

BOARD OF PUBLIC WORKS
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JULY 19, 2023

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

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
July 19, 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 seven 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: \$134,300

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
Carroll	Douglas C. Zepp	RS-2023-2887-R	\$9,300
Kent	Stonehill Farms, LLC	CH-2023-2966	\$36,200
Queen Anne's	C. Temple Rhodes, Jr.	AT-2023-3001	\$10,400
		AT-2023-3002	\$14,700
		AT-2023-3004	\$17,000
		AT-2023-3005	\$11,100
	William W. Price, Jr.	AT-2023-3000	\$35,600

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

THIS ITEM WAS:

APPROVED

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**BOARD OF PUBLIC WORKS
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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 approve granting additional general obligation bond proceeds to 12 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: \$65,643.50

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
Kent	Dennis M. Sherin	AT-2022-2605	\$3,675.00
	Alyse G. Colen	AT-2022-2587	\$10,948.00
	Harmony Crest Partnership	SA-2022-2511	\$5,564.00
		SA-2022-2512	\$6,042.00
	J. Frank Leaverton, Sr.	CH-2022-2608	\$2,662.00
		CH-2022-2615	\$3,580.00
		CH-2022-2640	\$3,137.00
		CH-2022-2641	\$12,799.00
		CH-2022-2642	\$5,733.00
	M. Lynn Sutton	AT-2022-2487	\$4,065.00
Queen Anne's	Bennett's Outlet Inc.	CH-2022-2697	\$5,166.00
		CH-2022-2698	\$2,272.50

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

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2. **DEPARTMENT OF AGRICULTURE** (*cont'd*)

Remarks (*cont'd*):

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.

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Contact: David Bohannon 410-260-7335
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3. **BOARD OF PUBLIC WORKS**
Grant: Upton Planning Committee – Fiscal Year 2024

Recommendation: That the Board of Public Works:
(1) Enter into a grant agreement between the State and the Upton Planning Committee, Inc., and
(2) Disburse FY 2024 operating grant funds to the Museum.

Amount: \$1,500,000 to be disbursed in equal quarterly installments.

Fund Source: General Funds (D05.E01.10)
Budget Bill, Chapter 101 (2023 Laws of Maryland)

Background: This is a new operating grant to the Committee for the Parren J. Mitchell House.

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Contact: David Bohannon 410-260-7335
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4. **BOARD OF PUBLIC WORKS**
Grant: Water's Edge Museum – Fiscal Year 2024

Recommendation: That the Board of Public Works:
(1) Enter into a grant agreement between the State and the Water's Edge Museum (an unincorporated association), and
(2) Disburse FY 2024 operating grant funds to the Museum.

Amount: \$1,000,000 to be disbursed in equal quarterly installments.

Fund Source: General Funds (D05.E01.10)
Budget Bill, Chapter 101 (2023 Laws of Maryland)

Background: This is a new operating grant to the Museum.

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

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

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

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

ANNE ARUNDEL COUNTY

23-0015 *SEVERN RIVER ASSOCIATION* – To improve shoreline resiliency to sea level rise and reduce nitrogen, phosphorous, and sediment pollution in the Severn River by constructing a low profile stone containment sill, filling and grading with sand, and planting marsh vegetation.

Annapolis, Severn River

Special conditions: Time of year restriction. Requirements for marsh establishment area, signing and acceptance of marsh maintenance plan, and annual photograph submission.

Wetlands Created: 1,839 square feet

DORCHESTER COUNTY

23-0079 *GEORGE HYDE* – To reduce the effects of wave wake influence from passing vessels, upgrade existing facilities, and improve marina access by installing a timber wave fence, and replacing piers with new piers, gangways, platforms, wave attenuators, and mooring piles.

Cambridge, Choptank River

Special conditions: Requirements for removing existing pier and associated structures prior to the construction of a new pier.

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

DORCHESTER COUNTY

23-0178 *GHASSEM SHAHROOZ* – To reduce erosion of an unprotected shoreline by constructing a stone revetment.

Cambridge, Chesapeake Bay

Special conditions: Time of year restriction. Requirements for design and construction of revetment. Restrictions on the use of asphalt rubble in revetment.

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Contact: Bill Morgante 410-260-7791
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6. **BOARD OF PUBLIC WORKS**
Wetlands License -- #22-1351 – John S. Larkin
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 \$2,408 for impacts to shallow water habitat resulting from mechanical dredging.

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

- Application received December 30, 2022
- Public comment period ended June 1, 2023
- MDE Report and Recommendation June 30, 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 1,400 square feet of shallow water habitat. MDE recommends that the licensee mitigate for the 1,400 square feet of impact to shallow water habitat at a 1:1 ratio (COMAR 23.02.04.11.B) by paying \$2,408 into the MDE Tidal Wetlands Compensation Fund.

$$1,400 \text{ square feet} \times \$1.72 \text{ per square foot} = \$2,408.00$$

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

ANNE ARUNDEL COUNTY

22-1351 *JOHN S. LARKIN* – To improve navigable access by removing mooring piles and a pier, constructing a platform and pier, installing boat lifts with associated pilings, mechanically dredging an area, transporting dredged material to a disposal site, and providing for periodic maintenance dredging for six years.

Annapolis, Back Creek

Special conditions: Requirements for dredge material transport and disposal, payment into Tidal Wetland Compensation Fund, maintenance dredging, staking dredged area, and post dredge bathymetric survey. Restrictions on future dredging.

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Contact: Paul Peditto 410-260-8549
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7. **DEPARTMENT OF NATURAL RESOURCES**
Rocky Gap Casino/Resort

Recommendation: That the Board of Public Works approve:

- (1) The First Amendment to Amended and Restated Ground Lease by and between the State of Maryland, to the use of the Department of Natural Resources, and Rocky Gap Propco, LLC (a subsidiary of VICI Properties, Inc.);
- (2) The Assignment and Assumption of Ground Lease from Evitts Resort, LLC to Rocky Gap Propco, LLC; and
- (3) The Sublease of the Amended and Restated Ground Lease from Rocky Gap Propco, LLC to Evitts Resort, LLC, as amended.

Prior Approvals: Secretary's Agenda, Item 31 (May 1, 1996)
Secretary's Agenda, Item 11 (November 19, 2008)
Secretary's Agenda, Item 18 (June 20, 2012)
Secretary's Agenda, Item 16 (June 8, 2016)

Background: The Department of Natural Resources (DNR) currently leases 260 acres +/- via a ground lease to Evitts Resort, LLC (Evitts). In 2012, Evitts took over as DNR's tenant from the Maryland Economic Development Corporation (MEDCO) pursuant to an assignment of an amended and restated existing ground lease between DNR and MEDCO. MEDCO was the original developer of the Rocky Gap hotel and golf course and was replaced by Evitts when the casino was added to the property, and Evitts was awarded the video lottery operation license for the Rocky Gap location.

The current owner/operator structure is one in which Evitts is DNR's tenant and operates both the resort and the casino. There is a sale pending that will result in the leasehold tenant and the resort/casino operator being two different entities. VICI Properties, Inc. (VICI) will acquire the leasehold interest from Evitts' parent company, Golden Entertainment, Inc. (Golden) via an assignment to and assumption by VICI of the Amended and Restated Ground Lease. VICI is a real estate investment trust (REIT) and will be DNR's tenant, with Evitts continuing to be the operator of the resort and casino. The existing Amended and Restated Ground Lease will be amended to reflect the new ownership and operational structure. Century Maryland Acquisition Inc., a direct and wholly owned subsidiary of Century Casinos, Inc., will acquire Evitts from Golden, and Evitts will continue to be the operator of the resort and casino as a subsidiary of Century pursuant to the Sublease from VICI to Evitts.

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7. **DEPARTMENT OF NATURAL RESOURCES** *(cont'd)*

Background (cont'd):

The Maryland State Lottery and Gaming Control Commission, at their April 27, 2023 meeting, found that Century Maryland Acquisition, Inc. meets the qualification requirements for a video lottery operation license, and that a license transfer - per the pending sale and agreement - is consistent with the policies and intent of the Gaming Law. The Commission voted unanimously to approve the addition of Century Maryland Acquisition, Inc. to the Video Lottery Operation License along with Evitts Resort, LLC. The license will be issued upon completion of the sale and the Board of Public Works approval of these items.

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REVISED
2nd Revision

*Contact: Jeffrey Fretwell 410-537-4481
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8. MARYLAND DEPARTMENT OF THE ENVIRONMENT
Bay Restoration Fund

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

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

Project: Operation and Maintenance Grants for Wastewater Treatment Plants

Recipients: Owners of the Wastewater Treatment Plants identified below

Amount: Up to **\$10,999,998**

Location: Statewide

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

These plants have successfully achieved the goals of effluent levels at or below Total Nitrogen of 3 mg/l and Total Phosphorous of 0.3 mg/l, reducing nitrogen discharged to Chesapeake Bay by over 8,851,000 pounds per year, and phosphorus by over 976,000 pounds per year.

ENR Wastewater Treatment Plant	Recipient	County	FY 2024 Grant Amount
John J. Difonzo	City of Cumberland	Allegany	\$494,274
George's Creek	Allegany County	Allegany	\$58,415
North Branch	Allegany County	Allegany	\$110,360
Rocky Gap	MES	Allegany	\$32,638
UPRC	Upper Potomac River Commission	Allegany	\$51,079
Annapolis	Anne Arundel County	Anne Arundel	\$488,681

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2nd Revision

8. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)

ENR Wastewater Treatment Plant	Recipient	County	FY 2024 Grant Amount
Broadneck	Anne Arundel County	Anne Arundel	\$242,013
Broadwater	Anne Arundel County	Anne Arundel	\$107,798
Cox Creek	Anne Arundel County	Anne Arundel	\$532,933
Dorsey Run	MES	Anne Arundel	\$60,000
Patuxent	Anne Arundel County	Anne Arundel	\$225,000
Chesapeake Beach	Town of Chesapeake Beach	Calvert	\$69,009
Federalburg	Town of Federalburg	Caroline	\$40,662
Freedom District	MES	Carroll	\$119,108
Mount Airy	Town of Mount Airy	Carroll	\$59,537
Northeast River	Cecil County	Cecil	\$111,239
Perryville	Town of Perryville	Cecil	\$60,000
Port Deposit	Cecil County	Cecil	\$32,189
Rising Sun	Town of Rising Sun	Cecil	\$32,287
Indian Head	Town of Indian Head	Charles	\$39,165
Cambridge	City of Cambridge	Dorchester	\$264,384
Hurlock	Town of Hurlock	Dorchester	\$77,573
Ballenger Creek	Frederick County	Frederick	\$432,232
Brunswick	City of Brunswick	Frederick	\$47,536
Thurmont	Town of Thurmont	Frederick	\$41,664
Aberdeen	City of Aberdeen	Harford	\$136,228
Havre de Grace	City of Havre de Grace	Harford	\$99,671
Joppatowne	Harford County	Harford	\$48,885
Sod Run	Harford County	Harford	\$419,825
Little Patuxent	Howard County	Howard	\$837,179
Betterton	Town of Betterton	Kent	\$20,000
Damascus	WSSC	Montgomery	\$73,920
Seneca	WSSC	Montgomery	\$522,366
Bowie	City of Bowie	Prince George's	\$126,828
Parkway	WSSC	Prince George's	\$470,622
Piscataway	WSSC	Prince George's	\$1,433,375
Western Branch	WSSC	Prince George's	\$1,259,256
Kent Island	Queen Anne's County	Queen Anne's	\$142,218
Crisfield	City of Crisfield	Somerset	\$50,329

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8. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)

ENR Wastewater Treatment Plant	Recipient	County	FY 2024 Grant Amount
Eastern Correctional Institution	MES	Somerset	\$54,495
Leonardtwn	Town of Leonardtown	St. Mary's	\$46,115
Easton	Easton Utilities	Talbot	\$209,426
Talbot Region II	Talbot County	Talbot	\$44,858
Boonsboro	Town of Boonsboro	Washington	\$38,716
Conococheague	Washington County	Washington	\$201,130
Hagerstown	City of Hagerstown	Washington	\$319,553
Maryland Correctional Institution	MES	Washington	\$88,080
Winebrenner	Washington County	Washington	\$34,302
Delmar	Town of Delmar	Wicomico	\$50,773
Salisbury	City of Salisbury	Wicomico	\$442,072
		Total	\$11,000,000

BOARD OF PUBLIC WORKS

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**BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
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*Contact: Jeffrey Fretwell 410-537-4481
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**9. MARYLAND DEPARTMENT OF THE ENVIRONMENT
*Bay Restoration Fund***

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

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

Project: Connect Triumph Industrial Park to County Sanitary Sewer

Recipient: Cecil County

Amount: Up to \$3,550,101

Location: Cecil County/Legislative District 36

Project Description: This project entails the decommissioning of the Triumph Industrial Park wastewater treatment plant (WWTP) and conveyance of wastewater to the Northeast River Advanced Wastewater Treatment Plant (NRWWTP), an Enhanced Nutrient Removal (ENR) facility. The work includes construction of new pump station and force main, removal of the WWTP lagoon system, and associated appurtenances. In addition to helping the County meet its obligation under the Maryland Watershed Implementation Plan, connecting to NRWWTP will address the WWTP's aging condition and NPDES permit violations, eliminate discharge to Little Elk Creek, and protect public health. 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 10.08 (this Item)	\$ 3,550,101
Local Share	<u>\$ 1,822,569</u>
Total Estimated Project Cost	\$ 5,372,670

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

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**BOARD OF PUBLIC WORKS
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*Contact: Jeffrey Fretwell 410-537-4481
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**10. 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 to 9-1622, Environment Article,
Annotated Code of Maryland.

Project: WSSC Sewer Basin Reconstruction Program – Beaverdam Sewer
Basin PGC

Recipient: Washington Suburban Sanitary Commission

Amount: Up to \$3,843,000

Location: Prince George’s County
Legislative Districts: 21, 22, 23A, 24, 47A, 47B

Project Description: WSSC’s Sewer Reconstruction Program includes the repair, replacement and rehabilitation of sewers and manholes located on or near state, local and county road right-of-ways throughout Prince George’s County and Montgomery County. Trenchless technologies such as grouting and the installation of structural liners will be predominantly used for the repair and rehabilitation activities. Additionally, there will be some open cut, and sewer manhole replacement projects that will require ground disturbance. This approval is for the Beaverdam Sewer Basin located in Prince George’s County. This project is consistent with Maryland’s climate change adaptation and resiliency objectives through the reduction of runoff that is exacerbated by increased precipitation or flooding events.

Project Funding Sources:

Bay Restoration Fund Grant BR-CR 15.16 (<i>this Item</i>)	\$ 3,843,000
Beaverdam Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 10.16 (prior approval Sec 9 [4/6/2022])	\$ 2,219,000
Beaverdam Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 13.16 (prior approval Sec 9 [4/6/2022])	\$ 3,134,250
Northwest Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 16.16 (prior approval Sec 9 [4/6/2022])	\$ 159,250
Parkway Sewer Basin PGC	
Bay Restoration Fund Grant BR-CR 20.16 (prior approval Sec 9 [4/6/2022])	\$ 2,235,311
Piscataway Sewer Basin PGC	

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10. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Project Funding Sources:

Bay Restoration Fund Grant BR-CR 12.16 (prior approval Sec 10 [9/2/20]) Northeast Sewer Basin PGC	\$ 5,362,875
Bay Restoration Fund Grant BR-CR 11.16 (prior approval Sec 10 [9/2/20]) Lower Anacostia Sewer Basin PGC	\$ 3,791,375
Bay Restoration Fund Grant (Future)	\$ 34,949,250
Water Quality State Revolving Loan Fund (prior approval Sec 13 [7/1/20])	\$ 150,174,502
Water Quality State Revolving Loan Fund Forgiveness (prior approval Sec 13 [7/1/20])	\$ 3,714,188
Local Share	<u>\$ 2,424,189</u>
Total Estimated Project Cost	\$ 212,007,190

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

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BOARD OF PUBLIC WORKS
SECRETARY'S
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Contact: Kenny Toro 410-729-8926
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11. **MARYLAND ENVIRONMENTAL SERVICE**
Eastern Correctional Institution, Somerset County

Construction Contract: ECI Propane Fuel Conversion
MES Project # 1-23-4-63-5

Description: Extend the existing underground service distribution pipeline to deliver utility grade natural gas to Eastern Correctional Institution (ECI) buildings and replace propane fired equipment with natural gas fired equipment.

Procurement: Competitive Sealed Bids

Bids:	Joseph M. Zimmer, Inc, <i>Salisbury, MD</i>	\$4,365,000
	Chesapeake Turf LLC, <i>Salisbury, MD</i>	\$5,471,840
	W. M. Schlosser Co., Inc., <i>Hyattsville, MD</i>	\$5,488,000

Award: Joseph M. Zimmer, Inc.

Amount: \$4,365,000

Term: 330 calendar days from NTP

MBE Goal: 20%

Remarks: The primary source of heating for the majority of ECI facilities is hot water generated at the cogeneration plant. However, ECI retains 19 propane-fired heating units throughout two Maryland Correctional Enterprises (MCE) buildings and five buildings within the Annex, which is the minimum-security section of the complex housing approximately 560 inmates. Heat to these buildings is served exclusively by local, independent, propane-fired hot water heaters, boilers, air conditioners, and furnaces. Fuel for this equipment is currently fed from two on-site 30,000-gallon storage tanks. One tank feeds the MCE buildings and the other feeds the five Annex buildings.

Under this contract, the ECI will convert HVAC equipment from firing propane to fire natural gas as part of sitewide fuel conversion efforts. This project will replace 15 propane fired HVAC equipment across five buildings within the ECI Annex and four HVAC equipment across two buildings for the MCE buildings with natural gas fired HVAC equipment. Additionally, three of the ECI Annex mechanical rooms that house the HVAC equipment will be modified to maintain compliance with current code and industry practices.

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11. **MARYLAND ENVIRONMENTAL SERVICE** (cont'd)

Remarks (cont'd):

The existing underground natural gas distribution pipeline completed in June 2022 will be extended to the seven buildings via trench and trenchless methods.

Fund Sources: General Funds (SB 290 of 2022 H00H01.02 Statewide Capital Appropriation – Business Enterprise Administration)

Appropriation Codes: H00H01.02 \$4,365,000

Resident Business: Yes

Tax Compliance No.: 23-2169-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
July 19, 2023



Contact: Kevin M. Cox 410-576-6388
kcox@oag.state.md.us

12. **ADMINISTRATIVE OFFICE OF THE COURTS**
General Miscellaneous

Recommendation: The Administrative Office of the Courts, through the Office of the Attorney General, requests approval of the payment of \$65,000 in full and final satisfaction of the plaintiffs' claims for litigation costs, including attorneys' fees in *Brandon Soderberg, et al. v. Audrey J.S. Carrion, et al.*, United States District Court for the District of Maryland, No. 19-cv-01559-RDB.

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

Request Amount: \$65,000

Fund Source: 100% General Funds

Appropriation Code: C00A0006

Requesting Agency's Remarks: The Administrative Office of the Courts and the Office of the Attorney General recommend paying \$65,000 to settle all claims for costs, including attorneys' fees, as in the best interest of the State.

If this settlement is approved a check should be issued payable to "Maryland Lawyers for the Arts, Inc." in the amount of \$65,000. The check should be delivered to Kevin M. Cox, Assistant Attorney General, Office of the Attorney General of Maryland, 200 Saint Paul Place, 20th Floor, Baltimore, Maryland 21202, who will deliver it to plaintiffs' attorney and ensure that all of the necessary documentation and releases are complete.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S
ACTION AGENDA
July 19, 2023



SUPPLEMENTAL

*Contact: Marc Nicole, 410-260-7288
marc.nicole@maryland.gov*

13. MARYLAND THOROUGHBRED RACETRACK OPERATING AUTHORITY ADMINISTRATION

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

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

Amount: \$767,415

Fund Sources: Maryland Racing Operations Fund

Appropriation Code: D29A01.01

Requesting Agency Remarks: Section 34 of Chapter 101 of 2023 (Budget Bill for FY 2024) authorizes the Board of Public Works to create no more than 100 positions in excess of the total number of authorized State positions on July 1, 2023, within the Executive Branch. The following new positions are requested to be created:

Regular Positions to be Created

	FTE	Position Title	Class Code	Grade/Step	Salary and Fringe
	1.0	Executive Director	9650	EPP 0007	\$224,469
	1.0	Deputy Director	5224	STD 24/13	\$161,347
	1.0	Administrative Assistant	2572	STD 11/13	\$69,715
	1.0	Assistant Attorney General	5310	STD 22/13	\$141,713
	1.0	Paralegal II	6460	STD 12/13	\$74,221
	1.0	Administrator	6094	STD 16/13	\$95,950
Total	6.0				\$767,415

The Thoroughbred Racetrack Operating Authority was established by Chapter 111 of 2023: Horse Racing - Extension of Maryland Horse Racing Act and Establishment of Maryland Thoroughbred Racetrack Operating Authority. The FY 2024 Legislative Appropriation did not include an appropriation or positions for this new authority. Chapter 111 authorizes the transfer of funding from the Racing and Community Development Facilities Fund beginning in FY 2024 to the Maryland Racing Operations Fund to staff the Authority and carry out the requirements of Chapter 111.

