)

Total Contract Amount: \$104,568,000

Percent +/- (This Item): 67.11%

Total Percent Change: 138.24%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 100% / 0% (Awardee is a certified MBE)



**DEPARTMENT OF GENERAL SERVICES
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41-IT-OPT. INFORMATION TECHNOLOGY OPTION (cont'd)

Performance Security: No

Requesting Agency Remarks: The integrated Statewide Personnel Management System (SPMS) (Workday) is a multitenant, cloud, subscription-based human capital management SaaS that the State is using to replace multiple existing systems: the current Statewide Personnel Management System, the Benefits Application System, various timekeeping systems, and numerous peripheral systems. SPMS is an integrated system processing HR/Compensation/Time Tracking/Absence/Benefits transactions online. Data is available in real-time for reporting purposes as soon as transaction processing is completed. Through the system, State employees directly access their own information using Internet or mobile applications. The system supports 50,000 + employees who use HR/Compensation/Time Tracking/Absence/Benefits and 50,000 + retirees and approximately 65,000 employees at the Universities, MDOT, the Judiciary, and the General Assembly.

No MBE or VSBE participation was established because there are no subcontracting opportunities available. When the original contract was awarded in 2013 and in 2018 when the renewal option was exercised, Oakland Consulting, Inc. was a certified MBE. They graduated from the program during the option period and are no longer a certified MBE.

Fund Source: 100% Reimbursable (Using Agencies)

Approp. Code: F50B0406

Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



*Contact: Yasin Mohammed 410-767-6586
yasin.mohammed@maryland.gov*

42-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION
Department of Information Technology

Contract ID: Consulting and Technical Services Plus (CATS+); 060B2490023
ADPICS No.: 060B0610032, 060B3600001

Contract Approved: DoIT 3-IT, 04/03/2013

Contractors: Capital Axis Solutions, LLC.; Gaithersburg, MD (MBE) (SBE)
EastBanc Technologies, LLC; Washington DC
Emagine IT, Inc.; Fairfax, VA
MTX Group, Inc.; Albany, NY
Obose Tech, LLC.; Greenbelt, MD
Stellar IT Solutions, Inc.; Rockville, MD (MBE) (SBE)
TCecure, LLC.; Baltimore, MD (MBE) (SBE)

Contract Description: Multiple-award, indefinite quantity, task order based Master Contract to provide Statewide Information Technology technical and consulting services in 17 functional areas.

Modification Description: Add seven master contractors to the approved list of service providers.

Original Contract Term: 04/22/2013 - 04/21/2028

Modification Term: 01/04/2024* - 04/21/2028 (*Or earlier upon BPW approval)

Original Contract Amount: \$ 150,000,000

Modification Amount: \$0

Prior Options/Mods: \$ 60,000,000 (Mod. #1 Increase contract authority; DoIT 7-IT-MOD, 08/17/2016)
\$240,000,000 (Mod. #2 Increase contract authority and add 141 master contractors; DoIT 1-IT-MOD, 01/25/2017)
\$300,000,000 (Mod. #3 Increase contract authority and add 28 master contractors; DOIT 4-IT-MOD, 03/20/2019)
\$500,000,000 (Mod #4 Increase contract authority and add 28 master contractors; DGS 36-IT-MOD, 02/19/2020)



**DEPARTMENT OF GENERAL SERVICES
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42-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

Prior Options/Mods (cont'd):

\$465,000,000 (Mod #5 Increase contract authority; add 7 master contractors; and add one functional area to 1 master contractor, DGS-44-IT-MOD, 01/26/2022)

\$500,000,000 (Mod #6 Increase contract authority; add 11 master contractors; and add additional functional areas to 4 existing master contractors, DGS-36-IT-MOD, 04/05/2023)

Total Contract Amount: \$2,215,000,000

Percent +/- (This Item): 0%

Total Percent Change: 1,376.67%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 20% / 0%

MBE/VSBE Compliance: MBE/VSBE compliance set at task order level

Performance Security: No

Requesting Agency Remarks: The CATS+ master contract is now open and continuous for adding new master contractors. This Master Contract comprises the following functional areas:

- (1) Enterprise Service Provider
- (2) Web and Internet Services
- (3) Electronic Document Management
- (4) Geographical Information Systems
- (5) Software Engineering
- (6) Systems/Facilities Management and Maintenance
- (7) Information System Security
- (8) Application Service Provider
- (9) IT and Telecommunications Financial and Auditing Consulting Services
- (10) IT Management Consulting Services
- (11) Business Process Consulting Services
- (12) Tower Site Preparation



**DEPARTMENT OF GENERAL SERVICES
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42-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

Agency Remarks (cont'd):

- (13) Tower Installation
- (14) Tower Equipment Installation and Services
- (15) Electronic Benefits Transfer
- (16) Media and Training Center Support
- (17) Documentation/Technical Writing

Although DoIT reported on the original CATS+ BPW agenda item (DOIT 3-IT, 04/03/2013) that it had set a 20% MBE participation goal for CATS+ it noted, "This MBE participation goal is only an overall goal for this contract. Each agency will be evaluating each individual TORP or RFR to maximize opportunities for MBE participation." Some task orders, depending on the subcontracting opportunities available, had an MBE goal greater than 20%, some less, and some that had no goal at all. Given that agencies set the MBE participation at the task order level, it is difficult to impossible to calculate an accurate or meaningful MBE participation statistic. In March 2023, the Office of State Procurement (OSP) surveyed all CATS+ using agencies and determined that 51% of task orders that had an MBE goal assigned, met or exceeded the goal, 23% did not meet the goal, 20% are still in progress of meeting the goal as the contract is still active, and 48% of all task orders had no MBE goal assigned. However, 63% of the CATS+ task orders with no MBE goal were awarded to MBE prime contractors. OSP is actively devising a method of capturing MBE participation at the master level. This will look at potentially using eMMA or requiring manual, periodic agency reporting to capture the data.

Fund Source: Determined by Task Order

Approp. Code: Determined by Task Order

Resident Business: 5 of 7
 Capital Axis Solutions, LLC.; Gaithersburg, MD
 Emagine IT, Inc.; Burtonsville, MD
 Obose Tech, LLC.; Greenbelt, MD
 Stellar IT Solutions, Inc.; Rockville, MD
 TCecure, LLC.; Baltimore, MD



**DEPARTMENT OF GENERAL SERVICES
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42-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION (cont'd)

MD Tax Clearance:

- 23-2900-0101 - Capital Axis Solutions, LLC.
- 23-4046-0101 - EastBanc Technologies, LLC
- 23-0112-1111 - Emagine IT, Inc.
- 23-3709-0111 - MTX Group, Inc.
- 23-4015-1000 - Obose Tech, LLC
- 23-4005-0111 - Stellar IT Solutions, Inc.
- 23-4016-0111 - TCecure, LLC

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

***Approved 2-0; Comptroller recused herself.**



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Yasin Mohammed 410-260-7552
yasin.mohammed@maryland.gov*

43-IT. INFORMATION TECHNOLOGY

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

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

Procurement Method: Task Order/Purchase Order under Master Contract

1.0 Master Contract: *Agile Team Resources; F50B2600034
(Secondary Master from CATS+ 060B2490023)*
Approved: DGS 39-IT 1.0 and 1.1; 02/16/2022
Term: 02/17/2022 - 02/16/2025 (w/two 1-year renewal options)
***As of publication, the remaining balance of this master contract is \$221,864,393.*

1.1 Using Agency: State Police
Description: Five resources to support Electronic Services Division (ESD),
which is responsible for the installation and support of systems such as In-Car
Computers, In-Car Cameras, and Body Worn Cameras; *F50B0600045-22/F50B2600034*
Awards: Innosoft Corporation; Windsor Mill, MD
DMI; McLean, VA
OST Global, Inc.; McLean, VA
Turning Point Global Solutions LLC; Rockville, MD
**Number of Qualified
TO Contractors:** 10
Number of Bids: 9
Bids:

Systems Administrator

<i>Offeror</i>	<i>Technical Ranking</i>	<i>Financial Offers (Ranking)</i>	<i>Overall Ranking</i>
Turning Point Global Solutions LLC; Rockville, MD	1	\$845,140 (1)	1

**Technical factors were weighted greater than financial.*



**DEPARTMENT OF GENERAL SERVICES
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43-IT. INFORMATION TECHNOLOGY (cont'd)

1.0 Agile Team Resources (cont'd)

Network Administrator

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
OST Global Inc.; McLean VA	1	\$495,360 (1)	1
Gantech; Columbia, MD	2	\$860,000 (3)	2
Infojini; Columbia, MD	3	\$722,760 (2)	3
Gantech; Columbia, MD	4	\$860,000 (3)	4

**Technical factors were weighted greater than financial.*

Computer System Security Specialist

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
DMI; Mclean, VA	1	\$786,260 (2)	1
Infojini; Columbia, MD	2	\$722,760 (1)	2

**Technical factors were weighted greater than financial.*

Computer System Analyst (Jr.)

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
Innosoft Corporation; Windsor Mill , MD	1	\$658,000 (6)	1
OST Global Inc.; McLean VA	2	\$633,420 (5)	2
DMI; Mclean, VA	3	\$564,940 (3)	3
Infojini; Columbia, MD	4	\$527,860 (1)	4
Innosoft Corporation; Windsor Mill , MD	5	\$658,000 (6)	5
Elegant Enterprise Wide Solutions; Chantilly, VA	6	\$596,000 (4)	6
Turning Point Global Solutions LLC; Rockville, MD	7	\$547,200 (2)	7

**Technical factors were weighted greater than financial.*



DEPARTMENT OF GENERAL SERVICES
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43-IT. INFORMATION TECHNOLOGY (cont'd)

1.0 Agile Team Resources (cont'd)

Computer Specialist

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
DMI; Mclean, VA	1	\$474,400 (1)	1
Elegant Enterprise Wide Solutions; Chantilly, VA	2	\$596,000 (2)	2

**Technical factors were weighted greater than financial.*

Systems Administrator (W00P04601064)

Amount: \$ 408,680 (Base Term)
 \$ 216,160 (Renewal Option #1)
 \$ 220,300 (Renewal Option #2)
 \$ 845,140 Total NTE
Term: 12/14/2023 - 12/13/2025 (w/two 1-year renewal options)
Resident Business: Yes

Network Administrator (W00P04601065)

Amount: \$ 244,000 (Base Term)
 \$ 124,440 (Renewal Option #1)
 \$ 126,920 (Renewal Option #2)
 \$ 495,360 Total NTE
Term: 12/14/2023 - 12/13/2025 (w/two 1-year renewal options)
Resident Business: Yes

Computer System Security Specialist (W00P4601061)

Amount: \$ 381,520 (Base Term)
 \$ 199,380 (Renewal Option #1)
 \$ 205,360 (Renewal Option #2)
 \$ 786,260 Total NTE
Term: 12/14/2023 - 12/13/2025 (w/two 1-year renewal options)
Resident Business: No



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43-IT. INFORMATION TECHNOLOGY (cont'd)

1.0 *Agile Team Resources (cont'd)*

Computer System Analyst (Jr) (W00P04601063)

Amount: \$ 320,000 (Base Term)
 \$ 166,000 (Renewal Option #1)
 \$ 172,000 (Renewal Option #2)
 \$ 658,000 Total NTE
Term: 12/14/2023 - 12/13/2025 (w/two 1-year renewal options)
Resident Business: Yes

Computer Specialist (W00P4601062)

Amount: \$ 230,200 (Base Term)
 \$ 120,300 (Renewal Option #1)
 \$ 123,900 (Renewal Option #2)
 \$ 474,400 Total NTE
Term: 12/14/2023 - 12/13/2025 (w/two 1-year renewal options)
Resident Business: No
MBE/VSBE Participation: 0% / 0%
Fund Source: 100% General Funds

Agency Remarks: Nine proposals were received and two were found not reasonably susceptible of being selected for award due late submission.

The Systems Administrator was initially awarded to another contractor but the candidate declined the position. To determine fair and reasonable pricing, the labor rate for the Systems Administrator position was compared to the following contracts:

CATS+ Master Contract - based on the average proposed labor rate for a Systems Administrator for the two-year term would be \$588,440.

Network Managed Services Contract - based on the average labor rate for a Systems Administrator for the NTE for the two-year term would be \$442,480.

The price has been determined to be fair and reasonable.



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43-IT. **INFORMATION TECHNOLOGY** (cont'd)

1.0 **Agile Team Resources** (cont'd)

MBE and VSBE participation was not established because there are no subcontracting opportunities available.

The term of this task order exceeds the period of performance for the master contract by less than five months. COMAR 21.05.13.06D states “Secondary competition awards to master contractors may not exceed the period of performance of the particular master contract from which the secondary competition was solicited unless the master contract is modified to be extended for a period of time to allow for a task order to continue beyond the term of the original master contract, and that period of time is no longer than one-third of the base term of the original master contract.” This master contract was modified on 2/15/2023 to incorporate the provisions of COMAR 21.05.12.06D.

2.0	Master Contract:	Commercial Off-the-Shelf Software (COTS) 2012
		Contract No. 060B2490021
	<i>Approved:</i>	DoIT 6-IT, 09/19/2012
	<i>Term:</i>	10/01/2012 - 09/30/2027
	<i>**As of publication, the remaining balance of this master contract is \$135,214,544.</i>	

2.1	Using Agency:	Department of Human Services, Office of Technology for Human Services
	Description:	EDB Postgres database management system is the primary database for storing Maryland Health Benefit Exchange (MHBE) transactional data for both Medicaid and private health insurance consumers; <i>OTHS-MDTHK-24- 075-C; N00P4601355</i>
	Award:	Software Productivity Strategists; Rockville, MD (MBE) (SBE)
	Number of Qualified Master Contractors:	4 (Functional Area I & III)
	Number of Bids:	2
	Amount:	\$261,020



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43-IT. **INFORMATION TECHNOLOGY** (cont'd)

2.0 **Commercial Off-the-Shelf Software (COTS) 2012 (cont'd)**

Bids:

Bidders	Amounts
Software Productivity Strategists, Inc.; Rockville, MD	\$261,020
Victory Global Solutions, Inc.; Columbia, MD	\$266,864

Term: 12/30/2023 - 12/29/2024

MBE/VSBE Participation: 100% (Awardee is an MBE) / 0%

Resident Business: Yes

Fund Source: 62% Federal Funds, 38 % General Funds

3.0 **Master Contract: Desktop, Laptops and Tablets 2015**

Contract No. 060B5400007

Approved: DOIT 1-IT, 07/16/2015

Term: 07/22/2015 - 07/21/2027

****As of publication, the remaining balance of this master contract is \$47,559,062.**

3.1 **Using Agency:** Motor Vehicle Administration

Description: Purchase 200 Hewlett Packard (HP) Laptops to replace equipment currently that has reached the end of their usable life.;

J04B4600006/RITM0298256

Award: DSR, Inc.; Hanover, MD (SBE)

Number of Qualified

Master Contractors: 17

Number of Bids: 5

Bids:

Bidders	Amounts
DSR, Inc.; Hanover, MD	\$265,800
KNOT Technology Solutions; Churchton, MD	\$266,216
En-Net; Frederick, MD	\$272,064
Advanced Computer Concepts; McLean, VA	\$542,392
Applied Technology Services; Middle River, MD	\$583,600

Amount: \$265,800

Term: Anticipated delivery date - 01/24/2024

MBE/VSBE Participation: 0% / 0%



DEPARTMENT OF GENERAL SERVICES
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43-IT. **INFORMATION TECHNOLOGY** (cont'd)

3.0 *Desktop, Laptops and Tablets 2015 (cont'd)*

Resident Business: Yes
Fund Source: 100% Special Funds (Transportation Trust Funds)
Agency Remarks: No MBE or VSBE participation was established for this contract as no subcontracting opportunities are identified for Functional Area I of this master contract.

4.0 **Master Contract:** *Public Branch Exchange (PBX) IV Telecommunications Equipment and Services*

Contract No. 001B0600162

Approved: DGS 26-IT, 07/22/2020

Term: 01/01/2021 - 12/31/2030

****As of publication, the remaining balance of this master contract is \$41,469,794.**

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

Description: Telecommunications maintenance services Cisco Statewide telephone network. The statewide infrastructure is at 37 facilities across all counties. The telephone network utilizes a Cisco Call Manager System for call routing; J02P3600118.