BOARD OF PUBLIC WORKS
SECRETARY'S
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SUPPLEMENTAL

13. **MARYLAND THOROUGHBRED RACETRACK OPERATING AUTHORITY
ADMINISTRATION** (*cont'd*)

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. If the Board approves this request, six positions will have been approved within the Rule of 100 for FY 2024.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
July 19, 2023



APP 1

Contact: Daniel Placeres 410-767-5825
daniel.placeres@maryland.gov

**A1. DEPARTMENT OF GENERAL SERVICES of behalf of
THE MARYLAND STATE POLICE**

Contract Title: 25 Ton Temporary Air Handler for Air Conditioning for Rockville Police Barracks "N"; Project: PN-791-230-002

Contract Type: Construction

Contract Description: Provide a 25 Ton Temporary Air Handler to provide emergency air conditioning to the facility for the months of June-October 2023.

Procurement Method: Emergency

Bids: Bronco United, LLC; Silver Spring, MD \$94,000.00

Award: Bronco United, LLC (MBE, SBE)

Amount: \$94,000

Term: 150 Days

Date Emergency Declared: 6/01/2023

Contract Award Date: 6/08/2023

Date Emergency Reported: 6/26/2023

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

Fund Source: 100% General

Appropriation Code: H00 24 01 77051 1498

Remarks: Nature of Emergency: The Maryland State Police (MSP) Rockville Barracks has an air handler that is 31 years old and is failing. It no longer provides air conditioning during the warm season and both replacement parts as well as the refrigerant that is used in this air handler are no longer available. This has made it extremely difficult to maintain a consistent comfortable temperature and proper humidity level throughout the building.

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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APP 2

A1. DEPARTMENT OF GENERAL SERVICES *of behalf of*
THE MARYLAND STATE POLICE *(cont'd)*

Remarks (cont'd):

This unit is currently in design to be replaced along with two boilers and approximately 30 Variable Air Volume Devices along with its controls. In the interim, MSP has conducted an emergency procurement for a 25-ton temporary air handler to provide the proper air conditioning and humidity levels throughout the Rockville Barracks for the months of June -October to provide a safe and secure environment for the public and staff. This emergency action was approved by the Chief of the Department of General Services Office of State Procurement on June 06, 2023.

Basis for Selection: Two companies were contacted and were requested to provide a proposal for the emergency services needed. Bronco United, LLC submitted a reasonable proposal for a turn-key service, while the other company declined to submit a proposal. Bronco United, LLC is a local MBE contractor registered as a Small Business Reserve (SBR) company with the State of Maryland, that possesses the specific capability, knowledge, and experience needed to provide emergency HVAC services for any size facility, utilizing each facility's existing infrastructure. Bronco United, LLC will provide a tun-key service which includes monthly inspections, maintenance, and servicing of the equipment for the duration of the utilization period.

Resident Business: Yes

Tax Clearance: 23-2402-0001

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
July 19, 2023



APP 3

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

A2. DEPARTMENT OF HUMAN SERVICES
Social Services Administration

Contract Title: Residential Child Care Services
SSA/RCCSS-23-025; ADPICS No: N00B3600604

Contract Type: Services

Contract Description: Emergency placement of one youth.

Procurement Method: Emergency

Award: Amiable Access Healthcare, Inc.
Bel Air, MD

Amount: \$270,088 (Not to Exceed)

Term: 3/06/2023 - 9/30/2023

Date Emergency Declared: 3/06/2023

Contract Award Date: 3/06/2023

Date Emergency Reported: 6/26/2023

MBE / VSBE Participation: 0% / 0%

Fund Source: 100% General

Appropriation Code: N00G0001

Remarks: Nature of Emergency: Emergency procurement contract for the placement of a nineteen year-old diagnosed with Depression, Bipolar Depression, Attention Deficit Hyperactivity Disorder, and Aggressive Behavior which requires a structured placement.

Basis for Selection: It was determined by the Local Department of Social Services that Amiable Healthcare Access, Inc. is the best placement as they provide residential placement with support that specializes in a wide array of individually designed services for youth diagnosed with Autism Spectrum Disorder, Attention-Deficit/Hyperactivity Disorder, Combined Presentation, and Unspecified Schizophrenia Spectrum and Other Psychotic Disorder. Amiable Access also provides Nursing Support services for youth in placement.

BOARD OF PUBLIC WORKS
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APP 4

A2. DEPARTMENT OF HUMAN SERVICES (cont'd)

Remarks (cont'd):

The Department requested and received emergency procurement approval on March 6, 2023 from the Department of General Services' Office of State Procurement.

Reason for Late Report: The Department apologizes for the late report. Moving forward, the Department is putting in place new systems to begin emergency procurement requests as far in advance as possible, and to track the reporting status as soon as an emergency is declared. The Department is making the timely reporting of emergency procurements a priority in our rebuilding of internal processes and procedures. In addition, the Department has had conversations with the Board of Public Works' staff, as well as the Department of General Services, on additional procurement options. We hope to continue these discussions with the members as they are more fully developed.

Both the Social Services Administration (SSA) Placement Unit and the SSA Contracts and Monitoring Units have made efforts to address timely submission of Notifications of Placement. The efforts made to mitigate the 14-day Emergency Processing delay of late notifications included meetings held with Placement, Contracts, and Procurement units to develop procedures for notification, to include sending the Secretary approval memo, instructions given to forward the Notice of Placement to the Local Department of Social Services, the Secretary approval of placement, and the Notifications of Placement form.

Resident Business: Yes

Tax Clearance: 23-1750-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
July 19, 2023



APP 5

Contact: Anthonia Chuku 410-230-3326
anthonia.chuku2@maryland.gov

A3. DEPARTMENT OF JUVENILE SERVICES

Contract Title: Emergency Residential Treatment Services
Contract ID#: 23-PD-021, ADPICS No.: V00B3600093

Contract Type: Services

Contract Description: Emergency residential treatment services for two youth referred by the Department of Juvenile Services (DJS), who are before the Juvenile Courts.

Procurement Method: Emergency

Bids: Charity Hearts Healthcare, Inc. \$865,186.30
Catonsville, MD

Award: Charity Hearts Healthcare, Inc.

Amount: \$865,186.30 (Not to Exceed)

Term: 6/13/2023 – 6/12/2024 (1 Year)

Date Emergency Declared: 5/31/2023

Contract Award Date: 6/09/2023

Date Emergency Reported: 6/26/2023

MBE / VSBE Participation: 0% / 0%

Fund Source: 100% General

Appropriation Code: E0101

Remarks: Nature of Emergency: Emergency placement of two youths in need of developmental care and supervision to include a nurturing environment and education on independent living skills in a setting consistent with criteria for placement in a self-contained residential facility. This contract will provide a continuum of care necessary to meet treatment needs and the supervision levels mandated by the juvenile courts.

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
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APP 6

A3. DEPARTMENT OF JUVENILE SERVICES (cont'd)

Remarks (cont'd):

DJS is required to provide both residential and non-residential services and programming for youth who are ordered by the Juvenile Court to be placed in specific types of programs.

Considering that DJS does not have a sufficient number of State-operated programs, private providers are relied upon to deliver the majority of these services. The residential programs include treatment foster care, group homes, therapeutic group homes, shelter homes, residential treatment centers, residential educational programs or schools, and independent living programs. Home based supervision treatment and therapy are also provided.

Basis for Selection: Due to the unique and emergent needs of the youth, DJS reached out to other treatment programs for the placement but only Charity Hearts Healthcare, Incorporated responded positively. For both in-State and out-of-State providers, DJS determines the “not to exceed” amount of each contract based upon the number of youth that may require these services. The Contractor will be paid only for the youths placed in the program and for the actual number of days and services they receive.

The rates are set to ensure that they remain consistent for similar services regardless of the placing agency, placing State, or location of the facility. All rates issued must comply with all cost approval guidelines and instructions. This is a purchase of care contract paid on a fee for service basis for the actual number of youth placed in a contractor’s care, and only for the actual number of days each child is with the contractor.

Resident Business: Yes

Tax Clearance: 23-2240-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS
SECRETARY'S ACTION AGENDA
APPENDIX
July 19, 2023



APP 7

Contact: Bryan Mroz 410-456-8078
bryan.mroz@maryland.gov

A4. MARYLAND DEPARTMENT OF HEALTH
Holly Center

Contract Title: Holly Center Transformer Electrical Services
MDH/OCMP-23-22032; M00B3600725

Contract Type: Maintenance

Contract Description: High voltage electrical services to replace a transformer and 25k Switch for the Holly Center at buildings R300 and R400.

Procurement Method: Emergency

Bids: AET Electric, Inc.; Parsonsburg, MD \$101,262.00

Award: AET Electric, Inc.

Amount: \$101,262

Term: 5/17/2023 – 9/09/2023

Date Emergency Declared: 5/14/2023

Contract Award Date: 5/17/2023

Date Emergency Reported: 6/26/2023

MBE / VSBE Participation: 0% / 0%

Fund Source: 100% General

Appropriation Code: M0017001

Remarks: Nature of Emergency: The Holly Center, located in Salisbury, is a residential center which provides care to residents with intellectual and/or intellectual disabilities. The Holly Center experienced a transformer failure on May 14, 2023, which caused two buildings to be powered by emergency backup generators. Of the two affected buildings, R300 and R400, R300 is a resident care building. In order to ensure the health, safety, and wellbeing for the individuals in the care of the Holly Center, an emergency procurement was pursued in order to provide full electrical functionality without the use of emergency backup power.

BOARD OF PUBLIC WORKS
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APP 8

A4. MARYLAND DEPARTMENT OF HEALTH (cont'd)

Remarks (cont'd):

After assessing the situation, AET Electric, Inc. indicated that the transformer could not be repaired in place and would have to be removed. The vendor found a transformer in Ohio, which would take one week to deliver. It was determined that replacing the transformer was the best course of action due to the inefficiency of repairing the transformer. The transformer was replaced and when it was powered on, a 25KW switch blew, due to the age of the switch. The switch failure was unexpected, and the switch was needed to operate the transformer. The Holly Center attempted to locate a new switch through local high voltage companies: Choptank Electric or Delmarva Power. AET Electric was able to locate the switch in Pennsylvania. MDH made the determination to use the same vendor to source the switch as the switch failure stemmed from the original transformer incident.

Basis for Selection: AET Electric Inc. was the only vendor that responded immediately during the power outage at the Holly Center which was experienced on May 14, 2023. Due to the impact on a resident care building, a competitive solicitation was not made as there was an immediate need to replace the transformer.

Reason for Late Report: During the installation of the new transformer, the switch malfunctioned requiring additional work for functionality. As both the transformer and switch stemmed from the same incident, MDH made the determination to combine both items as one emergency. This combination caused a delay in the emergency report.

Resident Business: Yes

Tax Clearance: 23-2058-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
July 19, 2023



DNR 1

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

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

Recommendation: Approval to commit \$95,760 for the following **development** projects.

1. Frostburg Community Pool Storage Building - \$34,560

City of Frostburg
POS #7564-1-467 MD20230421-0309

Background: Construct a storage building for the Frostburg Community Park pool.

Fund Source: Outdoor Recreation Land Loan 2022, Chapter 357, Acts of 2021
Program Open Space Local
Source Code: 22011 \$34,560.00

2. Lion's Concession Building Renovation - \$61,200

City of Frostburg
POS #7566-1-469 MD20230426-0325

Background: Replace the Lion's concession building restroom and pavilion at the Parris N. Glendening Recreation Complex. The project includes the demolition of the deteriorating structure, construction of a new ADA compliant restroom and pavilion with concrete flooring, new stormwater management system, sewer connection, and associated site amenities.

Fund Source: Outdoor Recreation Land Loan 2022, Chapter 357, Acts of 2021
Program Open Space Local
Source Code: 22011 \$61,200.00

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
July 19, 2023



DNR 2

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

2A. **LOCAL PARKS AND PLAYGROUNDS INFRASTRUCTURE**
Calvert County

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

North Beach Waterfront Park – Bike Path Repair and Replacement - \$150,000
Town of North Beach
LPPI# LPPI-4-10

Background: Repair and replace an existing 150-ft asphalt-paved bike path adjacent to a wooden boardwalk at the park.

Fund Source: Maryland Consolidated Capital Bond Loan 2022, Chapter 344, Acts of 2022
Local Parks and Playgrounds Infrastructure
Source Code: 22116 \$150,000.00

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
July 19, 2023



DNR 3

REVISED

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

3A. PROGRAM OPEN SPACE LOCAL SHARE
Charles County

Recommendation: Approval to commit \$343,453 for the following **planning** and **development** projects.

1. Charles County - 2027 Land Preservation, Parks and Recreation Plan - \$25,000

Charles County
POS #7600-8-123 MD20230526-0426

Background: Funding to complete Charles County’s 2027 Land Preservation, Parks, and Recreation Plan to fulfill State requirements.

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

2. Bensville Park Football Field Lights - \$318,453.75

Charles County
POS #7601-8-124 MD20230526-0436

Background: Install new lighting on a multiuse athletic field at Bensville Park.

Fund Source: Outdoor Recreation Land Loan 2021, Chapter 19, Acts of 2020
Program Open Space Local
Source Code: 21011 **\$316,332.81**

Maryland Consolidated Capital Bond Loan of 2014, Chapter 463, Acts of 2014
Program Open Space Local
Source Code: 14089 **\$2,015.93**

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Program Open Space Local
Source Code: 12057 \$105.01

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
July 19, 2023

REVISED



DNR 4

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

4A. LOCAL PARKS AND PLAYGROUNDS INFRASTRUCTURE
Prince George's County

Recommendation: Approval to commit \$350,000 for the following **development** project.

Rose Valley Park Improvements- \$350,000

M-NCPPC (Prince George's County)

LPPI# LPPI-16-2

Background: Purchase and install outdoor fitness equipment, pavilion, walkways, fencing and other park amenities.

Fund Source: Maryland Consolidated Capital Bond Loan 2022, Chapter 344, Acts of 2022
Local Parks and Playgrounds Infrastructure
Source Code: 22116 \$350,000.00

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
July 19, 2023



DNR 5

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

5A. **LOCAL PARKS AND PLAYGROUNDS INFRASTRUCTURE**
Baltimore City

Recommendation: Approval to commit \$600,000 for the following **development** project.

Walter P. Carter Pool – \$600,000
Baltimore City
LPPI# LPPI-24-14

Background: Design and construct a new swimming pool including site improvements and restrooms.

Fund Source: Maryland Consolidated Capital Bond Loan 2022, Chapter 344, Acts of 2022
Local Parks and Playgrounds Infrastructure
Source Code: 22116 \$600,000.00

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
 Department of Natural Resources – Real Property
 Supplement
 July 19, 2023



DNR 6

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

6A. RURAL LEGACY PROGRAM FUNDS
St. Mary's County

Recommendation: Approval to grant \$141,278.22 to **The Patuxent Tidewater Land Trust, Inc.** from Rural Legacy Funds to acquire a 73.58-acre conservation easement.

Huntersville Rural Legacy Area – Diane Marie Leeland

Prior Approval: Rural Legacy Area Grant for easement acquisitions:
 DNR-RP Item 14A (12/1/2021) for \$2,217,053 for FY 2022

Project Description: Acquisition of this conservation easement will protect productive agricultural and forest lands, and approximately 7,274 linear feet of forested stream buffers along Coatigan Run and associated tributaries before its confluence offsite with the Patuxent River. This Rural Legacy easement, RL #34625, will be held by the Department of Natural Resources and The Patuxent Tidewater Land Trust, Inc.

Remarks: Owner previously exercised the transfer of some development rights; hence, Rural Legacy is paying for only 38 of the 73.58 acres, but easement covers the entire property.

Easement Value: \$132,620 (\$3,490 per acre)

Purchase Price: \$132,620 (\$3,490 per acre)

Total Other DNR Costs:	Administrative:	\$ 3,978.60
	Incidental:	\$ 2,690.32
	Compliance:	<u>\$ 1,989.30</u>
		\$ 8,658.22

Amount Requested: \$141,278.22

Fund Sources: Outdoor Recreation Land Loan of 2022, Chapter 357, Acts of 2021
 Rural Legacy Program
 Source Code: 22012 \$141,278.22

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
July 19, 2023



DNR 7

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

7A. RURAL LEGACY PROGRAM FUNDS
St. Mary's County

Recommendation: Approval to grant \$110,058.77 to **The Patuxent Tidewater Land Trust, Inc.** from Rural Legacy Funds to acquire a 20.36-acre conservation easement.

Huntersville Rural Legacy Area – Stouffer-Dixon

Prior Approval: Rural Legacy Area Grant for easement acquisitions:
DNR-RP Item 14A (12/1/2021) for \$2,217,053 for FY 2022

Project Description: Acquisition of this conservation easement will protect productive agricultural and forest lands, and approximately 1,737 linear feet of forested stream buffers along unnamed tributaries feeding directly into the Patuxent River. This Rural Legacy easement, RL #34638, will be held by the Department of Natural Resources and The Patuxent Tidewater Land Trust, Inc.

Easement Value: \$100,794 (\$4,950 per acre)

Purchase Price: \$100,794 (\$4,950 per acre)

Total Other DNR Costs:

Administrative:	\$ 3,023.82
Incidental:	\$ 4,729.04
Compliance:	<u>\$ 1,511.91</u>
	\$ 9,264.77

Amount Requested: \$110,058.77

Fund Source: Outdoor Recreation Land Loan of 2022, Chapter 357, Acts of 2021
Rural Legacy Program
Source Code: 22012 \$110,058.77

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
Department of Natural Resources – Real Property
Supplement
July 19, 2023



DNR 8

Contact: John Turgeon 410-697-9525
john.turgeon@maryland.gov

8A. MARYLAND ENVIRONMENTAL TRUST

Recommendation: That the Board of Public Works approve the following acceptance of a perpetual conservation easement.

State Income Tax Credit: Section 10-723, Tax General Article, Annotated Code of Maryland provides:

- “An individual or a member of a pass-through entity may claim a credit against the State income tax . . . for an easement conveyed to the Maryland Environmental Trust . . . if the [perpetual] easement is accepted and approved by the Board of Public Works.”
- “For pass through entities the Board of Public Works shall approve credits for conveyance under this section on a first-come first-served basis.”

Property: 281.859 acres; 3414 Indian Bone Road, Cambridge, East New Market; Dorchester County Tax Map 54, Parcels 79, 81, 82 and 84
Legislative District 37A

Grantors: Russell S. Baker III

Grantees: Maryland Environmental Trust, United States Navy, Eastern Shore Land Conservancy, Inc.

Purchase Price: \$460,000.00

Fund Source: 100% Federal funds – Dept. of Defense Readiness and Environmental Protection Integration Program; and the U.S. Fish and Wildlife’s North American Wetland Conservation Act Program

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
University System of Maryland
Supplement
July 19, 2023



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

**1-C-OPT-MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK
*On-Call Civil/Structural Engineering Design Services Contract -
Renewal Option 1***

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

Prior Approval: USM Item 2-A/E (8/11/2021) (\$3 million Not to Exceed-2year base period)

Contractors:

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

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

Description: Exercise first renewal option and increase the option amount.