Award: Skyline Technology Solutions, LLC; Glen Burnie, MD

Number of Qualified

Master Contractors: 7

Number of Bids: 1 (Single Bid Received)

Bid:

<i>Bidder</i>	<i>Amount</i>
Skyline Technology Solutions, LLC; Glen Burnie, MD	\$2,555,571

Amount: \$ 857,554 (Base Term)
\$ 836,462 (Renewal Option #1)
\$ 861,555 (Renewal Option #2)
\$2,555,571 Total

Term: 01/01/2024 - 12/31/2024 (w/two 1-year renewal options)

MBE/VSBE Participation: 0% / 0%

Resident Business: Yes



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43-IT. INFORMATION TECHNOLOGY (cont'd)

4.0 *Public Branch Exchange (PBX) IV Telecommunications Equipment and Services (cont'd)*

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

Agency Remarks: SHA directly solicited each master contractor in an attempt to garner competition but only one master contractor authorized to resell Cisco PBX Hardware and Services submitted a bid. The price was determined to be fair and reasonable compared to a 2021 award for the same equipment and services. The previous award was \$2,582,532 and this award is \$2,555,571 which is a savings of \$26,971.

No MBE or VSBE participation goals were established for this contract due to the single work element of work.

- 4.2 *Using Agency:*** Department of Information Technology
- Description:*** Maintenance services and support for the Public Branch Exchange (PBX) systems and Voice-over-Internet Protocol (VoIP) system offering telephone services to various State agencies; *F50B4600019*
- Award:*** NEC Corporation of America; Irving, TX
- Number of Qualified***
- Master Contractors:*** 4 (Functional Area I, II and III)
- Number of Bids:*** 1 (*Single Bid Received*)
- Amount:*** \$5,901,679.28
- Term:*** 01/01/2024 - 06/30/2027
- MBE/VSBE Participation:*** 0% / 0%
- Resident Business:*** No
- Fund Source:*** 100% Reimbursable (Using Agencies)
- Agency Remarks:*** The price has been determined to be fair and reasonable based on a comparison to the previous contract. The proposed bid of \$5,901,679.28 is 1,137,847.74 higher than the 2020 bid of \$4,763,831.54 or an increase of approximately 23%. The increase is due to additional 6-month coverage in the first year and an increase in labor rates from \$81 to \$97.50 for onsite technicians for Baltimore and Crownsville complexes, with a 5% escalation in the second and third years.



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43-IT. INFORMATION TECHNOLOGY (cont'd)

No MBE or VSBE participation was included due to the reduction in onsite PBX technician services for the locations. The contractor has voluntarily agreed to utilize MBE vendors as subcontractors for services performed in Functional Area III, Time and Material Labor, up to 15%.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Yasin Mohammed 410-767-3586
yasin.mohammed@maryland.gov*

44-M. MAINTENANCE CONTRACT
Department of General Services

Contract ID: Janitorial Services - Catonsville District Court/MS; PRJ00188
ADPICS No. CTR016016

Contract Description: Comprehensive janitorial cleaning services for Catonsville District Court/Multi-Service Center in Baltimore County.

Award: Strong Deeds, LLC; Towson, MD (VSBE)

Contract Term: 01/01/2024 - 12/31/2028

Amount: \$2,658,667.90

Procurement Method: Preference Provider (Community Service Provider)

Living Wage Eligible: Yes

MBE/VSBE Participation: NA / 100% (Awardee is a VSBE)

Performance Security: No

Hiring Agreement Eligible: No

Incumbent: National Center on Institutions and Alternatives (NCIA);
Baltimore, MD

Performance Security: No

Requesting Agency Remarks: Strong Deeds, LLC is a Community Service Provider under the Employment Works Program under COMAR 21.11.05. Pricing for this contract was approved and certified as fair market value by the Pricing and Selection Committee on October 19, 2023. Strong Deeds, LLC has confirmed the contract price and accepted the terms and conditions. Strong Deeds LLC is a certified VSBE.

Fund Source: 100% General Funds



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44-M. MAINTENANCE CONTRACT (cont'd)

<i>Approp. Code:</i>	H00 24 33461 0813 \$290,585.55
	H00 25 33461 0813 \$517,016.78
	H00 26 33461 0813 \$527,370.69
	H00 27 33461 0813 \$537,950.25
	H00 28 33461 0813 \$548,773.63
	H00 29 33461 0813 \$236,969.35

Resident Business: Yes

MD Tax Clearance: 23-4357-0101

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Yasin Mohammed 410-767-3586
yasin.mohammed@maryland.gov*

**45-M-OPT. MAINTENANCE OPTION
*Military Department***

Contract ID: Armed Uniformed Guard Contract; 001IT821161
ADPICS No.: 001B4600141

Contract Approved: DGS 34-M, 07/22/2020

Contract Description: Armed uniformed guard services at Military Department installations: The Fifth Regiment Armory in Baltimore City, Camp Fretterd Military Reservation in Baltimore County, and Havre de Grace Military Reservation in Harford County.

Option Description: Exercise the first renewal option.

Award: Trust Consulting Services, Inc.; Washington, DC
(MBE) (VSBE) (SBE)

Original Contract Term: 08/01/2020 - 07/31/2023 (w/two 1-year renewal options)

Option Term: 12/16/2023 - 07/31/2024

Original Contract Amount: \$5,165,596.80

Option Amount: \$1,721,865.60

Total Contract Amount: \$6,887,462.40

Percent +/- (This Item): 33.33%

Total Percent Change: 33.33%

Prior Mods/Options: \$ 0 (Mod. # 1 Extension, 08/01/2023 - 12/15/2023
Delegated Authority - DGS 07/28/2023)

Original Procurement Method: Competitive Sealed Bidding

MBE/VSBE Participation: 25% (Subgoal: 8% African-American) / 100%

MBE/VSBE Compliance: 12.55% / 100% (Awardee is a VSBE)



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45-M-OPT. MAINTENANCE OPTION (cont'd)

Requesting Agency Remarks: The Maryland Military Department is satisfied with the performance of the contractor in providing armed uniformed guard services.

The vendor met its VSBE participation through self-performance. In August 2022 the vendor received a notice of intent from its MBE subcontractor that it was terminating its subcontractor agreements due to their inability to perform. The prime contractor was in compliance with the MBE goal at the time of termination, and MBE compliance is currently 12.55%. The prime vendor submitted a corrective action plan to meet compliance with the MBE participation through self-performance to meet the remaining balance of the 25% MBE participation.

Fund Source: 100% General Funds

Approp. Code: D5024 3305 05 0823

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

46-GM. GENERAL MISCELLANEOUS

Recommendation: That the Board of Public Works approve the following contracts.

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

1.0 Agency: Department of General Services
Fund Source: MCCBL 2023 *Accessibility Modifications. Provide funds to design and construct architectural upgrades at State-owned facilities to improve accessibility for persons with disabilities. Item 159*

1.1 Contract ID: Central Services Building - ADA Modifications at 29 Saint Johns St., in Annapolis; *BA-681-240-001*
Description: Survey and analysis to develop an ADA code compliant barrier-free modification in the men 's and women's locker, toilet, and shower rooms. Also assess and replace the exterior access ramp and create two ADA parking spaces in the attached garage.
Procurement Method: Qualification Based Selection - *DGS-17-100-IQC*
Award: Morris & Ritchie Baltimore, MD
Amount: \$98,500
Term: 180 Calendar Days
MBE/VSBE Participation: 36% / 0%
Resident Business: Yes

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Courtney League 410-767-5516
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47-GM. GENERAL MISCELLANEOUS
Capital Projects Unencumbered Balances

:

Recommendation: The Department of General Services is requesting the transfer of unencumbered balances for funds associated with completed Capital Projects to the Construction Contingency Fund.