Original Term: 8/18/2021 – 8/17/2023 (2-year base w/three 1-year renewal options)

Option Term: 8/18/2023 – 8/17/2024 (first renewal option)

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

Option Amount: \$1.5 million (Not to Exceed)-First renewal

Modification Amount: \$500,000 (See “Requesting Institution Remarks”)

Option\Modification Amount Total: \$2 million

Board of Public Works
University System of Maryland
Supplement
July 19, 2023



1-C-OPT-MOD. UNIVERSITY OF MARYLAND, COLLEGE PARK (cont'd)

Revised Amount-Base

Period plus Option Years: \$3,000,000 (not to exceed) (2-yr base award)
 \$2,000,000 (not to exceed) (1st renewal option)
 \$2,000,000 (not to exceed) (2nd renewal option)
 \$2,000,000 (not to exceed) (3rd renewal option)
 \$9,000,000 (not to exceed) Total

Procurement Method: Competitive Sealed Proposals

MBE Compliance: 32.67%

Performance Security: N/A

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

Requesting Institution Remarks: Renewal is recommended for the five (5) firms based on satisfactory job performance. Implementation will be on a task order basis with no guarantee of award to any of the firms. The firms must use the fixed hourly rates as negotiated at renewal. Task orders will be awarded to firms on a rotating basis. The project spend over the first 2 years of the contracts through the expiration date is approximately \$1.4 million per year. The University is anticipating an increase in the required services during the renewal period and is requesting that the option amount be increased to \$2 million. The subsequent renewal options are also anticipated to necessitate this increased amount and will be presented to the Board of Public Works for approval.

Resident Business/MD Tax Clearance:

Company Name	Resident Business	MD Tax Clearance
Rummel, Klepper & Kahl	Yes	23-2295-1111
A Morton Thomas & Associates	Yes	23-2296-1111
Whitney Bailey Cox & Magnani	Yes	23-2297-1111
AECOM Technical Services	No	23-2298-1111
Whitman Requardt & Associates	Yes	23-2299-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Board of Public Works
University System of Maryland
Supplement
July 19, 2023



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

2-C. UNIVERSITY OF MARYLAND, COLLEGE PARK
On-Call Design-Build Contract – Task Order

Contract ID: Design-Build Contract with Guaranteed Maximum Price for the Softball Player Development Facility, University of Maryland College Park, RFP No. 136443

Recommendation: Award of Design-Build Task Order

Contractor: J. Vinton Schafer Construction, LLC, Abingdon, MD

Project Description: The proposed project is for the design and construction of an approximately 5,740 GSF player development facility for the University Softball Team. The structure (adjacent to the Maryland Softball Stadium and Field) will include practice facilities for both pitchers and hitters with state-of-the-art technology for performance analytics.

The University anticipates the final value of this contract to be approximately \$3.6 million (design and construction)

Contract Term: Thirty-Nine (39) months from notice to proceed (including warranty period)

Amount: \$430,846 (design and pre-construction services)

Procurement Method: On-Call Design-Build Master Contracts – Task Order Solicitation

Proposals:

Company	Rank
J. Vinton Schafer Construction, Abingdon, MD	\$903,648
Jeffrey Brown Contracting, Towson, MD	\$949,997
Whiting-Turner Contracting Company, Herndon, VA	\$960,180
Dustin Construction, Ijamsville, MD	\$963,090

Funding: Institutional Funds

MBE Participation Goal: N/A (See Requesting Institution Remarks)

Performance Security: Equal to contract amount



2-C. UNIVERSITY OF MARYLAND, COLLEGE PARK (cont'd)

Requesting Institution Remarks: This solicitation was sent to the six (6) On-Call Design Build services contractors that have master contracts with the University. Four (4) firms responded. Award is recommended to J. Vinton Schafer Construction, LLC as the lowest priced technically acceptable offer.

This contract award is for pre-construction and design services. As design progresses and construction documents are completed, the contractor will sequentially and competitively bid the construction trade packages. Upon completion of the solicitation of trade packages, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs in the form of a Bid Package, which will include trade costs, general conditions, and the construction services fee. There is no MBE participation during the preconstruction and design phase; however, the overall project has an MBE goal of 29%.

Sustainability: This project will comply with the Maryland State High Performance Green Building Program through use of the International Green Construction Code.

Resident Business: Yes

MD Tax Clearance: 23-2565-1000

BOARD OF PUBLIC WORKS

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
July 19, 2023**

<u>Item #s</u>	<u>Transportation Business Unit</u>	<u>Pages</u>
1 – 4	Maryland Transportation Authority (MDTA)	1 – 6
5 – 7	Maryland Transit Administration (MTA)	7 – 12
8 – 17	State Highway Administration (SHA)	13 – 30
18 – 19	The Secretary’s Office (TSO)	31 – 35
20	Supplemental: Maryland Transit Administration (MTA)	36
21	Supplemental: Maryland Transit Administration (MTA)	41

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 1

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

**1-AE. MARYLAND TRANSPORTATION AUTHORITY
*Architecture/Engineering Contract***

Contract ID: Structures Inspection Program and Engineering Services; *MDTA 2020-01 B*

Contract Description: One work-order based contract to provide structures inspection program and engineering services for the Maryland Transportation Authority (MDTA).

Award(s): Transtech Engineering Consultants, Inc. (AE-3076-0000)
Columbia, MD

Contract Term: 08/03/2023* – 08/02/2027 (**or earlier upon BPW approval*)

Amount: \$5,000,000 NTE

Procurement Method: Qualification Based Selection (*SBR-Designated*)

Proposals:

<i>Offerors</i>	<i>Technical Proposal Ratings (Max 2500) (Rankings)</i>	<i>Awards</i>
Transtech Engineering Consultants, Inc. Columbia, MD	2220.89 (1)	\$5,000,000 NTE AE-3076-0000
Newell, Tereska and MacKay Engineering, Inc. Dillsburg, PA	2194.06 (2)	
The Wilson T. Ballard Company Owings Mills, MD	2139.17 (3)	
BVF Engineering, Inc. Columbia, MD	1940.28 (4)	
Tuhin Basu & Associates, Inc. Columbia, MD	1888.11 (5)	

MBE/VSBE Participation: 20% / 1%

Incumbents: None

Requesting Agency Remarks: On February 8, 2022, the solicitation was advertised in The Daily Record and eMaryland Marketplace Advantage (eMMA), electronically notifying 777 potential firms. Five proposals were received on April 26, 2022. There were no protests received for this contract.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 2

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

Agency Remarks (cont'd):

The consultant shall perform physical, on-site inspections and comprehensive engineering design services of facilities under its jurisdiction. The facilities include I-95 (John F. Kennedy Memorial Highway including the Express Toll Lane and Travel Plazas), I-895 (Baltimore Harbor Tunnel Thruway), I-395 and I-95 in Baltimore City (Fort McHenry Tunnel South Facility), I-695 (Francis Scott Key Bridge Facility), the Harry W. Nice Memorial/Senator Thomas “Mac” Middleton Bridge Facility, the Thomas J. Hatem Memorial Bridge Facility, the William Preston Lane, Jr. Memorial Bridge Facility and the Intercounty Connector (ICC) in Prince George’s and Montgomery Counties. Consultant services include the inspections of workhorse bridges, and roadway and ancillary structures; use of the Structures Inspection and Repair Management system and maintenance of the system through subcontractor/vendor agreements with the system developer; providing asset management services; providing access equipment and maintenance of traffic for inspections; performing non-destructive testing; providing construction inspection services; performing structural evaluations, analysis and load ratings; performing surveying and structural design; and providing project management services. The project will also include but is not limited to providing Engineering Design Services.

A 20% MBE and a 1% VSBE participation goals have been established for this contract. Transtech Engineering Consultants, Inc. has committed to meeting these goals.

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 (Toll Revenue)

Approp. Code: J00J00.41, J00J00.42

Resident Business: Yes

MD Tax Clearance: 23-2206-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 3

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

2-M-OPT. MARYLAND TRANSPORTATION AUTHORITY
Renewal Option: Maintenance Contract

Contract ID: Janitorial Services for MDTA's Baltimore Harbor Tunnel (BHT) and Fort McHenry Tunnel (FMT) Facilities; *MT-3124-0000*.

Contract Approved: MDOT 5-M, 08/12/2020

Contractor: Lyle's Cleaning Services LLC; Ijamsville, MD

Contract Description: Provide janitorial services for the Maryland Transportation Authority's (MDTA) BHT and FMT Tunnel Facilities in Baltimore, Maryland.

Option Description: Exercise the sole 2-year renewal option.

Original Contract Term: 09/01/2020 - 08/31/2023 (w/one 2-year renewal option)

Option Term: 09/01/2023 - 08/31/2025 (2 years)

Original Contract Amount: \$ 606,724

Option Amount: \$ 451,311

Prior Mods/Options: - \$1,056 (Mod. #1: Reduction to correspond with certified fair market value pricing as approved by the Pricing and Selections Committee; Delegated Authority - MDTA, 12/01/2020 – 08/31/2023)

Revised Contract Amount: \$1,056,980

Percent +/- Change: 74.4%

Overall Percent +/-: 74.4%

Original Procurement Method: Preferred Provider

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

Requesting Agency Remarks: Request for approval to exercise the sole two-year Renewal option as contained in the original contract to continue with the Janitorial Services for MDTA's BHT and FMT Tunnel Facilities.

DEPARTMENT OF TRANSPORTATION
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2-M-OPT. MARYLAND TRANSPORTATION AUTHORITY (cont'd)

Agency Remarks (cont'd):

Lyle's Cleaning Services, LLC is a Community Service Provider, Certified Minority Business Enterprise Firm, and has performed the work satisfactorily for the MDTA over the last three years. The Pricing and Selection Committee (PSC) for Rehabilitation and Employment Programs approved the rates for Renewal years 4 and 5 on June 19, 2020, and again on March 16, 2023.

Approving this renewal option to continue these essential services is in the best interest of the State to ensure the safety of MDTA's customers and employees.

Contracts awarded to Preferred Providers are not considered for MBE nor VSBE participation goals.

Fund Source: 100% Special (Toll Revenue)

Approp. Code: J00J00.41

Resident Business: Yes

MD Tax Clearance: 23-2040-110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 5

Contact: Melissa Williams 410-537-5651
mwilliams9@mdta.state.md.us

**3-RP. MARYLAND TRANSPORTATION AUTHORITY
*Real Property – Interagency Transfer***

Recommendation: That the Board of Public Works approve the Maryland Transportation Authority (MDTA) conveyance of the property explained below.

Authority: Transportation Article, §4-205(b);
State Finance and Procurement Article, §10-304 - §10-305;
Annotated Code of Maryland

Property: MC# 21-7043
Point Breeze Guard Shack and Pedestrian Tunnel (± 0.398 acres),
2310 Broening Highway, Baltimore City

Grantor: State of Maryland, MDTA

Grantee: State of Maryland, MDOT MPA

Consideration: \$1.00

Appraised Value: \$103,500 – Stephen H. Muller, (Selected)
\$119,800 - LouAnne E. Cline, (Approved)
Gerard Krebs, Review Appraiser

State Clearinghouse: The Clearinghouse conducted an intergovernmental review of the project under MD20220218-0122. It is recommended to declare the Point Breeze guard shack and pedestrian tunnel (Lot 7) located along Broening Highway in Baltimore City excess to the needs of the Maryland Transportation Authority, for transfer to the Maryland Port Authority. None of the local or state agencies that provided review comments expressed an interest in acquiring the properties.

Requesting Agency Remarks: The Maryland Transportation Authority proposes an interagency transfer to MDOT Maryland Port Administration at nominal cost.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 6

Contact: Melissa Williams 410-537-5651
mwilliams9@mdta.state.md.us

4-RP. MARYLAND TRANSPORTATION AUTHORITY
Real Property – Interagency Transfer

Recommendation: That the Board of Public Works approve the Maryland Transportation Authority (MDTA) conveyance of the property explained below.

Authority: Transportation Article, § 4-205(b);
State Finance and Procurement Article, §10-304 - §10-305;
Annotated Code of Maryland

Property: MC# 21-7044
Point Breeze Rail Spur (± 3.97 acres); 2330 Broening Highway,
Baltimore City

Grantor: State of Maryland, MDTA

Grantee: State of Maryland, MDOT MPA

Consideration: \$1.00

Appraised Value: \$913,100 – Stephen H. Muller, Selected
\$864,700 – LouAnne E. Cline, Approved
Gerard Krebs, Review Appraiser

State Clearinghouse: The Clearinghouse conducted an intergovernmental review of the project under MD20220218-0123. It is recommended to declare the Point Breeze Rail Spur (Lot 10A) located along Broening Highway in Baltimore City excess to the needs of the Maryland Transportation Authority for transfer to the Maryland Port Authority. None of the local or state agencies that provided review comments expressed an interest in acquiring the properties.

Requesting Agency Remarks: The Maryland Transportation Authority proposes an interagency transfer to MDOT Maryland Port Administration at nominal cost.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 7

Contact: Memory Hewlett 410-767-3446
mhewlett@mdot.maryland.gov

5-M-OPT. MARYLAND TRANSIT ADMINISTRATION
Renewal Option: Maintenance Contract

Contract ID: Metro Fire Protection Equipment Maintenance; *MTR-20-012-MT*
EPICS No.: CO407455

Contract Approved: MDOT 13-M, 08/12/2020

Contract Description: Provides for the inspection, testing, and maintenance of fire protection equipment throughout the Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) Metro SubwayLink system (Metro).

Option Description: Exercise the sole renewal option.

Award: BFPE International, Inc.; Hanover, MD

Contract Term: 08/13/2020 – 08/12/2023 (w/one 2-year renewal option)

Option Term: 08/13/2023 – 08/12/2025 (2-years)

Original Contract Amount: \$1,530,240.00

Option Amount: \$1,020,160.00

Prior Mod/Option: N/A

Total Contract Amount: \$2,550,400.00

Percent +/- Change: 66.7%

Total Percent Change: 66.7%

Procurement Method: Negotiated Award After Unsatisfactory Competitive Sealed Bidding

Living Wage Eligible: Yes

MBE/VSBE Participation: 5.00% / 0%

MBE/VSBE Compliance: 6.47% / 0%

Requesting Agency Remarks: Approval of this two-year renewal option is necessary to ensure the continued maintenance of a safe and reliable fire management system, pursuant to local and federal guidelines. This contract provides for the inspection, testing, and repair of Metro's fire protection equipment. This includes fire protection equipment located in Metro stations, street level and line vent shaft valve pits, maintenance facilities, the operations control center, systems buildings, and the traction power substation.

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

Agency Remarks (cont'd):

But for the protection of the fire warning and suppression systems, Metro would face an elevated risk of catastrophic failure resulting in a loss of equipment, infrastructure, or (more importantly) life. The continuation of this contract is a preventative measure to mitigate these risks while MDOT MTA works to complete a new procurement.

A 5% MBE participation goal was established for this contract, and the awardee is exceeding that goal at 6.47%. No VSBE goal was established for this agreement.

The awardee has performed to a satisfactory degree, and MDOT MTA is confident in their abilities. Therefore, approving this renewal option to continue these essential services is in the best interest of the State.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J05H0105

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 9

Contact: Memory Hewlett 410-767-3446
mhewlett@mdot.maryland.gov

6-M-MOD. MARYLAND TRANSIT ADMINISTRATION
Modification: Maintenance Contract

Contract ID: Metro Standpipe Maintenance; *MTR-20-011-MT*
EPICS No.: CO407182

Contract Approved: MDOT 12-M, 08/12/2020

Contract Description: Provides for the inspection, testing, and maintenance of fire standpipe systems throughout the Maryland Department of Transportation Maryland Transit Administration's (MDOT MTA) Metro SubwayLink system (Metro).

Modification Description: Increase contract authority and extend the term of the agreement to allow for the continuation of services to inspect, test, and repair the fire standpipe system along the Metro while MDOT MTA works to complete a new procurement.

Award: Advanced Fire Protection Systems, LLC; Baltimore, MD (*SBR*)

Contract Term: 08/13/2020 – 08/12/2022 (2-years)

Modification Term: 08/13/2023 – 08/12/2024 (1-year)

Original Contract Amount: \$313,505.00

Modification Amount: \$405,000.00

Prior Mod/Option: \$ 45,000.00 (Mod. #1: 08/12/2022 – 11/10/2022; Increased authority and added time; Delegated Authority – MDOT MTA, 08/11/2022)

\$210,000.00 (Mod. #2: 11/10/2022 – 08/12/2023; Increased authority and added time; MDOT 14-M-MOD, 10/26/2022)

Total Contract Amount: \$973,505.00

Percent +/- Change: 129%

Total Percent Change: 311%

Procurement Method: Negotiated Award After Unsatisfactory Competitive Sealed Bidding

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



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

MBE/VSBE Participation: 3.00% / 0%

MBE/VSBE Compliance: 2.88% / 0%

Hiring Agreement Eligible: Yes

Requesting Agency Remarks: Approval of this modification to increase contract funding and to extend the term of the agreement is necessary to ensure the continued testing and maintenance of a safe and reliable Metro Standpipe System, pursuant to local and federal guidelines. This critical system provides pressurized water to the Metro tunnel in the event of a fire, and it is essential that it be maintained and tested to remain compliant with passenger safety standards.

The awardee has performed to a satisfactory degree, and MDOT MTA is confident in their abilities. Therefore, approving this modification to continue these essential services is in the best interest of the State.

A 3% MBE participation goal was established for this contract, and the awardee is currently achieving 2.88% participation. No VSBE participation goal was established for this agreement.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J05H0105

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 11

*Contact: Memory Hewlett 410-767-3446
mhewlett@mdot.maryland.gov*

**7-S. MARYLAND TRANSIT ADMINISTRATION
*Services Contract***

Contract ID: Miss Utility Locator Marking Services; *AGY-22-022-CS*
EPICS No.: AGY22022CS

Contract Description: Provide utility locating, marking, and documentation services to the Maryland Department of Transportation Maryland Transit Administration (MDOT MTA) to assist in the creation of a GIS database that will centralize all MDOT MTA utilities.

Award: InfraMap Corp; Glen Allen, VA
(Certified Small Business)

Contract Term: 08/03/2023 – 08/02/2024 (w/two 1-year renewal options)

Amount: \$ 235,581.97 NTE (Base: 1-year)
\$ 242,649.43 NTE (Renewal Option #1: 1-year)
\$ 249,928.91 NTE (Renewal Option #2: 1-year)
\$ 728,160.31 NTE Total

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts (NTE)</i>
InfraMap Corp; Glen Allen, VA	\$ 728,160.31
On The Mark Locators; Bear, DE	\$ 1,432,840.00

MBE/VSBE Participation: 0% / 0%

Performance Security: Performance and Payment Bond \$320,000

Incumbent: Same

Requesting Agency Remarks: This solicitation was advertised to 134 potential vendors via eMaryland Marketplace Advantage (eMMA) on June 23, 2022. On August 30, 2022, two bids were received. Upon completion of the bid evaluations, InfraMap Corp. (InfraMap) was determined to be the lowest responsive and responsible bidder. Although the awardee’s bid was substantially lower than the second lowest bidder, MDOT MTA is confident in the InfraMap’s ability to perform because the firm is the incumbent.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 12

7-S. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

This contract provides for locating, marking, and documentation services of MDOT MTA utilities (e.g., lights, control boxes, switches, and electrical lighting and traction power) to assist in the creation of a GIS database that contains all MDOT MTA utilities. MDOT MTA requires proactive utility identification and mapping of accurate utility locations to prevent subsurface utility system damage.

The Procurement Review Group's evaluation determined that no subcontracting opportunities existed for this contract. Consequently, no MBE nor VSBE goal established for this procurement. However, it should be noted that the awardee is certified Small Business.

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: J05H0105

Resident Business: No

MD Tax Clearance: 23-4058-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 13

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

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

Contract ID: Cultural Resources Services, Statewide; *BCS 2021-20 B; BCS 2021-20 C*
EPICS No.: SBCS2120B; SBCS2120C

Contract Description: Two of four open-ended, work-order based contracts to provide cultural resources services, Statewide for the Maryland Department of Transportation State Highway Administration (MDOT SHA).