Original
Authorization

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2013

Chapter 424 of the Acts of 2013

Salisbury University

Delmarva Public Radio	\$	12,377.68
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Total MCCBL 2013	\$	12,377.68
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MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2015

Chapter 495 of the Acts of 2015

FROSTBURG STATE UNIVERSITY

Public Safety Facility	\$	1,788.09
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Total MCCBL 2015	\$	1,788.09
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MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2016

Chapter 027 of the Acts of 2016

MORGAN STATE UNIVERSITY

New Behavioral & Social Sciences Bldg	\$	30,319.71
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Total MCCBL 2016	\$	30,319.71
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MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2017

Chapter 022 of the Acts of 2017

SAINT MARY'S COLLEGE OF MARYLAND

SMC New Academic Bldg & Auditorium – Phase I	\$	24,235.89	\$9,832,000
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Total MCCBL 2017	\$	24,235.89
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47-GM. GENERAL MISCELLANEOUS (cont'd)

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2019

Chapter 014 of the Acts of 2019

MORGAN STATE UNIVERSITY

New Health and Human Services Building Phase I	\$	79,831.78	\$4,901,000
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Total MCCBL 2019	\$	79,831.78
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MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2020

Chapter 537 of the Acts of 2020

SAINT MARY'S COLLEGE OF MARYLAND

New Academic Bldg & Auditorium – Phase4	\$	10.01
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Total MCCBL 2020	\$	10.01
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Total transfer of spending authority to the Construction Contingency Fund \$148,553.15

Description: In accordance with provisions of the State Finance and Procurement Article, Section 8-129, Annotated Code of Maryland Board of Public Works approval is requested to transfer unencumbered balances for funds associated with completed Capital Projects.

The Department of General Services and Department of Budget and Management (Office of Capital Budgeting) have reviewed the unencumbered balances and recommend approval of the following actions:

Transfer spending authority to the Construction Contingency Fund of \$148,553.15.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

48-GM. GENERAL MISCELLANEOUS
Historic St. Mary's City Commission
Fund Transfer for State House Parking Lot From DGS to HSMCC

Recommendation: That the Board of Public Works approve a transfer of capital funds between the Department of General Services (DGS), St. Mary's College of Maryland (SMCM) and the Historic St. Mary's City Commission (HSMCC).

Description: To transfer funds in the amount of an additional \$275,000 in authorized MCCBL funds from the Deferred Maintenance Program of Historic St. Mary's City Commission to St. Mary's College of Maryland. Funding will come from MCCBL 2021 Item 559.

The additional funding is needed to cover the cost of awarding the project and includes a 10 percent contingency. This is in addition to the original transfer of \$1,500,000, bringing the total transfer amount to \$1,775,000. The funds are to be transferred from the \$2,000,000 authorized in MCCBL 2021 for HSMCC's Deferred Maintenance program.

The project scope of work is for construction of the State House Parking Lot project that has been incorporated into the Maryland Heritage Interpretive Center.

Requesting Agency Remarks: The project is within SMCM's procurement authority and SMCM's staff are capable of managing the work. DBM approves this request to transfer an additional \$275,000 from the HSMCC's MCCBL 2021 Deferred Maintenance Program. HSMCC, SMCM, and the DGS are in agreement that the existing Memorandum of Understanding is sufficient for this transfer of funds.

Fund Source: Site Improvement Program Fund MCCBL 2021 Item 559 (*Provide funds to create a deferred maintenance program*) in the amount of \$275,000.

Appropriation Code: MCCBL Chapter 63

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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Contact: Wendy Scott- Napier 410-767-4088
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49-RP. REAL PROPERTY
Department of Agriculture

File # 17-23-13 Queen Anne's County

Recommendation: Approval is requested for the Maryland Agricultural Land Preservation Foundation, Department of Agriculture to increase the total price to be paid under an option contract previously approved as an "insufficient funds offer" from \$740,455.42 to \$823,536.00 due to availability of additional funds. In accordance with Agriculture Article 2-511(e), the increased purchase price of \$823,536.00 is the lesser of (i) the Owner's asking price and (ii) the difference between the fair market value of the land and the agricultural value of the land ("the Easement value") and does not exceed 75% of the fair market value of the land.

Owner: The Florence Nash Lednum Trust Dated March 4, 2016

Property: 197.08 acres

Remarks: Reference is made to item 18-RP 08/02/2023, for the meeting of the Board of Public Works wherein approval was given to the Maryland Agricultural Land Preservation Foundation (hereinafter, "MALPF") to acquire an agricultural preservation easement on 197.08 acres of land for \$740,455.42 as an "insufficient funds offer". The Option Contract for the insufficient funds offer specifies that if additional funds become available during the due diligence period, the offer will increase to the lesser of the Owner's asking price and the Easement value, not to exceed 75% of the fair market value of the land.

Additional funds having become available, the Board of Public Works approval is requested to approve an increase in the total price to be paid under the referenced Option Contract to \$823,536.00, which is the Owner's asking price. The total price is less than the Easement value and does not exceed 75% of the fair market value of the land.

Queen Anne's County

11. F. Nash Lednum Trust	197.08 Acres	\$823,536.00	
17-23-13	Less 1 acre	\$4,200.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko (fee)	\$1,804,000	\$159,516.25	\$1,644,483.75
b. Cadell (fee)	\$1,784,000	\$159,516.25	\$1,624,483.75
Review Appraiser: Andrews			

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

**50-LT. TENANT LEASE
*Lottery and Gaming Control Agency***

Recommendation: Approve a lease renewal

Prior Board Action: DGS 25-LT-MOD, 08/21/2013

Landlord/Owner: Montgomery Park, LLC, a Maryland limited liability company, 1340
Smith Avenue, Suite 200, Baltimore, MD 21209

Property Location: 1800 Washington Boulevard, Baltimore MD 21230

Space Type: Office (65,682 sq. ft.) Warehouse (22,500 sq. ft.)

Lease Type: Renewal (Continued Use of Property)

This Term: 01/01/2024 - 12/31/2033 (w/standard 6-month holdover)

Future Option Term: 01/01/2034 - 12/31/2038

Annual Rent Office: \$1,333,344.60 ***SF Rate:*** \$20.30/sq. ft.

Annual Rent Warehouse: \$202,500.00 ***SF Rate:*** \$ 9.00/sq. ft.

Fund Source: 21% General Funds ***Appropriation Code:*** A100 1301/1398 37003
79% Special Funds (Lottery ticket sales) A100 1301/1398 D2801

Utilities/Custodial Responsibility: Tenant/Landlord

Termination for Convenience Clause: No

Procurement Method: Sole Source
See COMAR 21.05.05.02.D; DGS Space Mgmt Manual 6-605 E



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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50-LT. TENANT LEASE (cont'd)

Remarks: This space has been used since December 1, 2002 as the headquarters for the Maryland Lottery and Gaming Control Agency (MLGCA). The MLGCA oversees the Maryland State Lottery, including lottery tickets which are sold and cashed at licensed retail establishments throughout Maryland. The termination for convenience provision has been waived for this renewal term due to the \$1 million renovation budget and request by the landlord's lender.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023

REVISED



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

51-LT. TENANT LEASE
Office of the Public Defender

Recommendation: Approve new lease for the Office of the Public Defender's Mental Health Division

Landlord: GCP Dorsey 1 LLC, GCP Dorsey 2 LLC, and GCP Dorsey 3 LC
 25 S Charles St, Ste 1600, Baltimore, MD 21202

Property Location: 7030 Dorsey Rd, Hanover, MD 21076

Space Type: Office w/ client interaction (6,943 sq. ft.)

Lease Type: New Lease

Term: 03/01/2024 - 02/28/2034 (w/standard 6-month holdover)

Future Option Term: 03/01/2034 - 02/28/2039

Annual Rent: \$201,347.00 **Square Foot Rate:** \$29.00

Fund Source: 100% General Funds **Appropriation Code:** PCA 40111

Utilities/Custodial Responsibility: Landlord/Landlord

Termination for Convenience Clause: Yes

Procurement Method: Competitive Sealed Proposals
 See COMAR 21.05.03; DGS Space Mgmt Manual ¶ 6-605 D

Remarks: The Office of the Public Defender is creating a Mental Health Division to be located in Anne Arundel County. This location will serve as its operational headquarters. There are no operating expense pass throughs, and the construction of the space will be delivered turnkey.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023

REVISED


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

52-LT. TENANT LEASE
Office of the Maryland State Prosecutor

Recommendation: Approve new lease to relocate the Office of the Maryland State Prosecutor

Landlord: 40 West Ventures, LLC
 100 W Pennsylvania Ave, Ste 200, Towson, MD 21204

Property Location: 40 W Chesapeake Ave, Towson, MD 21204

Space Type: Office w/ client interaction (9,107 sq. ft.)