Awards: AECOM Technical Services, Inc.; Hunt Valley, MD (Contract B)
Southeastern Archaeological Research, Inc.; Fredericksburg, VA (Contract C)

Contract Term: 08/03/2023 –08/02/2028 (5-years)

Amount: \$2,000,000 NTE each
\$4,000,000 NTE Total, *this agenda item*

Procurement Method: Qualification Based Selection

Proposals:

<i>Offerors</i>	<i>Technical Proposal Ratings (Max 100) (Rankings)</i>	<i>Awards</i>
Rummel, Klepper & Kahl, LLP Baltimore, MD	84.59 (1)	(Contract A)
AECOM Technical Services, Inc. Hunt Valley, MD	82.87 (2)	\$2,000,000 NTE Contract B
Southeastern Archaeological Research, Inc. Fredericksburg, VA	81.33 (3)	\$2,000,000 NTE Contract C
A.D. Marble & Company, Inc. Hunt Valley, MD	79.69 (4)	(Contract D)
TRC Environmental Corporation Chapel Hill, NC	79.53 (5)	
Johnson, Mirmiran & Thompson, Inc. Hunt Valley, MD	79.45 (6)	
McCormick Taylor, Inc. Baltimore, MD	79.43 (7)	
WSP USA, Inc. Baltimore, MD	79.23 (8)	

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 14

8-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

Proposals (cont'd):

<i>Offerors</i>	<i>Technical Proposal Ratings (Max 100) (Rankings)</i>	<i>Awards</i>
Skelly and Loy, Inc., A Terracon Company Hunt Valley, MD	79.00 (9)	
Commonwealth Heritage Group, Inc. Chantilly, VA	78.73 (10)	
Michael Baker International, Inc. Linthicum, MD	77.90 (11)	
ICF Jones & Stokes, Inc. Fairfax, VA	76.34 (12)	

DBE/VSBE Participation: 25% / N/A (Contract B)
30% / N/A (Contract C)

Incumbents: TRC Environmental Corporation; AECOM Technical Services, Inc.; Rummel, Klepper & Kahl, LLP; A.D. Marble & Company, Inc.

Requesting Agency Remarks: On November 24, 2021, the solicitation was advertised in The Daily Record, MDOT SHA’s web page, and eMaryland Marketplace Advantage. The advertisement was for four contracts for \$2,000,000 each not to exceed \$8 million for cultural resources services, Statewide for MDOT SHA. A total of 738 firms were notified via eMMA. MDOT SHA received 14 expressions of interest and invited 12 firms to submit technical proposals. MDOT SHA used qualification-based selection and found four consultants eligible for contract award. There were no protests for this contract.

The purpose of this contract is to provide cultural resource services, including identification, evaluation and treatment (e.g., mitigation, preservation, public outreach, data recovery, etc.) of terrestrial and underwater archaeology and historic standing structures as required by the National Historic Preservation Act, Maryland Historical Trust Act of 1985, as amended, the National Environmental Policy Act, the Maryland Environmental Policy Act, and other state and federal laws and regulations for transportation projects.

Although a 25% DBE participation goal was set for both contracts, Southeastern Archaeological Research, Inc. has committed to exceeding the goal to achieve 30% DBE participation for Contract C. No VSBE goals were established for this series of contract as State programs cannot be applied to federally funded projects.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



8-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

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

Approp. Code: J02B0101 & J02B0102

Resident Business: Yes

MD Tax Clearance: AECOM Technical Services, Inc. 23-1905-1111
Southeastern Archaeological Research, Inc. 23-1906-0111(

See next page for
Record Correction
Letter dated 6/30/25

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

John Gontrum



Wes Moore
Governor
Aruna Miller
Lieutenant Governor
Paul J. Wiedefeld
Secretary
William Pines, P.E.
Administrator

EXECUTIVE MEMORANDUM

TO: EXECUTIVE SECRETARY JOHN GONTRUM
FROM: SHA PROCUREMENT DIRECTOR JADA WRIGHT
SUBJECT: NOTICE OF CORRECTION – MDOT 8-AE, 07/19/2023 BPW MEETING
DATE: JUNE 30, 2025

PURPOSE OF MEMORANDUM

To advise the BPW staff of the following clerical error, a second appropriation code was inadvertently left off in the Department of Transportation’s Action Agenda item previously approved by the Board of Public Works.

MDOT Agenda 07/19/2023, Item 8-AE

Approved Approp. Code: J02B0101
Corrected Approp. Code: J02B0101 & J02B0102

Thank you for your attention to this matter. If additional information is required, please do not hesitate to contact me at (410) 545-0330 or jwright18@mdot.maryland.gov.

Requested by:

Jada Wright

Jada Wright, Director
Office of Procurement and Contract Management

Concurrence:

Scott Pomento

Scott Pomento, P.E.
Chief Financial Officer

Approval:

William Pines

William Pines, P.E.
Administrator

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 16

REVISED

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

9-AE. STATE HIGHWAY ADMINISTRATION
Architecture/Engineering Contract

Contract ID: Planning, Engineering, Construction Management, and Program Support Services, Statewide; *BCS 2022-09 C*
EPICS No. SBCS2209C

Contract Description: One of three open-ended, work-order based contracts to provide planning, engineering, construction management, and program support services for the Maryland Department of Transportation State Highway Administration (MDOT SHA).

Award: RS&H, Inc/
 Gannett Fleming, Inc./
 Johnson, Mirmiran & Thompson, Inc. (JV); Owings Mills, MD

Contract Term: 08/03/2023 – 08/02/2028 (5-years)

Amount: \$75,000,000 NTE

Procurement Method: Qualification Based Selection

Proposals:

<i>Offerors</i>	<i>Technical Proposal Ratings (Max 100) (Rankings)</i>	<i>Awards</i>
Whitman, Requardt and Associates LLP/ Rummel, Klepper & Kahl, LLP/ WSP USA Inc. (JV) Baltimore, MD	91.38 (1)	(Contract A)
ATCS P.L.C./ Jacobs Engineering Group, Inc. (JV) Timonium, MD	90.90 (2)	(Contract B)
RS&H, Inc./ Gannett Fleming, Inc./ Johnson, Mirmiran & Thompson, Inc. (JV) Owings Mills, MD	88.52 (3)	\$75,000,000 NTE (Contract C)
AECOM Technical Services, Inc. Hunt Valley, MD	86.89 (4)	
Hardesty & Hanover, LLC/ LIRO Engineers, Inc./ AKRF, Inc. (JV) Annapolis, MD	76.52 (5)	

DEPARTMENT OF TRANSPORTATION
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REVISED

MDOT 17

9-AE. STATE HIGHWAY ADMINISTRATION (cont'd)

DBE/VSBE Participation: 28% / N/A

Incumbents: N/A

Requesting Agency Remarks: On July 21, 2022, the solicitation was advertised in The Daily Record, MDOT SHA's web page, and eMaryland Marketplace Advantage. The advertisement was for three contracts for \$75,000,000 each not to exceed \$225,000,000 for Planning, Engineering, Construction Management, and Program Support Services for MDOT SHA. A total of 795 firms were notified via eMMA and an additional 999 were directly solicited to submit technical proposals. MDOT SHA received technical proposals from five (5) firms. MDOT SHA used qualifications-based selection and found three consultants eligible for contract award. There were no protests for this contract.

The comprehensive architectural and engineering services pursued through this contract will include planning, engineering, construction management, and program support services for traditional and alternative delivery projects. More specifically, the scope includes the following: professional general engineering consultant services; planning, engineering, including highway, hydraulic, structure, traffic, signal, geotechnical, pavement, utility, and others as needed; project management; estimating; construction engineering, inspection, and management; permitting and compliance; environmental review, oversight, and document preparation; public communications and strategic outreach; small and disadvantaged business outreach, development, support, and monitoring; soil testing; subsurface utility exploration; survey/data collection; landscape architecture; independent design and construction auditing and quality assurance; highway operations and maintenance; tolling; and traffic and revenue studies.

A 28% DBE participation goal was established for each contract within this award series. No VSBE participation goal was established for this contract because State programs cannot be applied to federally funded contracts.

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

Approp. Code: J02B0101

Resident Business: Yes

MD Tax Clearance: 23-2251-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 18

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

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

Contract ID: Protection Vehicle Services at Various Locations in Baltimore and Harford Counties; 499D41426
EPICS No.: 499D41426

Contract Description: Provide protection vehicle services at various locations in Baltimore and Harford Counties.

Award: Tri-State Solutions of Maryland, LLC.; Upper Marlboro, MD
(Certified MBE and Small Business)

Contract Term: 08/03/2023 – 12/31/2026 (3-years, 4-months, 28-days)

Amount: \$777,523.20 NTE

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Tri-State Solutions of Maryland, LLC.; Upper Marlboro, MD	\$ 777,523.20
P2 Cleaning Services; Laurel, MD	\$ 934,041.60
Consolidated Services, Inc.; Baltimore, MD	\$ 998,400.00
Unified Solutions Services LLC; Columbia, MD	\$1,267,200.00
Allied Contractors, Inc.; Baltimore, MD	\$1,305,600.00
Brawner Builders, Inc.; Hunt Valley, MD	\$1,351,680.00
A. Marquez Trucking, Inc.; Silver Spring, MD	\$1,536,000.00
Concrete General, Inc.; Gaithersburg, MD	\$1,735,680.00
Dixon Enterprises, LLC; Owings Mills, MD	\$3,379,200.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 100% / 0%

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

Incumbent: Unified Solutions Services, LLC; Columbia, MD

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

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage on March 7, 2023, notifying 34 potential contractors, 11 of which were MDOT-certified Minority Business Enterprises (MBEs). Nine bids were opened on April 6, 2023. There were no protests filed for this contract.

The Maryland Department of Transportation State Highway Administration has confirmed Tri-State Solutions of Maryland, LLC's bid price.

Although no MBE participation goal was established for this contract due to the single element of work within the contract scope, the awardee is a Certified Minority Business and State-Certified Small Business; therefore, the MBE participation is 100%. No VSBE goal was set due to no available firms available to perform this work.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-1443-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 20

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

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

Contract ID: Full-Width Litter Pickup at Various Locations for the Golden Ring Shop Area in Baltimore County; 4323GAB426SB
EPICS No.: 4323GAB426

Contract Description: Provide full-width litter pickup at various locations for the Golden Ring Shop area in Baltimore County.

Award: Service All, Inc.; Mitchellville, MD
(Certified MBE and Small Business)

Contract Term: 08/03/2023 – 12/31/2026 (3-years, 4-months, 28-days)

Amount: \$558,600.00 NTE

Procurement Method: Competitive Sealed Bidding (SBR-designated)

Bids:

<i>Bidders</i>	<i>Amounts</i>
Service All, Inc.; Mitchellville, MD	\$558,600.00
C & C Management Group LTD; Clarksburg, MD	\$606,000.00
P2 Cleaning Services; Laurel, MD	\$675,762.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 100% / 0%

Performance Security: None

Incumbent: C & C Management Group LTD; Clarksburg, MD

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage on February 7, 2023, notifying 52 potential contractors, 10 of which were MDOT-certified Minority Business Enterprises (MBEs). Maryland Works granted a 1-year waiver for these services on November 17, 2022. Four bids were received and opened on March 9, 2023. There were no protests filed for this contract.

The original apparent low bidder was found non-responsible per COMAR 21.06.02.01B (1) for unreasonable failure to supply the proper required documentation. The bid was rejected and MDOT SHA moved forward with the next apparent low bidder.

DEPARTMENT OF TRANSPORTATION
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11-M. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

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

Although no MBE participation goal was established for this contract due to the single element of work within the contract scope, the awardee is a Certified Minority Business and State-Certified Small Business. Therefore, the MBE participation is 100%. No VSBE goal was set due to there being no available firms in the area of work being performed.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-0978-0101

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 22

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

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

Contract ID: Miscellaneous Drainage Structure Repairs at Various Locations in Baltimore and Harford Counties; 440D41426

EPICS No.: ~~440D41426~~
440D41426

See next page for Record Correction Letter dated 8/18/23

Contract Description: Provide miscellaneous drainage structure repairs at various locations in Baltimore and Harford Counties.

Award: Concrete General, Inc.; Gaithersburg, MD

Contract Term: 08/03/2023 – 12/31/2026 (3-years, 4-months, 28-days)

Amount: \$2,609,912.00 NTE

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Concrete General, Inc.; Gaithersburg, MD	\$2,609,912.00
PDI-Sheetz Construction; Linthicum, MD	\$2,621,251.56
Allied Contractors, Inc.; Baltimore, MD	\$2,749,786.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 13% / 0%

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

Incumbent: Allied Contractors, Inc.; Baltimore, MD

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage on March 21, 2023, notifying 89 potential contractors, 14 of which were MDOT-certified Minority Business Enterprises (MBEs). Three bids were opened on April 20, 2023. There were no protests filed for this contract.

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

MEMORANDUM

TO: EXECUTIVE SECRETARY JOHN GONTRUM
FROM: SHA ADMINISTRATOR WILLIAM PINES, P.E.
SUBJECT: RECORD CORRECTION – MDOT 12-M, 07/19/2023 BPW MEETING
DATE: AUGUST 18, 2023
**RESPONSE
REQUESTED
BY:** AUGUST 30, 2023

Received and accepted 9/7/2023- JTG

 Digitally signed by John T.
Gontrum
Date: 2023.09.07 10:24:32
-04'00'

PURPOSE OF MEMORANDUM

To advise you of the following clerical error requiring correction to the Maryland Department of Transportation’s action agenda item previously approved by the Board of Public Works.

MDOT Agenda 07/19/2023, Item 12-M
Approved Contract EPICS Number: 4404D41426
Correct Contract EPICS Number: **440D41426**

Thank you for your attention to this matter. If you need further information, please contact Jada Wright at 410-545-0330 or jwright18@mdot.maryland.gov.

Requested by:



Jada Wright, Director
Office of Procurement and Contract Management

Concurrence:



Lisa B. Connors
Deputy Administration for SHA

Approval:



William Pines, P.E.
Administrator

DEPARTMENT OF TRANSPORTATION
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12-M. STATE HIGHWAY ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

A 13% MBE participation goal has been established for this contract, to which the recommended awardee has committed. No VSBE participation goal was set due to no certified firms available to perform the work in the established work area.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-1682-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 24

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

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

Contract ID: Highway Maintenance Contract Support at Various Locations for the Marlboro Shop Area in Prince George’s County; *54916M1425SB*
EPICS No.: 54916M1425

Contract Description: Provide highway maintenance contract support at various locations for the Marlboro Shop area in Prince George’s County

Award: Landsdown Tree Service, LLC.; Upper Marlboro, MD
(Certified MBE and Certified Small Business)

Contract Term: 08/03/2023 – 06/30/2025 (1-year, 10-months, 27-days)

Amount: \$353,392.00 NTE

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

Bids:

<i>Bidders</i>	<i>Amounts</i>
Landsdown Tree Service, LLC.; Upper Marlboro, MD	\$353,392.00
Tri-State Solutions of Maryland, LLC; Upper Marlboro, MD	\$360,880.00
JVM Sports MGMT., LLC DBA JVM Consulting & Contracting Services; Owings, Mills, MD	\$369,200.00
Colossal Contractors, Inc.; Burtonsville, MD	\$414,960.00
Earn Contractors; Gaithersburg, MD	\$420,992.00
P2 Cleaning Services; Laurel, MD	\$434,304.00
Unified Solutions Services, LLC; Columbia, MD	\$447,200.00
Service All Inc.; Mitchellville, MD	\$487,968.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 100% / 0%

Performance Security: None

Incumbent: Tri-State Solutions of Maryland, LLC; Upper Marlboro, MD

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

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage on March 14, 2023, notifying 1,195 potential contractors, 142 of which were MDOT-certified Minority Business Enterprises (MBEs). Maryland Works granted a 1-year waiver for these services on November 17, 2022. Eight bids were received and opened on April 13, 2023. There were no protests filed for this contract.

The Maryland Department of Transportation State Highway Administration has confirmed Landsdown Tree Service, LLC's bid price.

Although no MBE participation goal was established for this contract due to the single element of work within the contract scope, the awardee is a Certified Minority Business and State-Certified Small Business; therefore, the MBE participation is 100%. No VSBE goal was set due to no available firms to perform the work in the established area.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-1608-0110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 26

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

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

Contract ID: Highway Maintenance Contract Support at Various Locations for the Laurel Shop Area in Prince George’s County; *54916L1425SB*
EPICS No.: 54916L1425

Contract Description: Provide highway maintenance contract support at various locations for the Laurel Shop area in Prince George’s County.

Award: Landsdown Tree Service, LLC; Upper Marlboro, MD
(Certified MBE and Small Business)

Contract Term: 08/03/2023 – 06/30/2025

Amount: \$707,200.00 NTE

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

Bids:

<i>Bidders</i>	<i>Amounts</i>
Landsdown Tree Service, LLC.; Upper Marlboro, MD	\$ 707,200.00
Merit Investment & Logistics, LLC; Baltimore, MD	\$ 721,760.00
JVM Sports MGMT., LLC DBA JVM Consulting & Contracting Services; Owings, Mills, MD	\$ 732,160.00
Unified Solutions Services, LLC; Columbia, MD	\$ 825,760.00
P2 Cleaning Services; Laurel, MD	\$ 830,752.00
Service All Inc.; Mitchellville, MD	\$ 956,800.00
Centropolis Property & Staffing Management, LLC; Belcamp, MD	\$1,163,968.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 100% / 0%

Performance Security: None

Incumbent: Adezia; Columbia, MD

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

Requesting Agency Remarks: This solicitation was advertised on eMaryland Marketplace Advantage on March 21, 2023, notifying 1,182 potential contractors, 139 of which were MDOT-certified Minority Business Enterprises (MBEs). Seven bids were opened on April 20, 2023. There were no protests filed for this contract.

The incumbent stated a bid was not submitted due to being unaware of the bid opening date. The Maryland Department of Transportation State Highway Administration has confirmed Landsdown Tree Service, LLC's bid price.

Although no MBE participation goal was established for this contract, the work conducted on this contract is performed 100% by a Certified Minority Business and State-Certified Small Business; therefore, the MBE participation is 100%. No VSBE participation goal was set due to there being no firms available to perform the work in the established area.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J02B0102

Resident Business: Yes

MD Tax Clearance: 23-1681-0110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 28

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

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

Recommendation: That the Board of Public Works approve the Maryland Department of Transportation State Highway Administration (MDOT SHA) releasing a drainage and slope easement.

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

Property: MC # 22-2779
Thomas C. McNutt, Et Al (± 0.209 acres) located on the southwest corner of MD Route 272 and US Route 40, North East, Cecil County

Grantor: State of Maryland, MDOT SHA

Grantee: DK North East Station, LLC

Consideration: \$28,000

Appraised Value: \$30,417.10 – Mohammad Akbarieh, (Approved)
Lisa Ward (SHA Review Appraiser)

Requesting Agency Remarks: In 1954, MDOT SHA acquired the subject property in conjunction with the relocation of MD 272. MDOT SHA proposes to release the perpetual drainage easement to the adjoining owner at a price of \$27,500.00 which is 90% of the appraised value. MDOT SHA will also be releasing a slope easement to the adjoining owner at an administrative cost of \$500, for a total consideration of \$28,000.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 29

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

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

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

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

Property: MC # 23-2832
Morris Pollin, Et Al, (± 0.023 acres), located at the Southwest corner of MD Route 272 and US Route 40 in North East, Cecil County

Grantor: State of Maryland, MDOT SHA

Grantee: Silver Spring Apartments, LLC

Consideration: \$1,000

Appraised Value: N/A

Requesting Agency Remarks: In 1950, MDOT SHA acquired the subject property in conjunction with the extension of MD Route 97 (Georgia Avenue). MDOT SHA proposes to release the snow fence and slope easement to the adjoining owner at an administrative cost of \$1,000 (\$500 per easement).

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 30

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

17-RP. STATE HIGHWAY ADMINISTRATION
Real Property – Disposition

Recommendation: That the Board of Public Works approve the Maryland Department of Transportation State Highway Administration (MDOT SHA) disposing real property in accordance with the terms of an Inquisition and Consent Order.

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

Property: MC# 23-2840
Assemblage of the former Montrose Driveway/Unknown Owners, (± 0.022 acres in fee, ± 0.040 acre easement) located at the intersection of Jones Bridge Rd and Montrose Driveway, east of MD 185, N. Chevy Chase, Montgomery County

Grantor: State of Maryland, MDOT SHA
Grantee: Montgomery County, Maryland & Village of North Chevy Chase

Consideration: \$0
Appraised Value: N/A

Special Conditions: Being conveyed subject to a reverter clause requiring Montgomery County to maintain the stormwater facilities.

Requesting Agency Remarks: In 2018, MDOT SHA filed a court proceeding which allowed them to construct a Stormwater Management and Bio-Retention Facility at the south end of Montrose Driveway. Due to an unclear title, MDOT SHA, Montgomery County, and the Village of N. Chevy Chase went before the Circuit Court of Montgomery County to determine its ownership. The court issued an Inquisition and Consent Order on February 8, 2022. The Order awarded ownership to MDOT SHA but required that the fee-simple property and easement be conveyed jointly to Montgomery County and the Village of N. Chevy Chase, who will assume full responsibility for the future management and maintenance of these facilities.