Lease Type: New Lease

Term: 04/01/2024 - 03/31/2034 (w/standard 6-month holdover)

Future Option Term: 04/01/2034 - 03/31/2039

Annual Rent: \$162,218.44 **Square Foot Rate:** \$23.75

Fund Source: 100% General Funds **Appropriation Code:** PCA 10011

Utilities/Custodial Responsibility: Landlord/Landlord

Termination for Convenience Clause: Yes

Procurement Method: Competitive Sealed Proposals
 See COMAR 21.05.03; DGS Space Mgmt Manual ¶ 6-605 D

Remarks: The Office of the Maryland State Prosecutor is transitioning to a larger leased location to accommodate agency growth. This new location provides an efficient, safe workplace for staff to operate as well as closer proximity to the agency's clients. There are no operating expense pass throughs, the first three months of the term will be abated in the amount of \$54,072.81, and the construction of the space will be delivered turnkey.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

**53-LT. TENANT LEASE
*Department of Human Services***

Recommendation: Approve lease renewal

Prior Board Action: DGS 14-LT-OPT, 06/12/2013

Landlord: One-CCK, LLC
407 West Rosemary Lane, Falls Church, VA 22046

Property Location: 12578 Garrett Highway, Oakland, MD 21550

Space Type: Office (14,116 sq. ft.)

Lease Type: Renewal (Continued Use of Property)
This Term: 01/01/2024 - 12/31/2033 (w/standard 6-month holdover)

Future Option Term: 01/1/2033 - 12/31/2037

Annual Rent: \$297,000.64 **Square Foot Rate:** \$21.04

Fund Source: 59% General Funds **Appropriation Code:** PCA G0010, G3010, G4100, G5000
41% Federal Funds G6010

Utilities/Custodial Responsibility: Landlord/Landlord

Termination for Convenience Clause: Yes

Procurement Method: Sole Source
See COMAR 21.05.05.02.D; DGS Space Mgmt Manual ¶ 6-605 E

Remarks: The Maryland Department of Human Services has occupied this space since 1987 as a Social Services Office. The space provides child support enforcement, social and adult care services. As part of this lease, the landlord will replace all heating and cooling units that are older than 15 years in compliance with the State's requirements for energy efficient systems. The square foot rate negotiated will remain flat for the 10-year term.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023

REVISED



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

54-LT. TENANT LEASE
Department of Emergency Management

Recommendation: Approve new lease to relocate Maryland Department of
 Emergency Management

Landlord: Parkway Owner I, LLC and Parkway Owner II, LLC
 7229 Parkway Drive, Hanover, MD 21076

Property Location: 7229 Parkway Drive, Hanover, MD 21076

Space Type: Office w/ client interaction (36,573 sq. ft.)

Lease Type: New Lease

Term: 03/01/2024 - 02/28/2034 (w/standard 6-month holdover)

Future Option Term: 03/01/2034 - 02/28/2039

Annual Rent: \$1,078,903.50

Square Foot Rate: \$29.50

Fund Source: 100% General Funds

Appropriation Code: PCA 11001

Utilities/Custodial Responsibility: Tenant/Landlord

Termination for Convenience Clause: Yes

Procurement Method: **Competitive Sealed Proposals**
See COMAR 21.05.03; DGS Space Mgmt Manual ¶ 6-605 D

Remarks: The Maryland Department of Emergency Management is requesting long term leased space for the coordination of natural and man made incidents as well as special events in the State of Maryland. This space will also house the Governor's State Emergency Operations Center (SEOC), which is available 24/7/365 for in person coordination with up to 100 State, Local, Federal, and non-governmental partners. There are no janitorial or real estate tax pass throughs, the construction of the space will be delivered turnkey, and the space will be delivered with an emergency generator and portion of the space fully furnished.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

**55-LT. TENANT LEASE
*Department of Health***

Recommendation: Approve lease renewal

Prior Board Action: DGS 36-LT, 09/02/2020

Landlord: D&I Gaslight Square, LLC
1300 York Rd, Ste 250B, Baltimore, MD 21093

Property Location: 1401 Severn St, Baltimore, MD 21230

Space Type: Office w/ client interaction (10,810 sq. ft.)

Lease Type: Renewal

Term: 01/01/2024 - 12/31/2026 (w/standard 6-month holdover)

Annual Rent: \$237,820

Square Foot Rate: \$22

Fund Source: 57% General Funds, 43% Federal Funds

Appropriation Code: PCA P250G

Utilities/Custodial Responsibility: Tenant/Landlord

Termination for Convenience Clause: Yes

Procurement Method: Sole Source
See COMAR 21.05.05.02.D; DGS Space Mgmt Manual ¶ 6-605 E

Remarks: The Maryland Department of Health has used this property for an administrative office with clients in Baltimore City since 2009. The space will continue to be used as an office and training center for the mission of the Developmental Disabilities Administration to promote personal empowerment to individuals with developmental disabilities.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



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

**56-LT-MOD. TENANT LEASE MODIFICATION
*Workers Compensation Commission***

Recommendation: Approve Supplemental Lease Agreement to modify the structure for the payment of operating expenses and real estate taxes

Prior Board Action: DGS 16-LT-OPT, 8/13/2014

Landlord: KNA Holdings, LLC., PO Box 793, 403 Charles St,
La Plata, MD 20646

Property Location: 403 Charles Street, La Plata, MD 20646

Space Type: Office (2,125 sq. ft.)

Lease Type: Supplemental Lease Agreement

This Term: 09/01/2014 - 08/31/2024 (w/standard 6-month holdover)

Remarks: The agency has occupied this location since 2008. This is a Supplemental Lease Agreement to amend the Lease dated August 15, 2014 by revising the structure of and making clear the respective responsibility to pay for Operating Expense and Real Estate Taxes. The base year is being removed from the lease and the State will now reimburse the landlord directly for the agency's pro-rata share of the actual expenses incurred.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023**



SUPPLEMENTAL

*Contact: Ugochukwu Osoh 410-487-8055
ugochukwu.osoh@maryland.gov*

**57-IT. INFORMATION TECHNOLOGY CONTRACT
*Maryland Cannabis Commission***

Contract ID: Maryland Cannabis Commission System Engineer
ADPICS No.: M00B4600441

Contract Description: MCA Patient Licensing System Support Services. The System Engineer will provide consultant services to support the MCA's Registration System and METRC application. The System Engineer will provide consultancy services covering development, maintenance, troubleshooting and debugging .Net applications utilizing Microsoft Technologies including Visual Studio 2015 or later, C#, ASP.Net MVC 5, Bootstrap, Entity Framework, LINQ, SQL Server 2012.

Award: iCube Systems Inc. Clifton, VA (MBE)

Contract Term: 01/04/2024 -12/31/2025 (w/one 1-year renewal option)

Amount: \$239,200 NTE (Base, 1 year)
\$245,440 NTE (Renewal Option No. 1, 1 year)
\$484,640 NTE (Total Contract)

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 100 / 0%

Performance Security: No

Hiring Agreement Eligible: No

Incumbents: Skyline Technologies; Glen Burnie, MD

Requesting Agency Remarks: The Maryland Cannabis Administration (MCA) was established as an independent unit of State government that is responsible for establishing and administering a safe, accessible, and equitable cannabis industry in Maryland. The primary responsibilities of the MCA include licensing and regulating cannabis businesses, administering the patient registry and medical cannabis program, developing rules and regulations to ensure product safety and quality, inspecting licensed and registered businesses to ensure compliance with the laws and regulations governing the cannabis industry, and educating stakeholders on cannabis laws and regulations in the State and safe and responsible cannabis use.



DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

57-IT. INFORMATION TECHNOLOGY CONTRACT (cont'd)

Remarks (cont'd):

iCube System's resource system engineer has been providing IT programming and support services as a Senior System Engineer to MCA and its predecessor, the Maryland Medical Cannabis Commission (MMCC), since May 2020 as a subcontractor to the incumbent Skyline Technologies. These services were originally procured by MCA/MMCC using a State-Wide Consulting and Technical Services Plus (CATS+) contract awarded to another service provider, which is expected to expire on 12/31/2023.