In addition, the property to be disposed will contain a reverter clause requiring Montgomery County to maintain the property for stormwater management. There will be no consideration for this transaction as the conveyance is in accordance with an Inquisition, and it will relieve MDOT SHA of responsibility for management and maintenance of the Facility.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



MDOT 31

Contact: Peggy Tischler 410-865-2777
ptischler@mdot.maryland.gov

18-M. THE SECRETARY'S OFFICE
Maintenance Contract

Contract ID: Maintenance, Repair; Building Exterior Surface Restorations; *MDOT-OFFAS-2309*
EPICS No.: MDOFAS2309

Contract Description: Provide comprehensive building exterior surface restorations for the Maryland Department of Transportation Headquarters building located in Hanover, MD.

Award: Commercial Industrial-Applications, LLC.; Oxon Hill, MD

Contract Term: 104 Business Days from NTP

Amount: \$234,890.00

Procurement Method: Negotiated Award After Unsatisfactory
Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
Commercial-Industrial Applications, LLC.; Oxon Hill, MD	\$234,890.00
Colossal Contractors, Inc.; Burtonsville, MD	\$580,780.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 25% / 0%

Performance Security: None

Incumbent: None

Requesting Agency Remarks: MD Works issued a waiver to pursue these services by a Community Service Provider through the Employment Works Program. It was then advertised on e-Maryland Marketplace Advantage on October 11, 2022, as an Invitation for Bids (IFB). This project had a 25% MBE participation goal and sub-goals of 9% for African Americans, 3% for Hispanic Americans, 2% for Asian Americans, a 1% VSBE participation goal, and was designated as a Small Business Reserve (SBR) procurement. The day before the original bid due date, the SBR-designation was removed in attempt to garner more competition and the submission due date was extended by 14-days.

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MDOT 32

18-M. THE SECRETARY'S OFFICE (cont'd)

Agency Remarks (cont'd):

After the bids were opened, it was determined that five bids were non-responsive and were removed from further consideration due to deficiencies such as defective or omission of MBE and/or VSBE forms. Of the three remaining Bidders: one of the Bidders MBE forms required clarifications and two of the Bidders bid price exceeded the approved budget. The Procurement Officer (PO) recommended that the five non-responsive bids be rejected per COMAR 21.06.02.02 C(1) and to move forward with Negotiated Award After Unsatisfactory Sealed Bidding with the three remaining Bidders.

Since this solicitation had been advertised twice before and failed, it was determined to be most advantageous to MDOT and the State to review the original participation goals set at the Procurement Review Group (PRG) before moving to a Negotiated Award. After discussion, the MBE subgoals and VSBE goal were removed but the overall MBE participation goal remained at 25%. These adjustments were made to ensure maximum participation among the remaining bidders.

After the PRG determination was modified, MDOT entered Negotiated Award after Unsatisfactory Competitive Sealed Bidding and issued an invitation for revised bids to the three responsive Bidders based on the revised IFB in accordance with COMAR) 21.06.02.02.C, "Rejection of all Bids or Proposals." and COMAR 21.05.04.01 A (1). Two bids were received and opened on May 3, 2023. The lowest bidder was found to be responsive and responsible, therefore, it is recommended for award.

The Maryland Department of Transportation The Secretary's Office has confirmed Commercial-Industrial Applications, LLC's bid price and the firm has committed to meeting or exceeding the 25% MBE participation goal as established for this contract.

Fund Source: 100% Special (Transportation Trust Funds)

Approp. Code: J01A0101

Resident Business: Yes *MD Tax Clearance:* 23-1903-0010

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023**



MDOT 33

*Contact: Peggy Tischler 410-865-2777
ptischler@mdot.maryland.gov*

**19-S. THE SECRETARY’S OFFICE
*Services Contract***

Contract ID: Rail Safety Consultant Services; *MDOT-HS-2227*
EPICS No.: MDOTHS2227

Contract Description: Provide consulting services for the Office of Homeland Security, Emergency Management & Rail Safety (HSEMRS), in all areas of risk management and rail safety; but specifically, as required by the Federal Transit Administration (FTA), Rail Transit Safety Oversight Program.

Award: Transportation Resource Associates, Inc.; Philadelphia, PA

Term: 09/01/2023 – 08/31/2028 (5-years)

Amount: \$7,359,856.17

Proposals:

<i>Offeror</i>	<i>Technical Ranking</i>	<i>Best and Final Offer Amount</i>	<i>Overall Ranking</i>
Transportation Resource Associates, Inc. Philadelphia, PA	1	\$7,359,856.17	1

Procurement Method: Competitive Sealed Proposals
(Single Qualified Proposal Received)

DBE/VSBE Participation: 0% / N/A

Performance Security: None

Hiring Agreement Eligible: Yes

Incumbent: Same

Requesting Agency Remarks: A Request for Proposals (RFP) was advertised on eMaryland Marketplace Advantage on January 12, 2023, and 71 vendors were electronically notified. Copies of the solicitation notice were emailed directly to 24 prospective vendors. Two proposals were received. Upon reviewing the technical proposals, one firm was determined to be not susceptible for award and removed from further evaluation pursuant COMAR 21.06.02.03B. The rejected firm failed to provide a technical response to the RFP requirements. A single qualified proposal was received.

DEPARTMENT OF TRANSPORTATION
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MDOT 34

19-S. THE SECRETARY'S OFFICE (cont'd)

Agency Remarks (cont'd):

Non-participating vendors were contacted, and reasons for not participating included:

- the scope of work is beyond their capacity, and
- a conflict of interest per Code of Federal Regulations, (CFR) - 49 CFR § 674.41.

Federal legislation requires each state to have and implement a State Safety Oversight program for its rail transit systems. MDOT is the overseeing agency for the Rail Transit Safety and Security Oversight Program (SSOPS). MDOT's SSOPS describes the program and defines the respective roles and responsibilities of MDOT, transit agencies and the Federal Transit Administration (FTA) in its implementation.

Therefore, MDOT is required to perform several distinct functions. Under the direction of staff from MDOT's Office of Homeland Security, Emergency Management & Rail Safety (HSEMRS), the Consultant will be responsible for State's safety and security oversight activities. The following activities constitute the core of the FTA's State Safety Oversight Program, but are not limited to: Program Standards (Development and Implementation), System Safety Program Plan, System Security Program Plan, Internal Safety and Security Audit Program, Hazard Management Process, Accident Notification and Investigations, Three Year Review, Corrective Action Process, SSOA Reporting Requirements, Moving Ahead for progress in the 21st Century Act (MAP 21, Periodic Submissions and Special FTA Assignments, and FTA Safety and Security Operational Readiness Review (SSRR).

The Financial Proposals consisted of hourly rates for Labor Categories that are needed for individual work orders. These prices are the maximum rates that will be used in the Contractor's work orders, in which a schedule of deliverables and budget will be established for each work order issued on this contract. Based on historical contract pricing, the financial proposal was deemed fair and reasonable.

No DBE nor VSBE participation goal was established for this contract as this is a single element of work, and vendors could not be identified with the required level of expertise. Also, a VSBE goal could not be applied to this solicitation State programs cannot be applied to federally funded contracts.

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

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023



19-S. THE SECRETARY'S OFFICE (cont'd)

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

Approp. Codes: J01A0101

Resident Businesses: No

MD Tax Clearance: 23-1324-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023

SUPPLEMENTAL



MDOT 36

Contact: Memory Hewlett 410-767-3446
mhewlett@mdot.maryland.gov

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

Contract ID: Public-Private Partnership Agreement Purple Line; *PUR-16-017-PP*
EPICS No.: PUR-16-017-PP

Contract Approved: MDOT 11-P, 04/06/2016

Contractor: Purple Line Transit Partners LLC; Riverdale, MD

Contract Description: The Purple Line Light Rail Transit Project (Purple Line) is a 16.2-mile east-west, light rail transitway with 21 stations that will extend from its western terminus, just west of Wisconsin Avenue and the WMATA Bethesda Metro Station in Montgomery County, to its eastern terminus, at the WMATA New Carrollton Metro Station in Prince George’s County, located just inside the I-495/Capital Beltway in the Washington, D.C. metropolitan area. The Maryland Department of Transportation (MDOT) and the Maryland Transit Administration (MTA) entered into a Public-Private Partnership Agreement (P3 Agreement) for the Purple Line with Purple Line Transit Partners LLC (Concessionaire) in 2016. The Concessionaire is responsible for design, construction, financing, operations, and maintenance of the Purple Line over the term of the P3 Agreement.

Modification Description: Increase the P3 Agreement contract amount, extend the contract term, and modify a definition in the P3 Agreement to provide contractual relief to the Concessionaire for project delays.

Original Contract Term: 04/07/2016 – 03/11/2052

Modification Term: 07/19/2023 – 05/10/2057*
**Thirty years from the earlier of Revenue Service Deadline and Revenue Service Availability*

Original Contract Amount: \$5,590,000,000 (Year of Expenditure)

Modification Amount: \$ 148,326,560 (Year of Expenditure)

Prior Mods/Options: \$3,694,000,000 (Year of Expenditure) – see Attachment 1

Total Contract Amount: \$9,432,326,560 (Year of Expenditure)

Percent +/- Change: 1.6%

Total Percent Change: 68.7%

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

Original Procurement Method: Public-Private Partnership under State Finance and Procurement Article §10A-203

DBE Participation: 26% for Design Services
 22% for Construction Work
(Operations and maintenance DBE goals will be set three years prior to the start of operations or later)

DBE Compliance: 47.48% for Design Services
 8.08% for Construction Work

Nationally Targeted Workers Goal: 33% of construction hours

Nationally Targeted Workers Compliance: 76% of construction hours

Requesting Agency Remarks: On April 6, 2016, the Board of Public Works voted unanimously to approve a 36-year, performance-based Public-Private Partnership Agreement with Purple Line Transit Partners to design, build, finance, operate, and maintain the Purple Line Transit Project. On August 3, 2016, the Project's Record of Decision was vacated as a result of a lawsuit filed against the Federal Transit Administration. The Record of Decision was later reinstated through the appeals process but resulted in project delays. After more than two years of inability to reach agreement on the amount of time and compensation for the delay, the design-build contract held by the Concessionaire was terminated and MTA assumed control of over 150 contracts and purchase orders and continued work on the project while MTA and Concessionaire continued settlement discussions.

The BPW approved a Settlement Agreement between MTA and the Concessionaire (Modification No. 2) on December 16, 2020 to settle all claims and terminate litigation related to the Purple Line. Pursuant to the Settlement Agreement, the Concessionaire remained on the project, a process and timeline was established to procure a replacement design-build contractor and to obtain new financing for the remaining cost to complete the Project, and settlement payments were paid to the Concessionaire. Three modifications were made to the Settlement Agreement (Modification Nos. 3, 4, and 5) to provide additional time to select a replacement design-build contractor.

In accordance with the Settlement Agreement, the BPW approved the selection of Maryland Transit Solutions, a joint venture of Dragados USA, Inc. and OHLA USA, Inc., as the replacement design-build contractor and approved an increase to the contract amount, an extension of the contract term, and revisions to language contained in the P3 Agreement as Modification No. 6 on January 26, 2022. Financial close occurred in April 2022 and the Concessionaire resumed construction activities.

20-GM-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)***Agency Remarks (cont'd):***

Modification No. 6 included MTA's responsibility to complete a certain scope of work that MTA began after the original design-build contract was terminated and provided for Concessionaire's entitlement to assert a relief event if the completion of that work is delayed. Modification No. 6 also provided for the time and compensation that Concessionaire may be eligible for if such relief event were to occur. Completion of utility relocation work performed by MTA is delayed.

Construction progress is also impacted by a number of other factors, including the complexity of onboarding a new design-build contractor to finish another contractor's work; the impact of unknown conditions at construction sites that were dormant for two years and as-built conditions that are not as expected; the impact of completing major new construction in a dense, urban environment while maintaining pedestrian and vehicular traffic; and continued impacts of nationwide workforce challenges, supply chain delays, and high inflation.

Modification No. 7 provides Concessionaire with interim relief for delayed work that includes completion of utility work being completed by MTA (a contractual relief event) and concurrent project delays by Concessionaire. Relief granted includes an extension of 207 days to the Revenue Service Availability Deadline (extending the date from Fall 2026 to Spring 2027), a net compensation payment of \$148,326,560 to Concessionaire, and a modification of the P3 Agreement to update a contractually defined term to reflect the delay. Net compensation includes an increase in payments prior to Revenue Service Availability Deadline offset by reductions to Availability Payments. Modification No. 7 also provides for a Contingent Payment of not more than \$37,660,001 if certain conditions are met.

Work along the entire 16-mile project alignment continues to advance. The project is more than 50% complete and construction is actively advancing along the entire alignment from New Carrollton to Bethesda at 60 active construction sites with approximately 700 workers. A significant amount of construction activity currently underway, including utility relocation work and replacement and upgrading of storm drain systems, has less of an impact visually than building a station but is inherently critical to the completion of the overall project.

More recognizable activities underway include several Purple Line stations currently under construction, including Bethesda, Connecticut Ave, Lyttonsville, Manchester Place, Silver Spring, Silver Spring Library, Campus Drive UMD, Riverdale Park – North, and Glenridge; bridge and retaining wall construction, including completion of Talbot Avenue in Silver Spring; light rail track being laid at several locations, including Ellin Road, the Plymouth Tunnel, and Campus Drive at the University of Maryland; and vertical excavation (blasting) of a 130-foot shaft at the Bethesda station that will connect future Purple Line riders to the Washington Metropolitan Area Transit Authority Metro's Red Line. Additionally, work continues to prepare the Glenridge Operations and Maintenance Facility to start receiving light rail vehicles in early 2024.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

SUPPLEMENTAL

July 19, 2023



MDOT 39

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

Fund Source: 87% Special Funds (Transportation Trust Funds);10% Federal;
3% Other funds (includes contributions from Montgomery County,
Prince George's County, and the University of Maryland)

Approp. Code: J05H0104 and J05H0105

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023

SUPPLEMENTAL



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

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$ 5,590,000,000	04/07/2016 – 03/11/2052	04/06/2016, 11-P	Original Contract
Mod. #1	\$ 0	06/14/2016 – 03/11/2052	06/14/2016, DCAR	Clarifying Language
Mod. #2	\$ 250,000,000	12/17/2020 – 03/11/2052	12/16/2020, 14-GM-MOD	Execution of Settlement Agreement and increase contract authority
Mod. #3	\$ 0	05/04/2021 – 03/11/2052	05/04/2021, DCAR	Amendment No. 1 to Settlement Agreement
Mod. #4	\$ 0	08/17/2021– 03/11/2052	08/17/2021, DCAR	Amendment No. 2 to Settlement Agreement
Mod. #5	\$ 0	09/16/2021 – 03/11/2052	09/15/2021, 6-GM-MOD	Amendment No. 3 to Settlement Agreement
Mod. #6	\$ 3,444,000,000	01/27/2022 – 04/26/2056	01/26/2022, 16-GM-MOD	Increase contract authority, extend contract term, and modify contract terms
Mod. #7	\$ 148,326,560	07/19/2023 – 05/10/2057	07/19/2023, 20-GM-MOD	Increase contract authority, extend contract term, and modify contract terms
Revised Total	\$ 9,432,326,560			

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023

SUPPLEMENTAL



MDOT 41

Contact: Memory Hewlett 410-767-3446
mhewlett@mdot.maryland.gov

21-E-MOD. MARYLAND TRANSIT ADMINISTRATION
RETROACTIVE: Modification – Equipment Contract

Contract ID: Multiyear Bus Procurement for FY20 – FY24; OPS-16-051-EQ-A&B
EPICS No.: CO411048

Contract Approved: MDOT 24-E, 06/20/2018

Contractor: Nova Bus (US), Inc.; St. Eustache, Canada

Contract Description: Provides for the manufacturing and delivery of 40-foot transit buses (Contract A) and 60-foot articulated transit buses (Contract B) to the Maryland Transit Administration (MTA).

Modification Description: **Part A:** Seek *retroactive* approval for exceeding the yearly Not-to-Exceed (NTE) contract amounts.

Part B: Increase contract authority to provide an economic adjustment increasing the per bus cost, as well as provide a PPI increase beyond that which was outlined in the contract and approved previously by BPW.

Original Contract Terms: 06/22/2018 – 07/11/2023 (w/two 1-year renewal options)

Modification Term: **Part A:** 06/22/2020 – 07/11/2023 (**Retroactive:** 3-years, 19-days)
Part B: 07/20/2023 – 07/11/2024 (Proactive - Contract A only)

Original Contract Amount: \$211,771,542.00 NTE

Modifications Amounts: **Part A:** \$ 0.00 (**Retroactive**)
Part B: \$24,821,971.62 (Proactive – Contract A only)

Prior Mods/Options: \$ 0.00 (Mod. #1: Correction to the contract’s period of performance to properly express the two 1-year renewal option terms; MDOT 6-E-MOD, 05/03/2023)
\$ 0.00 (Renewal Option #1; 07/12/2023 – 07/11/2024; Delegated Authority - MTA, 06/16/2023)
\$ 0.00 (Renewal Option #2; 07/12/2024 - 07/11/2025; Delegated Authority – MTA, 07/13/2023)

Revised Contract Amount: \$236,593,513.62

Percent +/- Change: +11.7%

Overall Percent +/-: +11.7%

21-E-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Original Procurement Method: Competitive Sealed Proposals

DBE/VSBE Participation: Federal Transit Administration Transit Vehicle Manufacturer

Requesting Agency Remarks: These two contracts provide for the design, production, delivery, and technical support of 40-foot (Contract A) and 60-foot (Contract B) transit buses to be delivered to the MDOT MTA over a 5-year period.

Part A: The total quantity of buses procured under these contracts could not, and did not, exceed \$211,771,542, the amount of capital funding that had been allocated for this procurement and approved by the Board of Public Works at the June 20, 2018 BPW meeting. However, each contract also established a not-to-exceed (NTE) amount (with yearly economic adjustments applied after the first year) that limited how much MTA could pay the contractor in a single year and those NTEs were \$22,293,953 for Contract A and \$25,541,445 for Contract B. MTA exceeded the NTE on three separate occasions.

- Year 3 – Contract B - \$32,900,226.85 paid to the vendor
- Year 4 – Contract A - \$40,605,417.16 paid to the vendor
- Year 5 – Contract A - \$40,853,016.81 paid to the vendor

RETROACTIVE approval is being requested pursuant to State Finance & Procurement Article §11-204(c). These contracts should be treated as voidable, rather than void, because: 1) all parties have acted in good faith; 2) ratification of the procurement contracts 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.

Part B:

This modification to Contract A provides \$24,821,971.62 in additional contract authority to address the need to purchase buses during the Renewal Option # 1. MTA intends to order 70 buses for delivery during the Renewal Option term.

Additional funding is required due to unprecedented Producers Price Index (PPI) escalations. Much of the price increase is attributed to the increase in the cost of steel and raw materials for the bus bodies. With this modification, MTA is seeking approval to grant the contractor their requested price adjustments. The contract allows for the vendor to request, and MTA to approve, a pricing adjustment of no more than 5% based on PPI category WPU1413 “Truck and Bus Bodies.”

For Renewal Option #1, the per bus cost increases to \$726,720 (an 11.1% increase over Base Year #5) and for Renewal Option #2 the per bus price will increase to \$799,392 (a 10% increase). Noting the price adjustments are larger than the previously agreed to 5% consideration, MTA is seeking approval to grant the contractor the requested values.

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
July 19, 2023

SUPPLEMENTAL



21-E-MOD. MARYLAND TRANSIT ADMINISTRATION (cont'd)

Agency Remarks (cont'd):

If this modification is denied, MTA risks losing its place in the Nova Bus production assembly line. Since Nova Bus is closing its U.S. manufacturing facility in Quarter 1 of 2025, MTA cannot risk any additional delays. MTA must submit its orders by the end of July to avoid losing its place in the bus production assembly line and to meet the bus requirements outlined in the FTA-approved bus fleet plan. Therefore, MTA has determined that it is in the best interest of the State to grant the requested modifications. A new solicitation for Battery-Electric Transit Buses is being completed for the next cohort of buses and will be presented to the Board of Public Works for approval in the Fall.

Contract B does not require a contract modification because MTA has received all of the 60-foot articulated transit buses that it needs and has no intention of using this contract to purchase any more buses.