The goal of this request is to retain MCA's system and business process knowledge acquired by the current senior system engineer acquired over the past more than forty (40) months and to ensure continuity in supporting MCA's system and operational needs. Retaining this senior system engineer will ensure continuity of operations, development, enhancements, implementations services and overall support of the MCA licensing systems. The iCube Systems' resource is currently providing the required service and has extensive knowledge of MCA systems, data and business processes. Transitioning to a new vendor at this stage would compromise the continued success of MCA operations.

iCube Systems, Inc. is a Maryland MDOT certified MBE and a Woman Owned MBE (WOMBE) providing IT services to various Maryland agencies since 2008. The company is a DoiT Consulting and Technical Services Plus (CATS+) master contract holder and also The Maryland Health Benefit Exchange (MHBE) IT Consulting & Technical Services Indefinite Quantity Delivery, Indefinite Quantity (IDIQ) services provider.

The MCA has reviewed the proposal from iCube Systems Inc. The contract includes an option to continue the contract for an additional one year over the initial contract term, at an additional cost of \$245,440. The labor rates of \$115.00 (Base year) & \$118 /per (option year) offered by iCube is considerably much lower than the current labor rate of \$140/hr. being paid by MCA under its current contract as well as the labor rates listed in the State-wide master contracts.

Therefore, the MCA has determined the pricing from iCube for a senior system engineer to be fair and reasonable under the existing master contract. No MBE or VSBE goals were established because there are no opportunities for subcontracting.

Fund Source: 100% Special Funds (Cannabis Regulation and Enforcement Fund)

Approp. Code: 320201



DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

57-IT. INFORMATION TECHNOLOGY CONTRACT (cont'd)

Resident Business: No

MD Tax Clearance: 23-4426-0000

BOARD OF PUBLIC WORKS ACTION

APPROVED

DISAPPROVED

WITH DISCUSSION

THIS ITEM WAS:

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
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SUPPLEMENTAL

*Contact: Yasin Mohammed 410-260-4084
yasin.mohammed@maryland.gov*

58-IT. INFORMATION TECHNOLOGY
Department of General Services

Contract ID: Self-Funded eGovernment Services; CTR015984
ADPICS No.: 001B1600434

Contract Description: Self-funded eGovernment services including hosting of eGov applications for use by multiple agencies, including all hardware, software, project management, design, application development and maintenance, hosting, payment processing, marketing, and customer support necessary for the success of the eGovernment services.

Award: NICUSA, Inc.; Overland Park, KS

Contract Term: 1/04/2024 - 12/31/2028 (w/one 5-year renewal option)

Amount: \$18,173,076 (estimated Base Contract)
\$18,173,076 (estimated Renewal Option #1)
\$36,346,152 Total

Procurement Method: Competitive Sealed Proposals (*single susceptible proposal received*)

Proposals:

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
NICUSA; Overland Park, KS	1	\$ 8,222,147.48 (1)	1

**Technical and financial proposals were weighted equally.*

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Incumbent: Same



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SUPPLEMENTAL

58-IT. INFORMATION TECHNOLOGY (cont'd)

Requesting Agency Remarks: A notice of availability of a Request for Proposals (RFP) was posted on eMaryland Marketplace Advantage (eMMA) July 23, 2021. Additionally, 35 firms were directly solicited. Four proposals were received in response to the solicitation and all were initially determined to be reasonably susceptible of being selected for award.

During the technical evaluation, two proposals were determined to not be reasonably susceptible of being selected for award and eliminated from the competition due to failure to timely respond to the first request for cure.

Financial proposals were obtained from the two remaining offerors, which asked the offerors to provide the unit prices to the users for specified services. Since these services will be self-funded based on usage and therefore at no cost to the State, the contract amount is an estimate based on data from the current contract, not on the financial proposal. The prices proposed by the other offeror were determined to be extremely high and unreasonable to consider for possible award. The offeror was notified that their overall proposal was not acceptable for award and was determined to be not reasonably susceptible based on their total evaluated price.

The Total Evaluated Price and the Award Amount are different due to the nature of this procurement and how the total evaluated price was determined based on a sample of different categories of transactions. Since it is up to each agency to determine whether and how they will use these services, the financial proposal form provides historical transaction data for the offerors to price to allow the calculation of a total evaluated price and determine financial rankings. The award amount is estimated based on data from the current contract usage.

NICUSA's fee structure is as follows:

Fee Type and Description (based on information provided in Technical Proposal)	Fee per Transaction for Base Term (Years 1 to 5)	Fee per Transaction for Option Term (Years 6 to 10)
Subsidized, No-Cost Service - Revenue reinvestment provided at no direct cost to the State or the customer	\$0.00	\$0.00
Premium Fee Service - Bulk Record Files - Statutory / regulatory record cost is <\$1.00 per record fee - Pricing is NTE amounts	\$0.01	\$0.02



DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

58-IT. INFORMATION TECHNOLOGY (cont'd)

NICUSA's fee structure (cont'd):

Fee Type and Description (based on information provided in Technical Proposal)	Fee per Transaction for Base Term (Years 1 to 5)	Fee per Transaction for Option Term (Years 6 to 10)
Premium Fee Service - Special Record Requests - Statutory / regulatory record cost is <\$1.00 per record fee - Pricing is NTE amounts	\$0.03	\$0.04
Premium Fee Service - SaaS Integration - SaaS software integrations into digital govt services - Pricing is NTE amounts	\$0.50	\$1.00
Premium Fee Service - Extra Small - Build/implementation/migration of service < 1 month or maintenance hours projected at < 8 hours annually - Shopping cart functionality - per item charge - Pricing is NTE amounts	\$1.00	\$1.50
Premium Fee Service - Small - Build/implementation/migration of service 1 - 2 month or maintenance hours projected at < 20 hours annually - Pricing is NTE amounts	\$2.00	\$2.50
Premium Fee Service - Medium - Build/implementation/migration of service 3 - 6 months or maintenance hours projected at < 45 hours annually - Pricing is NTE amounts	\$3.00	\$3.50
Premium Fee Service - Large - Build/implementation/migration of service 7 - 12 months or maintenance hours projected at < 90 hours annually - Pricing is NTE amounts	\$4.00	\$4.50



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SUPPLEMENTAL

58-IT. INFORMATION TECHNOLOGY (cont'd)

NICUSA's fee structure (cont'd):

Fee Type and Description (based on information provided in Technical Proposal)	Fee per Transaction for Base Term (Years 1 to 5)	Fee per Transaction for Option Term (Years 6 to 10)
Premium Fee Service - Extra Large - Build/implementation/migration of service > 12 months or maintenance hours projected at > 90 hours annually - Pricing is NTE amounts	\$5.00	\$5.50
Subscription Service - Annual Billing - Service is provided through subscription fees that are the responsibility of and paid by the end user - Fees support the overhead costs of user account billing, invoicing, and collecting the account payable - Pricing is annual cost - Pricing is Not to Exceed (NTE) amounts	\$125.00	\$150.00
Subscription Service - Monthly Billing for Service Access - Service is provided through subscription fees that are the responsibility of and paid by the end user - Fees support the overhead costs of account billing, invoicing, and collecting the account payable + monthly access to a service - Pricing is Not to Exceed (NTE) amounts	\$300.00	\$500.00
Convenience Fee Service - Bulk Record Files - Statutory / regulatory record cost is <\$1.00 per record fee - Pricing is NTE amounts	\$0.01	\$0.02



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SUPPLEMENTAL

58-IT. INFORMATION TECHNOLOGY (cont'd)

NICUSA's fee structure (cont'd):

Fee Type and Description (based on information provided in Technical Proposal)	Fee per Transaction for Base Term (Years 1 to 5)	Fee per Transaction for Option Term (Years 6 to 10)
Convenience Fee Service - Bulk Record Access - Statutory / regulatory record cost is <\$1.00 per record fee - Pricing is NTE amounts	\$0.03	\$0.04
Convenience Fee Service - SaaS Integration - SaaS software integrations into digital govt services - Pricing is NTE amounts	\$0.50	\$1.00
Convenience Fee Service - Extra Small - Build/implementation/migration of service < 1 month or maintenance hours projected at < 8 hours annually - Shopping cart functionality - per item charge - Pricing is NTE amounts	\$1.00	\$1.50
Convenience Fee Service - Small - Build/implementation/migration of service 1 - 2 month or maintenance hours projected at < 20 hours annually - Pricing is NTE amounts	\$2.00	\$2.50
Convenience Fee Service - Medium - Build/implementation/migration of service 3 - 6 months or maintenance hours projected at < 45 hours annually - Pricing is NTE amounts	\$3.00	\$3.50



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SUPPLEMENTAL

58-IT. INFORMATION TECHNOLOGY (cont'd)

NICUSA's fee structure (cont'd):

Fee Type and Description (based on information provided in Technical Proposal)	Fee per Transaction for Base Term (Years 1 to 5)	Fee per Transaction for Option Term (Years 6 to 10)
Convenience Fee Service - Large - Build/implementation/migration of service 7 - 12 months or maintenance hours projected at < 90 hours annually - Pricing is NTE amounts	\$4.00	\$4.50
Convenience Fee Service - Extra Large - Build/implementation/migration of service > 12 months or maintenance hours projected at > 90 hours annually - Pricing is NTE amounts	\$5.00	\$5.50

Agency Remarks (cont'd):

NICUSA has extensive experience providing these services to many states, including the State of Maryland. Based on its experience, NICUSA was able to structure its approach in a manner that would provide lower fees to the users. Therefore, the award is recommended to NICUSA with the single remaining proposal that was determined to be the most advantageous to the State.