For transit vehicles, the DBE goals are managed through the FTA's Transit Vehicle Manufacturer (TVM) Program. Only eligible TVMs may bid on FTA-assisted transit vehicle procurements. MTA does not set, nor review the DBE participation goals.

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

Approp. Code: J05H0105

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**

Item#	Category	Pages
<i>1 - 11</i>	<i>Capital Grants and Loans</i>	<i>1 - 12</i>
<i>12 - 14</i>	<i>Construction</i>	<i>13 - 18</i>
<i>15 - 23</i>	<i>Services</i>	<i>19 - 39</i>
<i>24 - 26</i>	<i>Information Technology</i>	<i>40 - 51</i>
<i>27</i>	<i>General Miscellaneous</i>	<i>52</i>
<i>28</i>	<i>Real Property</i>	<i>53</i>
<i>29</i>	<i>Landlord Lease</i>	<i>54 - 55</i>
<i>30</i>	<i>Tenant Lease</i>	<i>56</i>
<i>31</i>	Supplemental: <i>Information Technology</i>	<i>57</i>



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 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:

Mayor and Council of Rockville

F. Scott Fitzgerald Theatre (Montgomery County)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of the F. Scott Fitzgerald Theatre and Social Hall, including ADA Improvements.”

*Maryland Consolidated Capital Bond Loan of 2022 (LSI– Chapter 344, Acts of 2022)
DGS Item 22-621, (SL-213-210-038) \$ 200,000*

*Maryland Consolidated Capital Bond Loan of 2022 (LHI– Chapter 344, Acts of 2022)
DGS Item 22-768, (SL-213-210-038) \$ 50,000*

Matching Fund: No match is required.

Background:	Total Project	\$ 1,280,000
	22-621 (This Action)	\$ 200,000 (Non-match)
	22-768 (This Action)	\$ 50,000 (Non-match)
	Local Cost	\$ 1,030,000

(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.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 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:

Baltimore City Department of Public Works

East Baltimore Transfer Station (Baltimore City)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of a transfer station and small hauler site in East Baltimore at Bowley’s Lane Sanitation Yard.”

*Maryland Consolidated Capital Bond Loan of 2022 (MISC– Chapter 344, Acts of 2022)
DGS Item 22-312, (SL-212-220-038) \$ 4,000,000*

Matching Fund: No match is required.

Background:	Total Project	\$ 21,411,300
	22-312 (This Action)	\$ 4,000,000 (Non-match)
	Local Cost	\$ 17,411,300

(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.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 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:

Chesapeake Bay Foundation

Chesapeake Bay Foundation (Regional)

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, site improvement, and capital equipping of facilities owned and operated by the Chesapeake Bay Foundation.”

*Maryland Consolidated Capital Bond Loan of 2022 (MISC– Chapter 344, Acts of 2022)
DGS Item 22-334, (SL-209-220-038) \$ 500,000*

Matching Fund: No match is required.

Background:	Total Project	\$ 500,000
	22-334 (This Action)	\$ 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.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



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

**11-CGL. CAPITAL GRANTS AND LOANS
*Department of Health***

Recommendation: That the Board of Public Works approve a grant of \$2,045,383.00 to *Three Lower Counties Community Services, Inc., dba Chesapeake Health Care (Salisbury, MD)*.

Project: The acquisition of real property located at 9958 N. Main Street, Berlin, MD 21811. Grantee is a Federally Qualified Health Center, providing affordable, culturally competent patient and family centered health care for individual and community wellness. This project will allow for additional health care providers and increase the number of patients served annually.

Contract of Sale		\$2,296,800
Appraisals:	R. Braxton Dees	\$2,330,000
	Jill Jeffrey	\$2,400,000
	DGS accepted appraisal	\$2,330,000
	Eligible Cost	\$2,300,150*

*Includes the lesser of the DGS accepted value or the contract price at \$2,296,800, and the cost of the appraisals at \$3,350.

Funding Source: The Maryland Department of Health has determined the grantee is responsible for providing 11% of the eligible project cost.

Total Project Cost	\$ 2,300,150.00
State Share (89%)	\$ 1,000,000.00 (General Funds, FY 2023 Supplemental Budget No. 4 Grant)
	\$ 525,500.00 (FY 2023 Appropriation, FQHC-24009-01)
	\$ 519,883.00 (FY 2024 Appropriation, FQHC-24010-01)
Grantee Share (11%)	\$ 254,767.00 Capital Reserves
This Action	\$ 2,045,383.00 (General Funds, MCCBL 2021)

Remarks:

1. Grantee is a Federally Qualified Health Center (FQHC).
2. Grantee provides affordable, culturally competent patient and family centered health care for individual and community wellness and this project will allow for additional health care providers and increase the number of patients served annually.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



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

3. In accordance with Subtitle 13 of Title 24 of *the Health-General Article of the Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Wicomico County.
4. No State funds will be disbursed until the grantee has presented suitable evidence to the Office of Facilities Management and Development that it has expended the required matching funds.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



*Contact: Stephen Billings 410-767-4657
steve.billings@maryland.gov*

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

Contract ID: Remove and Replace Conservatory Windows at Government House; BA-511-231-002

ADPICS No. CTR014091

Contract Description: Remove and replace damaged windows in the Conservatory and basement level of Government House in Annapolis.

Award: Northpoint Builders, LLC; Baltimore, MD

Contract Term: 365 Calendar Days

Amount: \$ 725,600

Procurement Method: Historic Exemption under State Finance and Procurement Article 11-203 (a) (1) (xvii), Renovation of Historic Structures.

Bids:

<i>Bidders</i>	<i>Amount</i>
Northpoint Builders, LLC Baltimore, MD	\$ 725,600

MBE/VSBE Participation : 0% / 0%

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

Remarks: The contractor has been reviewed by the Maryland Historic Trust and approved for historical restoration work on historic structures. Northpoint Builders, LLC has been found responsible and its bid responsive. The bid pricing has been confirmed. MBE participation was not established for this contract because it is an Historic Exemption Procurement.

Fund Source: 100% General



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023



12-C. CONSTRUCTION CONTRACT (cont'd)

Approp. Code: ~~CA 2022 Provide Funding To The Department Of General Services For Facilities Renewal That Will Repair And Rehabilitate State Owned Facilities. Item 050~~

~~H00 23 88703 03 1499 PAYGO~~

See next page for Record Correction Letter dated 8/21/23

Resident Business: Yes

MD Tax Clearance: 23-2275-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF
GENERAL SERVICES

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

August 21, 2023

Accepted 8/30/2023- JTG

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

Digitally signed by
John T. Gontrum
Date: 2023.08.30
15:21:35 -04'00'

SUBJECT: Record Correction – July 19, 2023, Board of Public Works Action Agenda

Dear Mr. Gontrum:

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

BPW –July 19, 2023

DGS 12-C

Page 99-100

FROM: **Approp. Code:** CA 2022 *Provide Funding To The Department Of General Services For Facilities Renewal That Will Repair And Rehabilitate State-Owned Facilities.* Item 050

TO: **Approp. Code:** H00 23 88703 03 1499 PAYGO

Reason: Clerical error. The funding in the CA 2022 Item 050 has been exhausted and needs to be changed to reflect the use of 1499 PAYGO funds.

Regards,

Courtney League

Courtney League
Assistant Secretary
Design, Energy & Construction
Department of General Services



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



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

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

Contract ID: Discovery Center Exterior Renovation at Deep Creek Lake State Park; P-008-222-010

ADPICS No.: CTR013401

Contract Description: Renovate the exterior of the Discovery Center at Deep Creek Lake State Park in Garrett County. The project includes removing and replacing roof shingles, siding, doors and windows, gutters and downspouts, replacing missing stone and adding new LED lighting.

Award: Garrett Construction Services, Inc.; Charlotte, NC (SBE)

Contract Term: 180 Calendar Days

Amount: \$425,530.28

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

Bids:

<i>Bidders</i>	<i>Amounts</i>
Garrett Construction Services, Inc.; Charlotte, NC	\$425,530.28
Cals Painting Services, LLC; Glendale, MD	\$445,000.00

MBE/VSBE Participation: 38.399% / 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 Web Site and eMaryland Marketplace Advantage (eMMA) on March 6, 2023, with a Small Business Reserve (SBR) designation. Two bids were received and opened on April 13, 2023. Garrett Construction Services, Inc. has been found responsible and its bid responsive. The bid pricing has been confirmed. The MBE participation established for this contract was 15% but Garrett Construction Services, Inc. has agreed to exceed it and achieve 38.399%.

Fund Source: 100% Special



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023



13-C. CONSTRUCTION CONTRACT (cont'd)

Approp. Code: POS 22 Item 006 Critical Maintenance Program

Resident Business: No

MD Tax Clearance: 23-1554-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



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

14-C. CONSTRUCTION CONTRACT

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

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 \$16,940,184.*

1.1 Using Agency: State Police

Description: Replace fan coil units that provide heating and cooling support at the Maryland State Police Headquarters in Reisterstown. A fan coil unit is used to heat or cool a room without the need for ductwork.; PZ-480-230-002.

Award: Patapsco Mechanical, LLC; Hanover, MD

Number of Qualified

Master Contractors: 10

Number of Bids: 5

Bids:

<i>Bidders</i>	<i>Amounts</i>
Patapsco Mechanical, LLC; Hanover, MD	\$185,983
Kelly HVAC, Inc.; Upper Marlboro, MD	\$196,358
Denver-Elek, Inc.; Essex, MD	\$197,660
Flo-tron Contracting, Inc.; Hunt Valley, MD	\$201,596
Power and Combustion, Inc.; Baltimore, MD	\$244,000

Amount: \$185,983

Term: 180 Calendar Days

MBE Participation: 31% / 0%

Resident Business: Yes

Remarks: The MBE participation was established at 10%. Patapsco Mechanical, LLC has agreed to exceed it and achieve 31%.



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023



14-C. CONSTRUCTION CONTRACT (cont'd)

Fund Source: 100% General (~~CA 2022 Provide funding to the Department of General Services for facilities renewal that will repair and rehabilitate State-owned facilities Item 050.~~)
H00 23 88703 03 1499 PAYGO

See next page for
Record Correction
Letter dated 8/24/23

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF
GENERAL SERVICES

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

August 24, 2023

Accepted 9/1/2023- JTG

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

John
Gontrum
Digitally signed by John
Gontrum
Date: 2023.09.01 16:59:53
-04'00'

SUBJECT: Record Correction – July 19, 2023, Board of Public Works Action Agenda

Dear Mr. Gontrum:

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

BPW – July 19, 2023

DGS 14-C
Page 103-104

FROM: **Fund Source:** CA 2022 Provide Funding To The Department Of General Services For Facilities Renewal That Will Repair And Rehabilitate State-Owned Facilities. Item 050

TO: **Fund Source:** H00 23 88703 03 1499 PAYGO

Reason: Clerical error. The funding in the CA 2022 Item 050 has been exhausted and needs to be changed to reflect the use of 1499 PAYGO funds.

Regards,

Courtney League
Assistant Secretary
Design, Energy & Construction
Department of General Services



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



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

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

Contract ID: Residential Treatment Center Services; SSA/OOS-24-002
ADPICS No.: N00B4600016

Contract Description: Continuation of out-of-state placement services for one youth.

Award: Healthbridge Children’s Hospital-Houston LTD
Nexus Children’s Hospital; Houston, TX

Contract Term: 08/01/2023 - 06/30/2025

Amount: \$1,754,400

Procurement Method: Sole Source (Continuity of Care)

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: Same

Requesting Agency Remarks: The youth was placed through an Emergency Contract on February 23, 2023 Secretary’s Agenda Item A2, 07/05/2023.

It was determined by the Montgomery County Department of Social Services that Healthbridge Children’s Hospital-Houston LTD Nexus Children’s Hospital is still the most appropriate placement as they are a children’s hospital that is nationally known to treat childhood obesity and the weight and behavioral issues associated with Prader-Willi syndrome (PWS). They provide services to children, adolescents and adults who have a wide array of traumatic exposures and/or clinical conditions and issues with overcoming emotional, behavioral, or developmental challenges associated with PWS.

The proposed price for this contract is considered to be fair and reasonable because the Maryland State Department of Education (MSDE) is the State Agency responsible for setting rates for facilities that serve Maryland youth which are located outside of the State of Maryland.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



15-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

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

MBE and VSBE participation were not established for this contract because there are no subcontracting opportunities.

Fund Source: 100% General

Approp. Code: N00G0001

Resident Business: No

MD Tax Clearance: 23-1409-0000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



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

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

Contract ID: Residential Child Care Services; *SSA/RCCDD-23-020*
ADPICS No.: N00B4600007

Contract Description: Continuity of care of two youth emergently placed with the provider.

Award: Amiable Access Healthcare, Inc.; Baltimore, MD

Contract Term: 08/01/2023 - 06/30/2025

Amount: \$1,770,241

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 first youth was placed through an emergency contract on October 28, 2022, Secretary's Agenda Item A1, 01/25/2023 and the second youth was placed on March 6, 2023, Secretary's Agenda Item A2, 07/19/2023.

Due to the unique needs of the two youth, the Prince George's County and Baltimore City Local Departments of Social Services determined that Amiable Access Healthcare, Inc., continues to be the most appropriate placement as they are a Developmental Disabilities Provider that provides 24-hour community residential living in Baltimore. The Provider specializes in supports for young adults, 18 years and above, with challenges involving a wide array of individually designed services to youth that have Autism Spectrum Disorder, Attention-Deficit/Hyperactivity Disorder, Combined Presentation, and Unspecified Schizophrenia Spectrum and Other Psychotic Disorder.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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July 19, 2023**



16-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

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

Approp. Code: N00G0001

Resident Business: Yes

MD Tax Clearance: 23-1434-0111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



*Contact: Joseph Sedtal 443-469-5864
joseph.sedtal@maryland.gov*

**17-S. SERVICES CONTRACT
*Department of Public Safety and Correctional Services***

Contract ID: Pest Control Services for Public Safety Baltimore City Facilities; *BPM037382*
ADPICS No.: Q00B3600145

Contract Description: Pest control services for six correctional facilities located in Baltimore City, Baltimore Central Booking and Intake Center (BCBIC), Metropolitan Transition Center (MTC), Youth Detention Center (YDC), Chesapeake Detention Facility (CDF), Maryland Reception Diagnostic and Classification Center (MRDCC), Baltimore City Correctional Center (BCCC),

Award: CLH Enterprise, LLC DBA Pestmaster Services; Cheltenham, MD

Contract Term: 08/01/2023 - 07/31/2026

Amount: \$276,855.20

Procurement Method: Competitive Sealed Bidding

Bid:

<i>Bidders</i>	<i>Amounts</i>
CLH Enterprise, LLC DBA Pestmaster Services; Cheltenham, MD	\$276,855.20
First Call Pest Solutions; Baltimore, MD	\$285,638.40

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Hiring Agreement Eligible: Yes

Incumbent: Same



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



17-S. SERVICES CONTRACT (cont'd)

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage (eMMA) on May 5, 2023. Approximately 141 vendors received notification of this solicitation, including six that were directly notified. Two bids were received and opened on May 26, 2023. CLH Enterprise, LLC DBA Pestmaster Services has been found responsible and its bid responsive. The bid pricing has been confirmed.

MBE participation was not established because this contract is for a single element of work.

Fund Source: 100 % General

Approp. Code: CDF: Q00T0401, BCBIC: Q00T0404, YDC: Q00T0405
MRDCC: Q00T0406, BCCC: Q00T0407, MTC: Q00T0408

Resident Business: Yes

MD Tax Clearance: 23-2211-0100

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



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

**18-S. SERVICES CONTRACT
*State Lottery & Gaming Control Agency, Financial Services Division***

Contract ID: Auditing and Accounting Services; #2022-10
ADPICS No.: E75B4600001

Contract Description: Certified Public Accounting (CPA) firm to provide auditing, accounting, and management services. Includes technical advice and assistance on various aspects of the operations for both Lottery games and the Video Lottery Terminal (VLT) program.

Award: SC&H Attest Services, P.C.; Sparks, MD
Contract Term: 08/03/2023* - 06/30/2027 (w/one 3-year renewal option)
*(*Or earlier upon approval)*

Amount: \$1,338,800 (Base Term)
\$1,079,700 (Renewal Option #1)
\$2,418,500 NTE Total

Procurement Method: Competitive Sealed Proposals
(Single Qualified Proposal Received)

Proposals:

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>
SC&H Attest Services, P.C.; Sparks, MD	1	\$2,418,500 (1)	1

**Technical and financial rankings were weighted equally.*

MBE/VSBE Participation: 15% / 1%

Performance Security: Performance Bond \$100,000

Incumbents: Same

Requesting Agency Remarks: A notice of availability of a Request for Proposal (RFP) was advertised on eMaryland Marketplace Advantage on October 28, 2022. Copies of the solicitation were sent directly to 21 potential contractors, including 12 Maryland firms and 2 MBEs. It was also posted on the MLGCA's website. Two proposals were received and opened on January 6, 2023.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



18-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

One proposal was found not reasonably susceptible of being selected for award because the offeror did not meet the minimum qualification of having a Maryland CPA license.

SC&H Attest Services, P.C was determined to have submitted a proposal that was advantageous to the State and fairly priced based on historical previous contract pricing. The proposed contract price is comparable to contract prices paid in the past for auditing and accounting services contracts, considering applicable Consumer Price Index (CPI) and additional agency requirements. MLGCA also examined the proposed contract price based on the competition in prior RFPs. The proposed contract price is comparable to the stated prices from prior competitive procurements in which the agency received more than one bid.

The contractor shall audit, on a monthly basis, special-purpose financial statements prepared by the MLGCA and audit the year-end financial statements that are prepared by the MLGCA in accordance with Generally Accepted Accounting Principles (“GAAP”). The primary functions of the monthly special-purpose audited financial statements are to identify and certify the allocation of income and to accurately present the assets, liabilities, and net position of the MLGCA. The year-end GAAP financial statements are for inclusion in the State of Maryland Annual Comprehensive Financial Report (“ACFR”).

Also includes reviewing a specified percentage of Lottery drawings each month, performing an annual review of the Mega Millions® and Megaplier® games; performing an annual review of the Powerball®, Power Play®, and Double Play games based on agreed upon procedures established by the MultiState Lottery Association (MUSL); performing an annual review of the Cash4Life® game; performing audits of the MLGCA’s IT Division (Optional Component); and providing management services.

<i>Fund Source:</i>	100% Special (Lottery Proceeds)		
<i>Approp. Code:</i>	E75D0001		
<i>Resident Business:</i>	Yes	<i>MD Tax Clearance:</i>	23-1739-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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WITH DISCUSSION

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DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023



REVISED

*Contact: Jada Wright 410-545-5754
 jwright18@mdot.maryland.gov*

19-S. SERVICES CONTRACT
Department of Transportation State Highway Administration

Contract ID: Acquisition and Relocation Assistance Services; *ORE-2027-01*
 ADPICS No.: J02B3600027

Contract Description: Right-of-way acquisition and relocation services on an as-needed basis for the Office of Real Estate for Service Area A (Dorchester, Wicomico, Somerset, Worcester, Talbot, Caroline, Queen Anne's, Kent, Cecil, Harford and Baltimore Counties), Service Area B (Montgomery, Prince George's, Anne Arundel, Calvert, Charles and St. Mary's Counties), and Services Area C (Howard, Carroll, Frederick, Washington, Allegany and Garrett Counties) and additional critical support in the various districts where the anticipated workload may increase.