The services will include establishment of the following types of transaction: (a) ability of State government to send requested information or documents electronically to multiple devices; (b) ability for State government to process interactive applications for licenses, permits, and other government documents, sell goods and services by interactive applications, and receive electronic documents for filing from regulated entities that, when a signature is necessary, can be electronically signed by the regulating State agency; and (c) ability for the State to receive require payments electronically in conjunction with the State's Merchant Services contract.



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SUPPLEMENTAL

58-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

There are no MBE or VSBE goals because this is a cloud based platform, therefore, there are no subcontracting opportunities available.

Fund Source: 100% Special Funds (User Fees)

Approp. Code: User Funded

Resident Business: No

MD Tax Clearance: 23-4277-0011

This Item was withdrawn from the November 29, 2023 agenda as DGS Item 47-IT.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
December 13, 2023



SUPPLEMENTAL

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

59-RP. REAL PROPERTY

Department of Agriculture, Maryland Agricultural Land Preservation Foundation (MALPF) and Agricultural Land Preservation Easements (Various Properties)

Reference: Approval is requested for the Maryland Agricultural Land Preservation Foundation, Department of Agriculture, to accept option contracts for the purchase of agricultural preservation easements on the following properties. All purchases outlined below have been reviewed and approved by the MALPF Board.

Special Conditions: Grantor relinquishes all rights to develop or subdivide the land for industrial, commercial, or residential use. Land shall be preserved solely for agricultural use in accordance with provisions of the Agricultural Article. No commercial signs or bill boards are permitted, and there shall be no dumping on land except as is necessary to normal farming operations. Grantor shall manage the property in accordance with sound agricultural practices. Grantee shall have the right to enter land for inspection. No public rights are granted. The term of these easements shall be in perpetuity pursuant to Agriculture Article Section 2-514.1.

A) As to items 1 through 3, pursuant and subject to the provisions of Agriculture Article Section 2-513, Grantor has elected to reserve the right to apply for release of a lot to convey to himself or his children for the purpose of constructing a dwelling for personal use as follows: one lot of one acre or less if the subject property is at least 20 acres, but less than 70 acres, two lots of one acre or less if the subject property is at least 70 acres, but less than 120 acres, or three lots of one acre or less if the subject property is 120 acres or more.

B) As to items 4 through 7, pursuant and subject to the provisions of Agriculture Article Section 2-513, Grantor has elected to reserve to himself, and his assigns, the right to apply for release of one unrestricted lot, that may be conveyed to himself or others. Note that as to Item 7, the unrestricted lot will be a building envelope that will not be subdivided from the farm.

C) As to items 8 through 10, the Grantor is waiving the right to request any additional lots.



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SUPPLEMENTAL

59-RP. REAL PROPERTY (cont'd)

<u>Grantor</u>	<u>Property</u>	<u>Price</u>
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FAMILY LOTS

Frederick County

1. Sunnydale Farms LLC	167.5 Acres	\$1,365,750.00
10-23-13	Less 1 acre	\$8,252.27/acre
	Per dwelling	
	(2 dwellings)	
(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$1,821,000	\$171,000.90
b. Appraiser (fee)	\$1,986,000	\$171,000.90
Review Appraiser: Enger		
2. Edward Winfield	151.2009 Acres*	\$1,080,362.88
10-23-14	Less 1 acre	\$7,200.00/acre
	Per dwelling	
	(Appraised Value)	(Agricultural Value)
a. Muller (fee)	\$1,472,000	\$123,005.91
b. Belinko (fee)	\$1,652,000	\$123,005.91
Review Appraiser: Enger		
*151.2009 acres will be encumbered by the MALPF Easement, but 0.1496 acres is subject to a burial site easement and thus payment will only be made upon 150.05049 acres, after also subtracting 1 acre for 1 dwelling.		
3. H & J Callahan	55.69 Acres	\$218,760.00
20-23-01	Less 1 acre	\$4,000.00/acre
	Per dwelling	
	(Appraised Value)	(Agricultural Value)
a. Cadell (fee)	\$410,000	\$66,610.33
b. Cline (fee)	\$355,000	\$66,610.33
Review Appraiser: Andrews		



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SUPPLEMENTAL

59-RP. REAL PROPERTY (cont'd)

UNRESTRICTED LOTS

Caroline County

4. M & C Brown	119.36 Acres	\$529,361.60	
05-23-01		\$4,435.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. McCain (fee)	\$776,000	\$198,245.71	\$577,754.29
b. Cadell (fee)	\$764,000	\$198,245.71	\$565,754.29
Review Appraiser: Andrews			

5. Freedom Farm, LLC, et.al.	180.73 Acres	\$384,051.25	
05-23-05		\$2,125.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. McCain (fee)	\$1,265,000	\$211,875.91	\$1,053,124.09
b. Cadell (fee)	\$1,256,074	\$211,875.91	\$1,044,198.09
Review Appraiser: Andrews			

Cecil County

6. Balderston Farm, et.al.	273.5525 Acres	\$1,635,315.00	
07-23-01	Less 1 acre	\$6,000.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$3,025,000	\$230,531.14	\$2,794,468.86
b. Muller (fee)	\$2,453,000	\$230,531.14	\$2,222,468.86
Review Appraiser: Kelleher			

Dorchester County

7. D. Scott Rev. Trust, et.al.	136.81 Acres	\$506,197.00	
09-23-12		\$3,700.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko (fee)	\$1,067,000	\$163,093.13	\$903,906.87
b. Cline (fee)	\$794,000	\$163,093.13	\$630,906.87
Review Appraiser: Lefort			



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SUPPLEMENTAL

59-RP. REAL PROPERTY (cont'd)

LOT WAIVER

Caroline County

8. C & P Woodward	197.14 Acres	\$675,204.50	
05-23-13		\$3,425.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. McCain (fee)	\$1,321,000	\$239,890.57	\$1,081,109.43
b. Cadell (fee)	\$1,262,000	\$239,890.57	\$1,022,109.43
Review Appraiser: Andrews			

9. L & B Wolf	150 Acres	\$597,006.00^	
09-23-14	Less 1 acre	\$4,006.75/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$1,028,000	\$197,404.49	\$830,595.51
b. McCain (fee)	\$909,000	\$197,404.49	\$711,595.51
Review Appraiser: Lefort			

Wicomico County

10. Gary Breeding	150.49 Acres*	\$336,352.50	
22-23-02		\$2,250.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko (fee)	\$628,000	\$70,680.00	\$557,320.00
b. Cadell (fee)	\$538,000	\$70,680.00	\$467,320.00
Review Appraiser: Lefort			

**150.49 acres will be encumbered by the MALPF Easement, but 1 acre is reserved for a non-subdivideable building envelope and thus payment will only be made upon 149.49 acres.*

Fund Source:	10460/1481	<u>\$7,328,360.73</u>
Total:		\$7,328,360.73

Total Acres (TA):	1,582.4726
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TA Less Unpaid Acres and Dwellings:	-1,575.3230
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Average Price per Paid Acre:	\$4,836.17
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**DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

59-RP. REAL PROPERTY (cont'd)

Remarks:

1. The Department of Agriculture recommends acceptance of these contracts.
2. The Department of General Services has reviewed the appraisals and has recommended that each appraisal "a." listed above be the fair market value of the land on which the easement is to be acquired.
3. Pursuant to Agriculture Article 2-511(e), the purchase price of each easement may not exceed 75% of the fair market value, or the owner's asking price, whichever is less.
4. Item 9, marked with a "^" is an "insufficient funds offer". The Option Contract for the insufficient offer specifies that if additional funds become available during the due diligence period, the offer will increase to 75% of the fair market value, or the asking price, whichever is less. Any increase in purchase price will be subject to Board of Public Works approval.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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SUPPLEMENTAL

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

60-LT-MOD. TENANT LEASE MODIFICATION
Cannabis Administration

Recommendation: Approve a change order for customized tenant improvements required for the new cannabis testing lab, including a generator.