Awards:

Service Area A:	Century Engineering, LLC; Hunt Valley, MD <i>Primary</i> Diversified Property Services, Inc.; Timonium, MD <i>Secondary</i>
Service Area B:	Diversified Property Services, Inc.; Timonium, MD <i>Primary</i> Century Engineering, LLC; Hunt Valley, MD <i>Secondary</i>
Service Area C:	Century Engineering, LLC; Hunt Valley, MD <i>Primary</i> Diversified Property Services, Inc.; Timonium, MD <i>Secondary</i>

Contract Term: 07/20/2023 - 06/30/2027 (w/one 1-year renewal option)

Amount: **\$1,908,000 NTE** (Base)
 \$ 477,000 (Renewal Option #1)
\$2,385,000 Total

Procurement Method: Multi-Step Competitive Sealed Bidding

Bids:

Service Area A:

<i>Bidders</i>	<i>Amounts</i>
Century Engineer; Hunt Valley, MD	\$1,633,126
Diversified Property Services, Inc.; Timonium, MD	\$1,741,000
Johnson, Mirmiran & Thompson; Cockeysville, MD	\$1,746,000



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023



REVISED

19-S. SERVICES CONTRACT (cont'd)

Bids (cont'd):

Service Area B:

<i>Bidders</i>	<i>Amounts</i>
Diversified Property Services, Inc.; Timonium, MD	\$3,264,400
Century Engineering; Hunt Valley, MD	\$3,266,252
Johnson, Mirmiran & Thompson; Cockeysville, MD	\$3,343,200
Marbray & Company Realty, LLC; Waldorf, MD	\$5,190,000

Service Area C:

<i>Bidders</i>	<i>Amounts</i>
Century Engineer; Hunt Valley, MD	\$1,931,441.00
Diversified Property Services, Inc.; Timonium, MD	\$2,125,000.00
Johnson, Mirmiran & Thompson; Cockeysville, MD	\$2,130,150.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0%

Performance Security: No

Incumbent: O.R. Colan Associates, LLC; Johnson, Mirmiran & Thompson;
Diversified Property Services, Inc.

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage (eMMA) on October 26, 2022, notifying 305 potential vendors and three firms were directly solicited. Three bids were received for Service Area A and Service Area C and four bids were received for Service Area B and all bids were opened on January 23, 2023. Century Engineering, LLC and Diversified Property Services, Inc. have been found responsible and their bids responsive. The bid pricing has been confirmed.

The IFB allowed the agency to make up to six awards to include a primary contractor and secondary contractor for each of the three Service Areas. Bidders were permitted to bid on one, two, or all of the Service Areas. The primary contractors have the right of first refusal on any work in a particular Service Area. If the primary contractor passes an assignment or is otherwise unable to meet the deadlines, the secondary contractor for that Service Area may be given that assignment. The recommended awardees understand that there is no guaranteed minimum or maximum amount of work.



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



REVISED

19-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

MBE and VSBE participation were not established for this contract because there are no subcontracting opportunities.

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

Approp. Code: J02B0101

Resident Business: Yes

MD Tax Clearance: 23-0985-1101 - Century Engineering, LLC
23-0986-0111 - Diversified Property Services, Inc.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023



REVISED

*Contact: Cindy Kollner 410 767-4715
cindy.kollner@maryland.gov*

20-S. SERVICES CONTRACT
Department of Budget and Management, Office of the Secretary

Contract ID: Personnel Classification and Compensation Study; *CTR013455*
ADPICS No.: CTR013455/ *F10B4600002*

See next page for Record Correction
Letter dated 9/27/23

Contract Description: Compensation wage and benefit analysis and recommendations report of a representative sample of 25% or approximately 1,000 of the job titles across the 64 State Personnel Management System agencies.

Award: PRM Consulting, Inc., Washington, D.C.

Contract Term: 07/20/2023 - 10/31/2023

Amount: \$1,199,950

Procurement Method: Intergovernmental Cooperative Purchasing Agreement (ICPA)
(Anne Arundel County Contract No. SSF2100005)

Living Wage Eligible: Yes

MBE/VSBE Participation: 5% / 1%

Incumbent: NA

Requesting Agency Remarks: The Department of Budget and Management (DBM) is seeking to purchase consulting services through an Intergovernmental Cooperative Purchasing Agreement (ICPA) by utilizing an ICPA, the department will reduce the time period between a new solicitation and the delivery of a new solution.

The purpose of this contract is to provide job classification and compensation studies to ensure that the State's pay practices and strategies remain competitive, sustainable, and equitable. The contractor will evaluate the State's current job classification and compensation program for State employees and provide recommendations for improvements that will lead to increased hiring and longer retention of employees. This study is composed of two components which include analyzing a representative sample of the State's existing classification structure, related job descriptions and recommend assignment of roles to align with job classifications to enable the State to be a competitive employer. Analyze the State's existing compensation structure and recommend changes in wages and benefit plans.



Maryland

DEPARTMENT OF BUDGET
AND MANAGEMENT

WES MOORE
Governor

HELENE GRADY
Secretary

ARUNA MILLER
Lieutenant Governor

MARC L. NICOLE
Deputy Secretary

September 27, 2023

Accepted 9/27/2023- JTG

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

Digitally signed by
John T. Gontrum
Date: 2023.09.27
14:05:51 -04'00'

SUBJECT: Record Correction – July 19, 2023 Board of Public Works Action Agenda, Item 20-S

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 – July 19, 2023 DGS 20-S

Personnel Classification and Compensation Study, Contract No. CTR013455
FROM: ADPICS No.: CTR013455
TO: ADPICS No.: CTR013455 / F10B4600002

Reason: Effective immediately, DBM has determined it will no longer utilize eMaryland Marketplace Advantage (eMMA) for invoice payment purposes due to certain unresolved system limitations related to the lack of extended contract and year-end closeout timeframes. The new blanket purchase order number (F10B4600002) reflects the new contract presented and approved by the BPW on the July 19, 2023 agenda, Item 20-S. DBM will utilize ADPICS BPO number F10B4600002, for current and future invoice payment purposes under this contract.

Sincerely,

Yasin Mohammad
Director, Procurement Operations Bureau
DGS, Office of State Procurement



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



REVISED

20-S. SERVICES CONTRACT (cont'd)

Agency Remarks (cont'd):

PRM Consulting, Inc. has extensive experience providing quality services, including benchmarking and market analysis, salary structure development and updates, pay equity audits, and strategy and communication and has proven to be essential in their past performance. Given their experience and past performance with Anne Arundel County. DBM finds it is in the best interest of the State to enter into a contract with PRM Consulting, Inc.

Fund Source: 100% General

Approp. Code: F10 A0201 23011

Resident Business: No

MD Tax Clearance: 23-2045-0100

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023**



*Contact: Krishnanda Tallur 410-767-0123
krishnanda.tallur@maryland.gov*

21-S-OPT. SERVICES OPTION
Department of Education, Office of School Innovations

Contract ID: Residential Boarding Education Program; R00B9400007
ADPICS No.: COJ94993

Contract Approved: DBM 7-S, 07/11/2007

Contract Description: Implement and operate a residential boarding education program school for up to 400 qualified, disadvantaged at-risk youths in grades 6 - 12 recruited from schools statewide.

Option Description: Exercise the third renewal option.

Award: The SEED School Foundation; Washington, DC
(Local office in Baltimore)

Original Contract Term: 08/01/2007 - 07/31/2013 (w/unlimited 5-year renewal options)

Option Term: 08/01/2023 - 07/31/2028

Original Contract Amount: \$55,748,784

Option Amount: \$97,908,777

Prior Options/Mods: \$73,120,151 (Renewal Option #1 08/01/2013 - 07/31/2018:
DBM 16-S-OPT 07/03/2013)
\$78,597,343 (Renewal Option # 2 08/1/2018 - 07/31/2023 DBM
13-S-OPT 06/20/2018)

Total Contract Amount: \$305,375,055

Percent +/- (This Item): 175.62%

Total Percent Change: 447.77%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 2.5% / 0%

MBE/VSBE Compliance: 0% / 0%



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023



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

Requesting Agency Remarks: The residential boarding education program operates on a 25-acre site in southwest Baltimore City and serves 400 students from eleven Maryland counties and Baltimore City.

The previous MBE goal was set at 2.5% and The SEED School exceeded it in 2018 at 4.7%. The SEED School fulfilled their obligation to one subcontractor, another subcontractor went out of business in 2021 and the third subcontractor under the contract was unable to be reached by either email or telephone to verify performance but possibly closed their office according to State Department of Taxation records. Non-compliance with paperwork was identified and resolved. New subcontractors were identified to fulfill the continued 2.5% goal for the next option period.

The SEED School serves 400 students from 11 Maryland counties and Baltimore City. A change in vendor would disrupt the education of students in grades 6 through 12. If there was a change in vendor that did not include uninterrupted use of the current campus, the students would return to their home counties. The campus is a 25-acre site in southwest Baltimore City. The property is leased, and the facilities were renovated with private funds. There is no guarantee that the MSDE could assume the operational costs of the property, in addition to program costs.

In addition to establishing the school program, MSDE required that the operator develop and equip an appropriate campus. The SEED Foundation and The SEED School completed a capital campaign by raising over \$27 million privately and securing \$25 million in bonds to renovate the former Southwestern High School in Baltimore City and to construct two dormitories. The campus was developed with private funds to serve a public purpose. The provision of the original contract that ensures extension of the contract, as long as the program is meeting its contractual obligations, is a key component of the financing.

The contractor is exceeding all obligations with enrollment between 397 to 404 students maintained each year. In addition, the school participates in the Maryland Comprehensive Assessment Program (MCAP). The school utilizes several interim measures to track student progress and growth using nationally normed assessments in academics and youth development. A Student Support Team works with families on identification of students with special needs and with implementation of Individualized Education Programs (IEPs).

Funding for The SEED School of Maryland is determined by statute, Annotated Code of Maryland Education Article §8-709-710. The SEED School of Maryland is funded by the State paying up to \$10 million plus annual inflationary adjustment beginning in 2014 for up to 400 students in grades 6 through 12 enrolled in the program each fiscal year. In addition, the county Boards of Education will contribute 85% of the state and local cost for each student who participates in the program and domiciled in the county.



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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July 19, 2023



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

Fund Source: 75.34% General, 24.66% Special (85% Contribution from county Boards of Education)

Approp. Code: R00A02.04

Resident Business: Yes

This Item was withdrawn as Item 29-S-OPT from the 07/05/2023 DGS Agenda.

BOARD OF PUBLIC WORKS

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: Luis Luna 410-260-2907
luis.luna@maryland.gov*

**22-S-MOD. SERVICES MODIFICATION
*RETROACTIVE - Department of General Service,
Office of Facilities Maintenance***

Contract ID: Facilities Training/Certification Programs for Professional Development;
001B2600218

ADPICS No.: CTR006837

Contract Approved: DGS 29-S, 11/16/2022

Contract Description: Variety of training certification programs for professional development training for maintenance mechanics and building managers.

Modification Description: *RETROACTIVE* approval to add training for the Baltimore Complex.

Award: BOMI International, Annapolis, MD

Original Contract Term: 03/01/2022 - 10/31/2022

Modification Term: 03/01/2022 - 10/31/2022 (**Retroactive**)

Original Contract Amount: \$99,888

Modification Amount: \$42,552 (**Retroactive**)

Prior Options/Mods: N/A

Total Contract Amount: \$142,440

Percent +/- (This Item): 42.60%

Total Percent Change: 42.60%

Original Procurement Method: Sole Source

MBE/VSBE Participation: 0% / 0%

MBE/VSBE Compliance: 0% / 0%



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

Requesting Agency Remarks: DGS Office of Facilities Maintenance (OFM) for the Annapolis Complex determined a need for professional development training for their Maintenance Mechanics and Building Managers. They conducted market research and determined that BOMI International was the only vendor that could perform the work, and submitted a sole source justification on September 14, 2021, to DGS-Office of State Procurement (OSP) for approval to proceed with the procurement. OSP approved the sole source procurement, but a signed contract was never obtained.

When OSP IT and Professional Services became aware of this procurement, it created a contract for the training for the Annapolis Complex. Unpaid invoices were included with the documents provided and it was not clearly communicated that these invoices were in addition to those paid under the contract and contract also needed to include the Baltimore Complex.

The award was below \$100,000 so no MBE participation was included.

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

Fund Source: 100% General
Approp. Code: H00 23 33351 0819
Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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REVISED

*Contact: Vern Shird 443-769-1039
 vern.shird2@maryland.gov*

23-S-OPT/MOD. SERVICES OPTION/MODIFICATION

State Treasurer's Office (STO) - Maryland 529

Contract ID: MD529 Marketing and Public Relation Services; MD529/MARKETING-19-201-S
 ADPICS No.: R60B4600001

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

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

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

Option Description: Exercise the third renewal option.

Modification Description: Increase funds due to the addition of the ABLE program to the marketing/public relations plan.

Original Contract Term: 09/05/2019 - 09/04/2021 (w/three 1-year renewal options)

Option Term: 09/05/2023 - 09/04/2024

Modification Term: 09/05/2023 - 09/04/2024

Original Contract Amount: \$751,572

Option Amount: \$387,013

Modification Amount: \$ 50,000

Prior Mods/Options: \$ 49,719.00 (Mod. #1: Design piece of MD529 website; Delegated Authority - MD529, 04/26/2021)
 \$373,074.50 (Renewal Option #1; 09/05/2021 – 09/04/2022, DGS 26-S-OPT/MOD 08/11/2021)
 \$ 96,550.00 (Mod. #2: Increase funding for the cost of website development services and add the ABLE program to the marketing/public relations plan. DGS 26-S-OPT/MOD 08/11/2021)



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

\$11,161.00 (Mod. #3: Creation of a new Annual Report template that incorporates the ABLE program; Delegated Authority MD529, 03/28/2022)

\$377,359 (Renewal option #2; 09/05/2022 – 09/04/2023, DGS 19-S-OPT-MOD 07/27/2022)

\$50,000 (Mod. #4: Add the ABLE program to the marketing/public relations plan. DGS 19-S-OPT-MOD 07/27/2022)

Total Contract Amount: \$2,146,448.50

Percent +/- (This Item): 58.15%

Total Percent Change: 185.59%

Original Procurement Method: Competitive Sealed Proposals

MBE/VSBE Participation: 18% / 0%

MBE/VSBE Compliance: 6.945% / 0%

Requesting Agency Remarks: The marketing services will be expanded to include MD529's ABLE program. An ABLE advertising campaign can effectively reach thousands of individuals across the State who either have a disability or have a dependent that has a disability. Individuals can use the plan to save money and pay for qualified disability-related expenses without jeopardizing State or Federal means-tested benefits like SSI or Medicaid.

The COVID pandemic resulted in the cancellation of all in-person events, significantly impacting the printing of marketing materials which the MBE provided. Printing of materials was also impacted by the transition of the MD Prepaid College Trust (MPCT) program manager, Intuition College Savings Solutions. Intuition would not accept paper enrollments, MD529 did not print the full enrollment kit. The kit normally included disclosure statements, enrollment forms, and a highlights brochure; however, only the highlights brochure was printed. MD529 anticipates the return of in-person events; however, only the highlights brochures will be printed. Both COVID and the non-printing of paper enrollments are issues that could not have been foreseen and MD529 will not be able to reach the MBE participation.



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

Remarks (cont'd):

As a result of the passage of SB959 during the 2023 legislative session, the MD529 Board was dissolved, and all operations and administrative responsibilities were transferred to the State Treasurer's Office on June 1, 2023.

Fund Source: 100% Special (Participant Plan Fees)

Approp. Code: R60H0041

Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
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*Contact: Joe Palechek 410-865-1137
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**24-IT. INFORMATION TECHNOLOGY
*Department of Transportation***

Contract ID: Infor Human Resources Information System (HRIS) Platform Upgrade;
MDOTTS2300

ADPICS No.: J01B4600005

Contract Description: Transition current Infor mainframe Human Resources data and functionality from legacy mainframe system to a cloud-based platform. Includes transitioning employee data, records and reports.

Award: RPI Consultants, LLC; Baltimore, MD

Contract Term: 09/01/2023 - 08/31/2026 (w/two 1-year renewal options)

Amount: \$3,450,520 (Base: 3-years)
\$ 312,000 (Renewal Option #1; 1-Year)
\$ 342,000 (Renewal Option #2: 1-Year)
\$4,104,520 Total

Procurement Method: Competitive Sealed Bidding

Bids:

<i>Bidders</i>	<i>Amounts</i>
RPI Consultants, LLC; Baltimore, MD	\$4,104,520.00
Infor Public Sector; Alpharetta, GA	\$6,948,110.00

Living Wage Eligible: Yes

MBE/VSBE Participation: 10.2% / 0%

Performance Security: No

Incumbents: Infor Public Sector; Alpharetta, GA

Requesting Agency Remarks: A notice of availability of an Invitation for Bids (IFB) was posted on eMaryland Marketplace Advantage (eMMA) on January 5, 2023. Three bids were received and opened on March 06, 2023. One bid was rejected for failing to provide proper references and full pricing. RPI Consultants, LLC has been found responsible and its bid responsive. The bid pricing has been confirmed.



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24-IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

The current mainframe application relies on nightly batch processing to validate daytime data entry updates, process transactions, extract and transfer custom datasets to external departments and state agencies, it is imperative that the process related to the creation of custom datasets transferred via file transfer protocols also be migrated to the new Infor cloud-based platform.

The MBE participation established for this contract was 7%, and RPI Consultants, LLC has committed to exceeding it by 3.2% to achieve 10.2%. No VSBE participation goal was established due to a lack of subcontracting opportunities.

Fund Source: 100% Special (Transportation Trust)

Approp. Code: J01A0107

Resident Business: Yes

MD Tax Clearance: 23-2062-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



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

25-IT-MOD. INFORMATION TECHNOLOGY MODIFICATION

Department of Human Services, Office of Technology for Human Services

Contract ID: Automated Fiscal System (AFS); OTHS/OTHS-19-013-A3
ADPICS No.: COK07357

Contract Approved: DoIT 3-IT, 07/19/2018

Contract Description: Financial management solution to replace the current legacy end of life Automated Fiscal System application with a new, scalable solution aimed at improving business operations and preventing future audit findings.

Modification Description: Extend the contract to allow time to complete the new procurement.

Award: Microsoft Corporation; Reston, VA

Original Contract Term: 08/01/2018 - 07/31/2021 (w/two 1-year renewal options)

Modification Term: 08/01/2023 - 07/31/2024

Original Contract Amount: \$5,077,294

Modification Amount: \$ 665,445

Prior Options/Mods: \$1,160,320 (Renewal Option #1: 08/01/2021 - 07/31/2022, DGS 48-IT-OPT, 07/07/2021)
\$1,160,320 (Renewal Option #2: 08/01/2022 - 07/31/2023, DGS 27-IT-OPT, 07/27/2022)

Total Contract Amount: \$8,063,379

Percent +/- (This Item): 13.11%

Total Percent Change: 58.81%

Original Procurement Method: Competitive Sealed Proposals

Living Wage Eligible: Yes



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

MBE/VSBE Participation: 21.4% / 0%

MBE/VSBE Compliance: 11.097% / 0%

Performance Security: No

Hiring Agreement Eligible: N/A

Requesting Agency Remarks: The procurement was not completed in time because the initial goal was to integrate the Automated Fiscal System (AFS) application functions into the MDTHINK platform. Once the decision was made to maintain two separate systems, the deadline to complete the procurement within the appropriate time frame had passed. The contract is being requested to extend the services for one year to allow sufficient time to review this system as part of updating internal fiscal oversight procedures, as well as launch any additional procurement actions, such as releasing a new request for proposals.

The Automated Fiscal System (AFS) is a dynamic fiscal tracking system that allows DHS' fiscal users to set up, print and track emergency payments to various vendors, including payments to vendors and foster care providers that deliver clinical consultations, training and education, day care service, transportation, personal care items such as clothing and personal hygiene, food, respite care and a host of other services. The system is also used to manage local trust fund accounts for foster children.

The Contractor currently has an MBE Compliance of 11% compared with an MBE goal of 21.4%. A Corrective Action Plan was requested and Microsoft has stated their intentions to make their best efforts to meet the MBE goal.

Fund Source: 65% General, 35% Federal

Approp. Code: N00F0004

Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

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DEFERRED

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DEPARTMENT OF GENERAL SERVICES
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REVISED

*Contact: Yasin Mohammed 410-260-7552
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26-IT. INFORMATION TECHNOLOGY

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

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

Procurement Method: Task Order/Purchase Order under Master Contract

1.0 Master Contract: **Consulting and Technical Services Plus (CATS+)**
Contract No.: 060B2490023
Approved: DoIT 3-IT, 04/03/2013
Term: 04/22/2013 - 04/21/2028
***As of publication, the remaining balance of this master contract is \$231,879,039.*

1.1 Using Agency: Department of Health
Description: Medicaid Management Information System Resources for the Medicaid Management Information System (MMIS) system. Provides required resources for ongoing support and maintenance of the legacy production.
Modification Description: Extend the contract to allow time to complete the new procurement and transition period; *OPASS 16-15772 / COK03499.*
Award: Gantech Inc., Columbia, MD
Original Term: 08/08/2016 - 08/07/2019
Modification Term: 08/08/2023 - 02/07/2024
Original Amount: \$8,950,011
Modification Amount: \$2,126,758
Prior Options/Mods: \$ 981,501 (Modification 1, Add four resources: one senior programmer analyst and one database management specialists, Delegated Authority - DoIT, 07/01/2017)
\$ 256,785 (Modification 2, Add one senior systems engineer, Delegated Authority - DoIT, 04/02/2018)
\$4,253,517 (Renewal Option #1/Mod #3, 08/08/2019 - 08/07/2020 and add six resources: one senior systems engineer; five database management specialists, DoIT 10-IT 1.3, 07/24/2019)



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26-IT. INFORMATION TECHNOLOGY (cont'd)

1.0 *Consulting and Technical Services Plus (CATS+) (cont'd)*

\$4,253,517 (Renewal Option #2/Mod 4 08/08/2020 - 08/07/2021 and add six resources, DGS 41-IT 1.1, 07/22/2020)

\$4,253,517 (Mod #5 Extension 08/08/2021 - 08/07/2022 with one 6-month renewal option, DGS 49-IT 1.4, 06/02/2021)

\$2,126,758 (Renewal Option #2 08/08/2022 - 02/07/2023 DoIT 64-IT 1.2, 06/08/2022)

\$2,126,758 (Mod #6 Extension 02/08/2023 - 08/07/2023, DGS 20-IT 1.2, 01/04/2023)

Total Contract Amount: \$29,329,122
MBE/VSBE Participation: 30% / 0%
MBE/VSBE Compliance: 28.139% / 0%
Resident Business: Yes
Fund Source: 75% Federal 25% General

Agency Remarks: MDH released a new TORFP on March 25, 2022 that will replace the current contract. MDH is expected to complete the procurement and award for the new contract in the third quarter of 2023. Gantech has committed in writing to achieving the 30% goal by the end of this extension. [...].

1.2 *Using Agency:* Department of Health, Medicaid Provider Service

Description: Long Term Support and Services (LTSS) is a web-based care management application currently supporting over 35,000 actively enrolled participants in multiple Medicaid programs. The awarded vendor provides software design, development and implementation.

Modification Description: Add additional projects required to meet new Federal and State requirements and the expanding needs of the Medicaid fee-for-service program. Projects include expanded use of electronic visit verification, reporting requirements, system security updates, and automation of several Medicaid home and community-based programs; COK04478

Option Description: Exercise the first renewal option.

Award: FEI Systems; Columbia, MD

Original Amount: \$23,703,720

Option Amount: \$ 7,996,040



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26-IT. INFORMATION TECHNOLOGY (cont'd)

1.0 *Consulting and Technical Services Plus (CATS+) (cont'd)*

Modification Amount: \$17,200,000
Prior Options/Mods: \$36,820,000 (Mod#1 Increase vendor's development capacity by adding development teams to meet federal requirements. DGS-50-IT, 09/01/2021)
Total Contract Amount: \$85,719,760
Original Term: 08/01/2020 - 07/31/2023 (w/two 1-year renewal options)
Option Term: 08/01/2023 - 07/31/2024
Modification Term: 08/01/2023 - 07/31/2024
MBE/VSBE Participation: 5% / 0%
MBE/VSBE Compliance: 5.025% / 0%
Resident Business: Yes
Fund Source: 90% Federal, 10% Reimbursable (MITDP)

2.0 *Master Contract: Delivery Program Management Services; F50B0600039*
(Secondary Master from CATS+ 060B2490023)
Approved: DGS 41-IT, 1.0 and 1.4; 07/28/2021
Term: 08/21/2021 - 08/11/2024
****As of publication, the remaining balance of this master contract is \$69,305,102.52**

2.1 *Using Agency:* Department of Information Technology
Description: One Senior Project Manager (PM) responsible for ensuring the overall success of the Maryland OneStop CORE project implementation. Project Manager will oversee the full project management life cycle and software development life cycle for the implementation of IT initiatives; *F50B0600039-44*
Award: Edwards Performance Solutions; Columbia, MD (MBE) (SBE)
Number of Qualified TO Contractors: 3 (Category 3)
Number of Bids: 3 (*Single Qualified Proposal Received*)
Proposals:

<i>Offerors</i>	<i>Technical Rankings</i>	<i>Financial Offers (Rankings)</i>	<i>Overall Rankings</i>	<i>Offerors</i>
Edwards Performance Solutions, Inc., Columbia, MD	1	1	\$815,977.80 (1)	1

**Technical merit had greater weight than financial.*



DEPARTMENT OF GENERAL SERVICES
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26-IT. INFORMATION TECHNOLOGY (cont'd)

2.0 *Delivery Program Management Services (cont'd)*

Amount: \$ 266,626.80 (Base Term 12 months)
 \$ 271,953.00 (Renewal Option #1)
 \$ 277,398.00 (Renewal Option #2)
 \$ 815,977.80 Total NTE

Term: 08/03/2023 - 08/02/2024 (w/two 1-year renewal options)

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

Resident Business: Yes

Fund Source: 100% Reimbursable (MITDPF)

Agency Remarks: Two contractors were found not reasonably susceptible of being selected for award after their candidates were interviewed. One candidate was not able to interview due to schedule conflicts.

The evaluated labor rate for the Senior Project Manager position proposed by Edwards Performance Solutions, Inc. resulted in a total NTE for the three-year term of \$815,977.80, which is favorable compared to: the \$929,313 average proposed labor rate for a Senior Project Manager for a three-year term on the CATS+ Master Contract; the \$861,300 average labor rate for a Senior Project Manager off the Network Managed Services Contract; and \$1,069,200 average labor rate proposed for Senior Project Manager off the One Stop Automation Agile Services Task Order Contract. DoIT has determined the price to be fair and reasonable.

3.0 *Master Contract:* **Hardware/Associated Equipment & Services 2012
 Contract No. 060B2490022**

Approved: DoIT 4-IT, 10/31/2012

Term: 11/15/2012 - 11/14/2027

****As of publication, the remaining balance of this master contract is \$20,804,350.**

3.1 *Using Agency:* Comptroller of Maryland

Description: Cisco networking equipment to establish a local area network and securely connect that network to external networks for new Baltimore office;
 E00P4600009

Award: Applied Technology Services; Middle River, MD
 (MBE) (SBE)

**Number of Qualified
 Master Contractors:** 17

Number of Bids: 5 (SBR - Designated)



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26-IT. INFORMATION TECHNOLOGY (cont'd)

3.0 *Hardware/Associated Equipment & Services 2012 (cont'd)*

Bids:

<i>Bidders</i>	<i>Amount</i>
Applied Technology Services, Inc., Middle River, MD	\$408,918.00
Advanced Computer Concepts, McLean, VA	\$413,353.86
En-Net services, Frederick, MD	\$424,205.71
DSR, Inc., Hanover, MD	\$425,783.00
MVS Consulting, Washington, DC	\$470,157.17

Amount: \$408,918

Term: Anticipated delivery date - 09/05/2023

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

Resident Business: Yes

Fund Source: 100% General

Agency Remarks: The office is moving from the State Center complex to a new suite at 7 St. Paul Street in Baltimore.

3.2 *Using Agency:* MDOT Maryland Aviation Administration

Description: Purchase Hewlett Packard Enterprise SN3600B 32GB Fiber Switches for Baltimore/Washington International Thurgood Marshall Airport. The fiber switches will replace the outdated 4GB fiber switches. The new switches will provide faster data transfer for AirPortal, Flight Information Display System, home drive, share drive and OPS applications; *J00P3600002*

Award: Electronic Data Solutions Inc.; Baltimore, MD (SBE)

Number of Qualified

Master Contractors: 4 (Functional Areas I and V)

Number of Bids: 4 (*SBR-Designated*)

Bids:

<i>Bidders</i>	<i>Amounts</i>
Electronic Data Solutions, Inc.; Baltimore, MD	\$245,996.92
HCGI; Columbia, MD	\$254,352.00
Advanced Computer Concepts; McLean, VA	\$321,713.12
Universal Adaptive Consulting Services; Henrico, VA	\$430,311.40

Amount: \$245,996.92

Term: Anticipated delivery date - 08/20/2023

MBE/VSBE Participation: 0% / 0%

Resident Business: Yes



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26-IT. INFORMATION TECHNOLOGY (cont'd)

3.0 *Hardware/Associated Equipment & Services 2012 (cont'd)*

Fund Source: 100% Special (Transportation Trust)
Agency Remarks: No MBE nor VSBE participation goal was not established for this task because there are no subcontracting opportunities as this purchase is for hardware.

4.0 *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 \$52,716,011.**

4.1 *Using Agency:* MDOT State Highway Administration

Description: Purchase 300 HP laptops and docking stations to replace out-of-warranty equipment, this is a standard replacement cycle; J02P3600053

Award: DSR, Inc.; Hanover, MD

Number of Qualified

Master Contractors: 17

Number of Bids: 5

Bids:

<i>Bidders</i>	<i>Amounts</i>
DSR, Inc.; Hanover, MD	\$489,600
En-Net Services, LLC; Frederick, MD	\$500,028
USC Canterbury Corp; Annapolis, MD	\$503,625
Applied Technology Services; Middle River, MD	\$500,700
Advanced Computer Concepts; McLean, VA	\$495,156

Amount: \$489,600

Term: Anticipated delivery date - 09/02/2023

MBE/VSBE Participation: 0% / 0%

Resident Business: Yes

Funding Source: 100% Special (Transportation Trust)

Agency Remarks: No MBE or VSBE participation was applied to this contract as it is a single purchase of hardware with no subcontracting opportunities.



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26-IT. INFORMATION TECHNOLOGY (cont'd)

5.0 *Master Contract:* *GIS Software as a Service*

Contract No. 060B7400056

Approved: DoIT 3– IT, 06/20/2018

Term: 07/01/2018 - 06/30/2025

***As of publication, the remaining balance of this master contract is \$14,270,550.*

5.1 *Using Agency:* MDOT State Highway Administration

Description: **RETROACTIVE** approval to provide Enterprise Asset Management Solutions; VueWorks is an Enterprise Asset Management System (EAMS) used to collect and interpret data for all SHA's major assets including roads, bridges, guardrails, lighting, drainage, pedestrian crossing, etc. EAMS provides real time work order, trends, analysis, and preventive maintenance activities to increase the useful life and state of good repair on the major assets; 060B7400056.

Award: Data Transfer Solutions, LLC; Orlando, FL

Number of Qualified

Master Contractors: 1

Number of Bids: 1 (Single Bid Received)

Amount: \$112,916.67 (**Retroactive**)

Term: 09/01/2022 - 06/30/2023 (**Retroactive**)

MBE/VSBE Participation: 0% / 0%

Resident Business: No

Fund Source: 100% Special (Transportation Trust Funds)

Agency Remarks: MDOT SHA regrets that it did not start the procurement process with sufficient time ahead of the necessary start date to avoid a lapse in service. MDOT SHA has corrected this oversight, instituted electronics reminders so that the contract expiration date, thus the renewal period, is flagged in the contract management process.

Since the original solicitation, MDOT SHA was able to confirm that Data Transfer Solutions, Inc. is the sole provider of licenses for VueWorks software. The contract includes an eight-month license fee; a single-tenant, hosted environment for ten months; and an additional, non-production environment for training, also for ten months.



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26-IT. INFORMATION TECHNOLOGY *(cont'd)*

5.0 *GIS Software as a Service (cont'd)*

The price has been determined to be fair and reasonable per BPW Advisory 2016-1, using the Historical Price method. The proposed price is comparable to the price the agency has paid over multiple years since the original contract award. No MBE or VSBE participation was applied to this contract as it is a single purchase of hardware with no subcontracting opportunities.

BOARD OF PUBLIC WORKS

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*

27-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: 100% General (CA 2022 Provide funding to the Department of General Services for facilities renewal that will repair and rehabilitate State-owned facilities Item 050)

1.1 Contract ID: Miller/James Senate Building Roof Replacement; BA-584-230-002
Description: Remove the existing roof and replace it with a new roofing system at the Senate Building in Annapolis.
Procurement Method: Qualification Based Selection - DGS-20-006-IQC
Award: Gannett Fleming Architects; Owings Mills, MD
Amount: \$134,139
MBE/VSBE Participation: 10% / 0%
Resident Business: Yes

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

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WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES
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*Contact: Wendy Scott- Napier 410-767-4088
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**28-RP. REAL PROPERTY
*Military Department***

Recommendation: Approve the granting of a permanent drainage and stormwater easement and temporary construction easement

Property: Permanent Easement 4,540 sq. ft (0.1042 acre)
Temporary Easement, 2,194 sq. ft. (0.0504 acre)

Grantor: The State of Maryland, to the use of the Maryland Military Department.

Grantee: Anne Arundel County

Consideration: No consideration. This project will protect state-owned property and will provide protection to the Chesapeake Bay.

Appraised Value: George L. Peabody, Fee Appraiser – 11/03/2022 - \$14,900.00

Background: Anne Arundel County is conducting a Stream Restoration project on the Sawmill Creek – Irving Branch, which runs through the Military property located at 104 Dorsey Road, Glen Burnie in Anne Arundel County. The County requires a permanent drainage and stormwater easement as well as a temporary easement for construction to restore a degraded stream channel located in the forested area between the Maryland National Guard Armory and the MTA Cromwell Light Rail Station. The project goal is to reduce sediment and pollutant loads to receiving waterways and the Chesapeake Bay. The project will benefit state-owned property by addressing current streambank erosion and preventing future channel migration.

Authority: State Finance and Procurement 10-305

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
OFFICE OF STATE PROCUREMENT
ACTION AGENDA
July 19, 2023



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

29-LL. LANDLORD LEASE
Department of Natural Resources

Recommendation: Approve a new lease agreement and approve nine, 1-year renewal options in advance

Landlord: State of Maryland, Department of Natural Resources
 Tawes State Office Building, 580 Taylor Avenue, E-4;
 Annapolis, MD 21401

Tenant: United States of America
 % Real Estate Contracting Officer
 Naval Facilities Engineering Systems Command Washington
 1314 Harwood Street SE; Washington Navy Yard, DC 20374

Property Location: St. Clements Island State Park, St. Mary's County

Space Type: Land (50 sq. ft.)

Lease Type: New Lease Agreement

Term: 07/20/2023 - 07/19/2024

Future Option Term: Nine, 1-Year renewals:
 07/20/2024 - 07/19/2025,
 07/20/2025 - 07/19/2026,
 07/20/2026 - 07/19/2027,
 07/20/2027 - 07/19/2028,
 07/20/2028 - 07/19/2029,
 07/20/2029 - 07/19/2030,
 07/20/2030 - 07/19/2031,
 07/20/2031 - 07/19/2032,
 07/20/2032 - 07/19/2033

Annual Cost: \$2,040.00

Square Foot Rate: \$3.40

Termination for Convenience Clause: Yes



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29-LL. LANDLORD LEASE (cont'd)

Remarks: The United States of America proposes to lease a 50-square-foot area on the northern portion of St. Clements Island for government purposes (installation of a geodetic marker). The Lease includes nine (9) additional renewal options of one year each. The Department of Navy is statutorily bound by one-year terms related to annual appropriations, as well as mission requirements and needs. The lease would be terminated if the mission no longer needs the space. The lease rate is based on market value as determined by the U.S. Navy in accordance with Uniform Standards of Professional Appraisal Practice (USPAP). The landlord must be given a minimum of 30 days' notice for the future option term renewals.

BOARD OF PUBLIC WORKS

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
wendy.scott-napier@maryland.gov*

30-LT-MOD. TENANT LEASE MODIFICATION
Department of Human Services

Recommendation: Approve a Supplemental Lease Agreement

Prior Board Action: DGS 12-LT-OPT, 10/07/2015

Landlord: North and Pennsylvania Limited Partnership
2500 Pennsylvania Ave, Baltimore, MD 21217

Property Location: 2500 Pennsylvania Ave, Baltimore, MD 21217

Space Type: Office w/ client interaction (33,400 sq. ft.)

Lease Type: Modification to add day porter services

Term: Upon BPW approval – 11/30/2025 (2 Years, 5 months of the remaining lease term) (w/ 6-month hold-over)

Prior Annual Cost: \$584,500.62 ***Prior Square Foot Rate:*** \$17.50
New Annual Cost: \$621,240.00 ***New Square Foot Rate:*** \$18.60

Fund Source: 43% General, 57% Federal ***Appropriation Code:*** PCA G0010

Remarks: This lease amendment is adding day porter functions to the existing janitorial services provided by the landlord at a cost of \$1.10 per sf. This is a market rate for these services.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



DEPARTMENT OF GENERAL SERVICES
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SUPPLEMENTAL

REVISED

*Contact: Paul Monteiro, Jr. 410-697-9492
paul.monteiro@maryland.gov*

31-IT. INFORMATION TECHNOLOGY SERVICES CONTRACT
Department of Service and Civic Innovation

Contract ID: Participant Application Portal, Training and Management System for DSCI;
D01B3600034
ADPICS No.: I00B3600001

Contract Description: Provide an electronic platform to support the recruitment of participants, the overall management and professional development of the participants while they are in service, and post-service to connect them to career opportunities.

Award: BuildWithin, Inc., Washington DC

Contract Term: 07/20/2023 - 07/19/2026 (w/two 1-year renewal options)

Amount: \$ 875,000 NTE (Base, 3-Years)
\$ 250,000 NTE (Renewal Option #1, 1-year)
\$ 250,000 NTE (Renewal Option #2, 1-year)
\$1,375,000 NTE Total

Procurement Method: Sole Source

Living Wage Eligible: Yes

MBE/VSBE Participation: 0% / 0% (Limited Subcontractor Availability)

Performance Security: None

Requesting Agency Remarks: In January 2023, the Department of Service and Civic Innovation (DSCI) was created by the Governor (Executive Order 01.01.2023.02). In April 2023, the General Assembly established the Department by statute (Chapter 99, Acts of 2023). The department is to promote the use of volunteers in State, county, and municipal government; business; and nonprofit organizations. Governor Wes Moore signed the SERVE Act on April 24, 2023, into law. With his signature, he authorized two new service programs in Maryland, the Service Year Option and Maryland Corps. With this Act, he also set out an ambitious timeline for implementation, indicating the Service Year Option to be up and running by the Fall of 2023.

To fulfill that requirement, the immediate need of the Department of Service and Civic Innovation (DSCI) is to acquire an electronic platform to support both the recruitment of participants, the overall management and professional development of the participants while they are in service, as well as post-service to connect them to career opportunities.



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REVISED

31- IT. INFORMATION TECHNOLOGY (cont'd)

Agency Remarks (cont'd):

The statutory purposes of the Service Year Option program are to:

- Provide service placements to eligible young adults as an additional option to immediately pursue post-secondary education or career and technical training;
- Equip program participants with professional development, mentoring, job training and financial literacy skills, and other supports;
- Assist in addressing the State's most significant challenges by channeling the next generation into impactful public service;
- Strengthen the talent pipeline into state and local governments to fill present and future staffing needs and;
- Enroll at least 200 participants in FY 2024.

In this regard, it is the determination that BuildWithin Inc. is the only supplier that is currently in the Market that can provide the services to fully meet the statutory requirements. BuildWithin provides certified Department of Labor credentials that Service Year and Maryland Corps participants can leverage post-service to translate their Service Year and Maryland Corp experience into employment.

MBE/VSBE participation was not included due to the limited availability of MBE/VSBE firms within the work category to perform the items of work.

The Department determined that price to be fair and reasonable. The Maryland Department of Service and Civil Innovation is slightly more unique, with BuildWithin, Inc. utilizing the acquired resources and services in comparing the current yearly cost from the Los Angeles County Department of Economic Opportunity (DEO) (California), Sacramento Metro Chamber Foundation (California), and Chattanooga 2.0 (Tennessee). The Department

Software License and Maintenance Fee, Including Hosting	
State Entity	Yearly Rate
Los Angeles County Department of Economic Opportunity (California)	\$520,000
Sacramento Metro Chamber Foundation (California)	\$250,000
Chattanooga 2.0 (Tennessee)	\$250,000
Maryland Department of Service and Civil Innovation (Maryland)	\$250,000

Despite the current market conditions and very tight labor market, the Maryland Department of Service and Civil Innovation is getting fair and reasonable pricing and the best value.



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SUPPLEMENTAL

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31-IT **INFORMATION TECHNOLOGY** *(cont'd)*

Fund Source: 100% General

Approp. Code: A0101

Resident Business: No

MD Tax Clearance: 23-2702-1000

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DEFERRED

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WITHOUT DISCUSSION