Prior Board Action: DGS 47-LT, 08/23/2023

Landlord: WGC 6200 Seaforth Property LLC
 1 East Putnam Avenue, 3rd Floor, Greenwich, CT 06830

Property Location: 6200 Seaforth Street, Suite B, Baltimore MD 21224

Space Type: Laboratory (5,934 sq. ft.)

Lease Type: Amendment

Change Order: \$592,365.28

Fund Source: 100% Special Funds

Appropriation Code: PCA R410S (Cannabis Regulation and Enforcement Special Fund)

Original Procurement Method: Sole Source; See COMAR 21.05.05.02.A (1); DGS Space Mgmt. Manual 6-605E

Remarks: The landlord has obtained cost estimates through its general contractor to provide customized tenant improvements required for the new cannabis testing lab including a generator. These items were not included in the original lease budget and Board of Public Works approval is requested to approve this change order.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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December 13, 2023**



SUPPLEMENTAL

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

61-LT-MOD. TENANT LEASE MODIFICATION

Department of Labor and Department of Information Technology

Recommendation: Approve a Supplemental Lease Agreement to expand the lease footprint, increase parking spaces, approve change orders, modify the rent abatement, and modify the termination for convenience provision

Prior Board Action: DGS 43-LT, 12/21/2022

Landlord: Carlyle Baltimore Holdings LLC; 565 Taxter Road, Ste 301, Elmsford, NY 10523
Chestnut Pratt LLC, 565 Taxter Road, Suite 301, Elmsford, NY 10523

Property Location: 100 S Charles Street, Baltimore, MD 21201

Space Type: Office (increase of 26,175 sq. ft. for a total of 152,607 sq. ft.)

Lease Type: Amendment

Modified Term: 03/01/2024 – 02/28/2034 (w/ standard 6-month hold-over)

Future Option Term: 03/01/2034 – 02/28/2039 (w/ one 5-year renewal option)

Modified Annual Rent: \$2,449,342.30 ***Square Foot Rate:*** \$16.05

Fund Source: 100% General ***Appropriation Code:*** PCA 24421
(Dedicated Purpose Account)

***Low Voltage, CRAC Units &
Sound Management Change Orders:*** \$1,023,408.98

Fund Source: 100% Special ***Appropriation Code:*** PCA KBD1Y
(Dedicated Purpose Account)

Termination for Convenience Clause: Yes – modified to permit termination at the start of year 6 of the lease, with 365 days' notice, with payment due 60 days after the date of termination.



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SUPPLEMENTAL

61-LT-MOD. TENANT LEASE MODIFICATION (cont'd)

Original

Procurement Method: Competitive Sealed Proposals
See COMAR 21.05.03; DGS Space Mgmt. Manual ¶ 6-605 E

Remarks: This lease will relocate the Department of Labor and the Maryland Department of Information from the existing State Center campus. The Supplemental Lease Agreement will expand the lease footprint by 26,175 sf on the 7th, 9th and 10th floors to accommodate Labor's newly created Family Medical and Leave Insurance (FAMLI) unit to include space for 261 employees. The number of parking spaces is also being increased by 100 spaces to account for the new FAMLI unit. Change orders are needed for low voltage work in the amount of \$727,600.00; additional sound management in the amount of \$118,300.00; a 15% overhead and profit fee to the landlord for procuring and managing these two projects in the amount of \$126,885.00; and relocating a CRAC unit in the amount of \$50,623.98, totaling \$1,023,408.98. DGS has also agreed to modify the six-month rent abatement by reducing the rent over the first two years of the lease and beginning rent upon space acceptance and occupancy by Labor and DOIT. The rental rate for year one will be \$16.05 per square foot and for year two will be \$16.53 per square foot. Finally, the termination for convenience provision has been modified to permit termination at the start of year 6 of the lease, with 365 days' notice. This modification was granted at the request of the landlord's lender in light of the large change orders being requested, significant space increase due to the new FMLI program, and rising interest rates.

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

REVISED

2nd Revision

Contact: Carla Thompson 410-697-9667
carla.thompson2@maryland.gov

62-IT-MOD/OPT. INFORMATION TECHNOLOGY MODIFICATION/OPTION
RETROACTIVE - Department of Information Technology

Contract ID: Digital Communications Management; 060B6400030
ADPICS No.: COK32294

Contract Approved: DoIT 1-IT, 03/22/2017

Contract Description: Digital communication services to enable State agencies to distribute information in message form.

Modification Description: *Retroactive* approval to add the Communications Cloud Advance Package for SMS Messaging.

Option Description: Exercise the third renewal option.

Award: Granicus, LLC (GovDelivery) Saint Paul, MN

Original Contract Term: 05/15/2017 - 05/14/2022 (w/five 1-year options)

Modification Term: 03/11/2020 - 12/13/2023 (**Retroactive**)
12/14/2023 - 05/14/2025 (Proactive)

Option Term: 05/15/2024 - 05/14/2025

Original Contract Amount: \$791,961.00

Modification Amount: \$197,993.09 (**Retroactive**)
\$233,085.00 (Proactive)
\$431,078.09 Total

Option Amount: \$201,673.00

Prior Options/Mods: \$182,293.00 (Renewal Option #1 05/15/2022 - 05/14/2023
Delegated Authority DoIT 05/13/2022
\$197,993.09 (Mod. 1 Added the Communications Cloud Advance
Package, OSP on behalf of DoIT 03/11/2020
\$192,069.00 (Renewal Option #2 05/15/2023 - 05/14/2024
Delegated Authority DoIT 04/27/2023

Total Contract Amount: **\$1,997,067.18**



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SUPPLEMENTAL

REVISED

2nd Revision

62-IT-MOD/OPT. INFORMATION TECHNOLOGY MODIFICATION/OPTION
(cont'd)

Percent +/- (This Item): 79.90%

Total Percent Change: 152.17%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%

Requesting Agency Remarks: The State of Maryland, through the Department of Information Technology (DoIT), is requesting approval to modify the contract to increase the number of wireless or short message service (SMS) alerts for cell phones, pagers, and other text message-enabled devices. [...] This is necessary to cover the overages on the current contract resulting from additional usage requested by larger agencies. The Digital Communications Management contract is used by Enterprise and Non-Enterprised agencies. There is a request for an estimated additional 3 million SMS messages by the Department of Human Services EBT Fraud reimbursement campaign. Granicus offers an unlimited number of subscribers, which enhances the State's opportunity for growth as initiatives and activities expand over time. In addition, this more robust mass communications product will improve the State's deliverability in sending bulletins and other regulatory news manually to target audiences.

The service is web-based allowing unlimited digital distribution of information in real-time to enrolled subscribers. Through this digital communication service, State agencies can reach consumers and regulated entities to issue notifications and updates through messaging when the State declares an emergency.

In the course of preparing Modification number 2, it was discovered that Modification number 1 was not submitted to the Board for its approval. DoIT regrets this results in a retroactive portion of the contract. Please be assured that DoIT recognizes that retroactive contracts are not desirable.

The Department is working diligently to avoid retroactive activities by putting new tracking methods in place.

This is a web-based solution with no subcontracting opportunities.



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SUPPLEMENTAL

REVISED

2nd Revision

62-IT-MOD/OPT. INFORMATION TECHNOLOGY MODIFICATION/OPTION
(cont'd)

Agency Remarks (cont'd):

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

Fund Source: 100% Reimbursable (Using Agencies)

Approp. Code: Various

Resident Business: No

BOARD OF PUBLIC WORKS ACTION

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION