

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS
February 19, 1975

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The Board was also advised by Mr. Lewis that all items submitted and recommended on his Agenda for purchase through the Central Purchasing Bureau have been screened and conform with equipment for which the above Bond Issue Funds were provided.

The Board was further advised of the provisions of Section 8 of Chapter 743 of the Acts of 1965 (General Construction Loan of 1965) reading as follows:

"And Be It Further Enacted, That if any Federal grant is or becomes available to any of the State Colleges, the University of Maryland, Morgan State College, or St. Mary's College of Maryland for Capital Improvements, which grant is to pay a portion of the cost of such improvements as set out in this Act for any of these institutions, then the State appropriation herein provided for any such Capital Improvements in each instance shall be reduced by an amount equal to the amount of the Federal Grant.

Mr. Lewis also informed the Board of the provisions of Section 9 of

Chapter 504 of the Acts of 1966
Chapter 759 of the Acts of 1967
Chapter 435 of the Acts of 1968
Chapter 409 of the Acts of 1969
Chapter 101 of the Acts of 1970
Chapter 425 of the Acts of 1971
Chapter 179 of the Acts of 1972
Chapter 195 of the Acts of 1973
Chapter 289 of the Acts of 1974 as follows:

"And Be It Further Enacted, That where Federal funds may be available to help accomplish any specific projects in this Act, the using department or agency shall be obligated to seek the allocation of such Federal funds to apply to the cost of the particular project. In seeking approval of the Board of Public Works for award of a contract under a specific appropriation under this Act, the suing department or agency shall formally advise the Board of Public Works that efforts have been made through proper administrative procedures to obtain such Federal funds, and the reason, if any, why the Federal funds were not obtained. Availability of Federal funds where allocated is intended to defray the cost of the approved project, not expand its scope, except in the case of projects of the Department of Forests and Parks, Department of Natural Resources. These latter projects may be expanded in scope beyond that proposed in the specific appropriation in this Act if the addition of Federal funds makes this possible, but not beyond the total park acreage or development contemplated for the State park or recreation area to which it applies, as evident from the master plan for State parks and recreation areas as adopted by the Department of Forests and Parks, Department of Natural Resources."

Mr. Andrew Heubeck, Jr., Secretary to the Board of Public Works, presented Items 1 through 9A, of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 6 through 40, attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 6 through 40.

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

1. BOARD OF PUBLIC WORKS - WETLANDS LICENSES:

Resubmission of a request for a wetlands license by Kent Island Limited Partnership, c/o Mr. Bennett Crain, Jr., 160 South Street, Post Office Box 1989, Annapolis, Maryland 21404, Case No. 75-35, to maintenance dredge a channel 2,250 foot long and 150 foot wide to depth of 10 feet at mean low water from entrance (inlet) to interior basin; to maintenance dredge the interior basin, 500 by 200 feet, to depth of 8 feet at mean low water; to deposit about 35,000 cubic yards of spoil upland at site: as depicted on plans dated July 18, 1974, revised November 18, 1974, for the project located on Kent Island at the Bay Bridge, Queen Anne's County.

Before approving the request for the above license, the Board has asked that a prior agreement entered into between the Board of Public Works and Kent Island Limited Partnership and P. Flanigan & Sons, Inc. on August 5, 1969 be discussed inasmuch as it covered monetary compensation to the State. This agreement was entered into in connection with an application filed by Kent Island Limited Partnership for a Department of the Army permit to dredge a channel and basin in the bottom of the Chesapeake Bay near the eastern end of the Bay Bridge. The agreement covered the reimbursement to the State for any injuries done to the clam beds or oyster bars in the area as a result of this project. The agreement also provided that compensation be paid to the State for the material dredged upon a determination that the parties of the second part (Kent Island Limited Partnership and P. Flanigan & Sons, Inc.) are obligated to make such payments to the State of Maryland.

The Assistant Attorney General for the Department of Natural Resources has pointed out in a letter to the Comptroller dated January 13, 1975 (copy of which was sent to each Board member) that the Board should make a realistic demand upon both Kent Island Limited Partnership and P. Flanigan & Sons, Inc. for payment of the loss of the clams and for the dredged material relating to this project.

(Continued)

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

1. BOARD OF PUBLIC WORKS - WETLANDS LICENSES: (Continued)

The Board, at its meeting on February 5, 1975, deferred any action on this request inasmuch as the prior transaction between the Board of Public Works and Kent Island Limited Partnership is being reviewed by the State Law Department for their advice as to whether or not there are any monies due the State and how the matter should be handled by the Board.

Board of Public Works Action:	The above referenced item was:		
<u>Approved</u>	Disapproved	Deferred	
<u>With Discussion</u>	Without Discussion		

* The application for the license was amended to change the name to Yachting Associates therefore the Board approved the request for the license to be granted to Yachting Associates.

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

2. BOARD OF PUBLIC WORKS - WETLANDS LICENSES

Formal approval in connection with the following applications for wetlands licenses for projects involving dredging and filling in the navigable waters of Maryland under Title 9, Natural Resources Article, Annotated Code of Maryland (1974). (Formerly listed under Commission on Submerged Lands.)

- 73-15 Mr. William W. Carty - to construct 340 feet of riprap and 120 feet of bulkhead at or landward of the mean high water line; to dredge boat basin and approach channel from 1 to 6.5 foot depth at mean low water; to deposit 3,100 cubic yards of spoil upland, Peach Orchard Cove off Tred Avon River, Talbot County.
- 74-184R Department of Natural Resources, Capital Improvements Program - to widen and deepen an existing channel; to dredge in Mezick Pond; to construct a bulkhead and deposit spoil material on an existing disposal site at Sandy Point State Park, Anne Arundel County.
- 74-241 Bethlehem Steel Corporation - to maintenance dredge a 2,200 foot long, 250 foot wide section of the Ore Pier Channel from 42 to 45 foot depth at mean low water; to deposit 130,000 cubic yards of spoil on an upland dike disposal area, offshore of the ore pier in Sparrows Point Channel near the junction with Brewerton Channel, Patapsco River, Baltimore County.
- 74-280 J. Lawson Gilbert Distributor, Inc. - to dredge an existing basin an average of 100 feet channelward of mean high water and for a distance of 250 feet along the property from existing one (1) foot depth to varying three (3) to six (6) foot depths at mean low water; to construct 36 feet of bulkhead and 250 feet of riprap; to deposit 2,925 cubic yards of spoil temporarily on an adjacent fastland containment site thence removal for permanent upland disposal; upstream of the Pennsylvania Railroad Bridge on the Susquehanna River at Havre de Grace, Harford County.

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

2. BOARD OF PUBLIC WORKS - WETLANDS LICENSES (Continued)

- 74-294 Mr. John R. McCahan - to construct 85 feet of stone revetment, the landward base to be at mean high water; to backfill with 25 cubic yards of land source borrow; to construct a concrete boat ramp extending 10 feet from mean high water, at Mulberry Point of Broad Creek near Bozman, Talbot County.

- 75-27 Mr. Louis B. Robertshaw - to construct 113 feet of replacement bulkhead at varying distance from behind to 6 feet channelward of the mean high water line; to backfill with 30 cubic yards of land source borrow, near mouth of Beard's Creek on South River at Edgewater Beach, Anne Arundel County.

- 75-52 Mr. William O. Collier, Jr. - to emplace 1280 feet of riprap against a bank and within 5 feet of mean high water line, on Broad Creek at Deep Neck near Royal Oak, Talbot County.

- 75-97 Mr. James M. Blair, Sr. - to approve works already completed, consisting of dredging a 20 by 20 foot area channelward of mean high water line from one (1) to four (4) foot depths at mean low water; to deposit ten (10) cubic yards of spoil upland, in small cove on Church Cove off St. Inigoes Creek, St. Mary's County.

- 75-104 Mr. Richard E. Playter - to construct a 50 foot revetment of auto tires within 5 feet of the mean high water line and on existing marsh; to fill with 10 cubic yards of land source borrow and revegetate with marsh grasses, Leeds Landing on Leeds Creek, Talbot County.

- 75-123 Mr. Michael McNeal - to emplace stone riprap against and within 6 feet of an existing 75 foot long bulkhead; to construct a 35 foot timber jetty in front thereof, Chester River at Clover Fields, Queen Anne's County.

- 75-124 County Commissioner of Queen Anne's County - to construct 142 feet of bulkhead within 3 feet of an existing deteriorated bulkhead; to backfill with 100 cubic yards of oyster shells, Kent Narrows near Wells Cove, Queen Anne's County.

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

2. BOARD OF PUBLIC WORKS - WETLANDS LICENSES (Continued)

- 75-126 Mr. Robert F. Banwarth - to construct 307 foot and 142 foot bulkheads about a basin on the Port Tobacco Creek site, and a 465 foot bulkhead on the dredged channel side of the applicant's shoreline: all of which will be emplaced within 2 feet of the MHW line; to deposit 390 cubic yards of gravel landward thereof, Port Tobacco Creek, Charles County.
- 75-134 Spar Marine Associates, Inc. - to construct a 12 foot wide boat ramp with wood base extending 40 feet channelward of mean high water line; to dredge an area 60 feet in length and 30 feet in width in front thereof from 2 to 3 feet depths at mean low water; to deposit less than 100 cubic yards of spoil on adjacent fastland; to install 19 mooring piles at an existing pier, one half mile south of Hallowing Point on the Patuxent River in Calvert County.
- 75-135 Calvert County Historical Society, Inc. - to construct 100 feet of bulkhead at the mean high water line; to dredge within 25 feet of the bulkhead face from 1 to 5 feet depth at mean low water; to contain 164 cubic yards of spoil on adjacent fastland; to construct four, 25 foot long piers, on Back Creek at Solomons in Calvert County.
- 75-141 Mr. Roy E. Shaver - to construct a 333 foot stone revetment and repair a 264 foot stone revetment, the base of which will be within five (5) feet of the mean high water line in both instances, Patuxent River at Sollers, Calvert County.
- 75-146 Mr. Charles J. Lang - to construct 850 feet of stone revetment against an eroding bank and within 8 feet of the mean high water line; to construct a 50 foot pier, on the west shore of Boone Creek near Oxford in Talbot County.
- 75-148 Mr. Charles D. Trossbach - to construct a 157 foot bulkhead at varying distance from behind to 6 feet channelward of mean high water line; to backfill with 40 cubic yards of land source borrow, in unnamed cove near the mouth of Jutland Creek at Wynne, St. Mary's County.

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

2. BOARD OF PUBLIC WORKS - WETLANDS LICENSES (Continued)

- 75-152 State of Maryland, Department of Natural Resources - to construct 320 feet of timber bulkhead within two (2) feet of a deteriorated bulkhead about the perimeter of a boat basin; to backfill with 25 cubic yards of land source borrow, at the West Ocean City Harbor off Sinepuxent Bay, Worcester County.
- 75-160 Mr. Raymond H. Siegmann - to maintenance dredge a 134 foot long, 22 foot wide channel and a 20 by 40 foot area in an existing boat basin, both from two (2) to three (3) foot depths at mean low water; and to deposit some of the cubic yards of spoil behind a bulkhead bordering the channel with the remainder to be trucked offsite, on Big Annemessex River near the mouth of Colbourn Creek at Marion, Somerset County.
- 75-163 Mr. H. Morton Rosen - to reinforce two (2) 40 foot timber groins with stone within six (6) feet each side of each groin; to construct 140 foot bulkhead within ten (10) feet of the mean high water line, and to backfill with 50 cubic yards of land source borrow, on Choptank River at Beach Haven, Dorchester County.
- 75-164 Commissioners of Dorchester County - to construct three (3) sections of bulkhead totalling 110 feet about three (3) stormwater outfall pipes, extending no further channelward than ten (10) feet; to backfill with 175 cubic yards of land source borrow, upper end of Lodgecliffe Canal, Dorchester County.
- 75-171 Mr. Stanley Novack - to construct a 149 foot long bulkhead within one (1) foot of the mean high water line and backfill with 60 cubic yards of land source borrow, in Lake Venice just southeast of Rock Point at Venice-on-the-Bay, Pasadena, Anne Arundel County.
- 75-175 Amoco Oil Company - to construct 154 feet of bulkhead within three (3) feet of existing bulkhead; to backfill with bank run gravel; to emplace stone against 117 foot existing bulkhead extending no more than ten (10) feet channelward, Curtis Creek, Baltimore Harbor, Baltimore City.

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

2. BOARD OF PUBLIC WORKS - WETLANDS LICENSES (Continued)

- 75-182 Mrs. Donald Kammert and Mrs. Sandra B. Coyner - to construct 147 feet of stone revetment against an existing bulkhead, with the base extending no more than five (5) feet channelward of mean high water line, fronting on the Tred Avon River off Morris Street in the Town of Oxford, Talbot County.
- 75-186 Mr. Barton T. Spicer - to construct 100 foot bulkhead within three (3) feet of mean high water line; to backfill with 60 cubic yards of land source borrow, on Lodgecliff canal at Cambridge, Dorchester County.
- 75-195 Mr. Nickolas Lygoumenos - to construct a 208 foot stone revetment to a maximum of seven (7) feet from the mean high water line, on the Miles River at Hambleton Point near St. Michaels, Talbot County.
- 75-197 Mr. Henry P. Turner - to maintenance dredge along one side of the channelward portion of a pier. Dredge area to be 45 feet long by 12 feet wide and from 4.5 to 6 feet deep at mean low water; to deposit 30 cubic yards of spoil on fastland, on Town Creek at Oxford, Talbot County.
- 75-200 Mr. Constantine Valanos - to construct a 75 foot bulkhead within three (3) feet of the mean high water line; to backfill with 30 cubic yards of land source borrow, in Cattail Creek at Berrywood, Anne Arundel County.
- 75-204 Frederick and Catherine Vogelsang - to construct a 95 foot bulkhead and three (3) foot returns a maximum of three (3) feet from the mean high water line; to backfill with 25 cubic yards of land source borrow, on the western shore of Mathias Cove off Main Creek in Pasadena, Anne Arundel County.
- 75-215 Mr. Aden H. Crouse - to emplace 100 feet of riprap at the mean high water line; to construct a 108 foot long pier with four (4) mooring piles, at Long Cove on the West Fork of Langford Creek, Kent County.

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

2. BOARD OF PUBLIC WORKS - WETLANDS LICENSES (Continued)

75-217

Mr. Robert L. Haislip - to construct a 300 foot bulkhead within three (3) feet of the mean high water line; to backfill with 25 cubic yards of land source borrow, on canal off Crab Alley Creek at Dominion, Queen Anne's County.

Board of Public Works Action: the above referenced items were:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

3. BONDS:

Submission of a report of the payment of \$37,647.08 covering expenses incurred in connection with the sale of State of Maryland Bonds on November 7, 1974.

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

4. BONDS:

Submission of a report of the payment of \$18,369.72 covering expenses incurred in connection with the sale of State of Maryland Bonds on November 7, 1974.

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

5. DEPARTMENT OF PERSONNEL -
COMMISSIONERS OF THE STATE ACCIDENT FUND:

Submission of a request by the State Accident Fund for the approval of an Endorsement to Policy S-100 to provide Workmen's Compensation coverage for inpatients at State Mental Health and Mental Retardation Facilities who perform menial tasks that are of economic value to the institution.

Recent enforcement of Section 14(d) of the Fair Labor Standards Act, FLSA, requires that inpatients of a hospital be compensated for work performed for the hospital. Inasmuch as these inpatients are receiving wages for their tasks, they will be eligible for benefits under the Workmen's Compensation Law. The Department of Health and Mental Hygiene is, therefore, interested that this coverage be provided. (copy enclosed)

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

6. SANITARY FACILITIES SEWERAGE LOAN OF 1965:

Submission of a request by the Environmental Health Administration of the Department of Health and Mental Hygiene for authorization to revert \$2,957, the balance of the undistributed funds for the following project, to the undistributed funds of the Sanitary Facilities Sewerage Loan of 1965:

Project WPC-MD-119
Odenton

The above project has been audited by the Federal government and the final payments have been made.

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

7. STATE HIGHWAY ADMINISTRATION:

Formal approval of Deeds executed since the last meeting of the Board of Public Works covering the conveyance of excess State Highway Administration property as follows:

George W. Slack, Personal Representative of the Estate of Ethel L. Slack, for 0.89 acres of land, plus or minus, in Howard County, being portion of the former Kate E. Slack property, Item 10 (40584), Contract Ho-112X-511.

Holy Cross Hospital of Silver Spring, Incorporated, for 3.757 acres of land, plus or minus, in Montgomery County, being portion of former Silver Spring Hospital Association, Inc. (Formerly Holy Cross Hospital), Item 35495, Contract M-512-5-320.

Mitchell H. Haddaway and Helen M., wife, Frances W. Ironmonger and George W. Rond, for 0.04 acres of land, plus or minus, in Talbot County, being portion of the former James Schells property, Item 39366, Contract T-163-001-220.

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

8. STATE TREASURER:

Submission of a recommendation by the State Treasurer that the Board of Public Works extend an invitation to the former State Treasurer, John A. Luetkemeyer, to have his portrait painted at State expense for the purpose of adding to the portraits in the State Treasurer's Office.

Mr. Luetkemeyer faithfully performed the duties as State Treasurer for a period of approximately 10 years. When reasons of health forced his resignation, the members of the General Assembly expressed deep regret. In spite of his long term in office, no honors or recognition have been accorded him in the form of a testimonial dinner or special gift. In addition, the normal tradition that an outgoing Treasurer have his portrait painted at State expense for historical purposes was not followed, and nothing has been done in this area.

Board of Public Works Action: The above referended item was:

- Approved
- Disapproved
- Deferred
- With Discussion
- Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

9. STATE TREASURER:

Submission of a report by the State Treasurer dated January 31, 1975 advising the Board that the State Treasurer's Office invested the amount of \$670,061,930 during the month of January, 1975, at an average interest rate of 7.051% per annum. Investments were purchased in accordance with the provisions of Article 95, Section 22 of the Annotated Code of Maryland, as amended to date. Records of individual transactions are available for inspection in the Baltimore and Annapolis Offices of the State Treasurer.

It is requested that the Board of Public Works grant approval for the investment purchases indicated above.

Board of Public Works Action: The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

10. STATE TREASURER:

Submission of the following report by the State Treasurer's Office covering various transactions completed for the State Accident Fund from November 20, 1974 through December 5, 1974 as follows:

- Maturity of - \$ 800,000 U. S. Treasury Bills due 11/21/74
 - 1,500,000 Ford Motor Cr. Corp. Note due 11/25/74
 - 1,700,000 Federal Home Loan Banks due 11/25/74
 - 1,000,000 U. S. Treasury Bills due 11/29/74
 - 300,000 Ford Motor Cr. Corp Note due 12/2/74
 - 200,000 U. S. Treasury Bills due 12/5/74

- Purchase of - \$ 800,000 U. S. Treasury Bills due 2/20/75
 - 1,500,000 Mont. Ward Cr. Co. Note due 1/23/75
 - 1,700,000 Comm. Credit Co. Note due 12/24/74
 - 300,000 Ford Motor Cr. Corp. Note due 2/14/75
 - 1,000,000 U. S. Treasury Bills due 2/27/75
 - 200,000 U. S. Treasury Bills due 3/6/75

- Receipt of - Interest and dividends from various investments of the State Accident Fund.

Board of Public Works Action: The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

11. STATE TREASURER:

Submission of the following report by the State Treasurer's Office covering various transactions completed for the State Accident Fund from December 5, 1974 through December 31, 1974 as follows:

Maturity of - \$2,300,000 Commercial Credit Co. due 12/6/74
 3,900,000 Commercial Credit Co. due 12/24/74
 100,000 Ford Motor Cr. Co. due 12/26/74
 100,000 J. C. Penny Fin. Corp. due 12/6/74
 100,000 J. C. Penny Fin. Corp. due 12/12/74
 1,400,000 U. S. Treasury Bills due 12/2/74

Purchase of - \$2,400,000 Ford Motor Cr. Co. due 1/3/75
 100,000 Ford Motor Cr. Co. due 12/26/74
 1,900,000 Ford Motor Cr. Co. due 1/22/75
 1,000,000 J. C. Penny Fin. Corp. due 1/22/75
 1,000,000 Sears, Roebuck Acc. Corp. due 1/22/75
 1,400,000 U. S. Treasury Bills due 3/13/75

Receipt of - Interest and dividends from various investments of the State Accident Fund.

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

12. WATER QUALITY LOAN OF 1973:

Resubmission of a request by the Environmental Health Administration of the Department of Health and Mental Hygiene for a grant of \$12,325,566 from the Water Quality Loan of 1973 for the following project:

C-240199 (.09)
Charles County Sanitary District, Inc.
Mattawoman Sewerage Project

The Environmental Health Administration has received a request for a grant from the Charles County Sanitary District, Inc. for the above project in which eligible construction costs have been increased from \$18,000,000 to \$36,123,023 in accordance with the low bids recently received on advertised contracts. Fifty percent of the cost escalation is attributed to inflationary factors and the balance to changes in regulatory agency requirements, poor foundation conditions and other factors. This project includes a sewage treatment plant, pumping station, outfall sewer, force main and interceptors in the Mattawoman Creek Watershed.

An Environmental Protection Agency grant of \$8,978,208 has been awarded for the project. Additional Federal funds, however, are not available to support this cost increase and, in order to maintain the current 75% combined Federal and State matching funds, the State will be required to increase its grant, including a State advance of \$21,792, from \$5,788,500 to \$18,114,066, or an increase of \$12,325,566.

Because of the substantial nature of this increase, and because of the urgent need for continued progress in the construction of the Mattawoman Sewerage Project, the Charles County Sanitary District, Inc. has agreed to postpone two projects on the 1975 priority list, specifically the Bryon's Road Sewerage Project (Total Estimated Cost-\$3,910,000) and Waldorf Phase II Sewerage System (Total Estimated Cost-\$1,437,500). These projects will be moved to positions on the 1976 priority list.

(Continued)

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

12. WATER QUALITY LOAN OF 1973: (Continued)

The financial status of this project is as follows:

Total Cost	\$37,008,906
Eligible Cost	36,123,033
E.P.A. Grant	8,978,208
State Advance	21,792
State Grant	18,092,274
H.U.D. Funds	1,285,361
Local Funds	8,631,271

The Environmental Health Administration, therefore, recommends that a grant of \$12,325,566 be approved to the Charles County Sanitary District, Inc. from the Water Quality Loan of 1973 in accordance with Chapter 55, Acts of 1973 as amended.

The Board, at its meeting on February 5, 1975, discussed this request and deferred any action until the Department of State Planning could complete a review of the project. The Board requested the Planning Department to have their report on this item ready for the next meeting. (Material previously forwarded to Board members at the last meeting)

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

13. WATER QUALITY LOAN OF 1973:

Submission of a request by the Environmental Health Administration of the Department of Health and Mental Hygiene for a grant of \$69,125 from the Water Quality Loan of 1973 for the following project:

ST.01.21
Talbot County Sanitary Commission
St. Michaels

The Environmental Health Administration received an application from the Talbot County Sanitary Commission for a grant of \$69,125 to provide financial assistance for the design of a sewage collection system in the Rio Vista and Bentley Hay areas. This project qualifies for a grant under the Water Quality Loan of 1973 which provides funds for the construction of sewage treatment facilities to abate or prevent health hazards arising out of failing septic tank systems.

The financial status of this project is as follows:

Total Project Cost	\$79,000
Total Eligible Cost	79,000
State Grant	69,125 (87½% of Eligible Cost)
Local Funds	9,875

It is, therefore, recommended that a grant of \$69,125 be approved to the Talbot County Sanitary Commission for the above project from the Water Quality Loan of 1973 in accordance with Section 5.2(a), Chapter 55, Acts of 1973 as amended, pending State Clearinghouse review.

(Continued)

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

13. WATER QUALITY LOAN OF 1973: (Continued)

The Environmental Health Administration, concurrently with this request, also recommends approval of a related grant, Talbot County Region 2 - Wastewater System, for the design of interceptors and a new treatment facility under the provisions of the Water Quality Loan of 1973. This request will be covered in the next item for the consideration of the Board. (copy enclosed)

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

14. WATER QUALITY LOAN OF 1973:

Submission of a request by the Environmental Health Administration of the Department of Health and Mental Hygiene for a grant of \$194,250 from the Water Quality Loan of 1973 for the following project:

SL.01.21

Talbot County Sanitary Commission

Talbot County Region 2 - Wastewater System

The Environmental Health Administration received an application from the Talbot County Sanitary Commission for a grant of \$194,250 to provide financial assistance for the design of a system of interceptors, pumping stations, force mains and a new sewage treatment plant to serve the St. Michaels, Rio Vista and Bentley Hay areas. The new sewage treatment plant will replace the inadequate plant at St. Michaels. Since this project is critical to public health and Federal funds are not available, this grant request qualifies for 87½% State funding.

The financial status of this project is as follows:

Total Project Cost	\$222,000
Total Eligible Cost	222,000
State Grant	194,250 (87½% of Eligible Cost)
Local Funds	27,750

It is, therefore, recommended that a grant of \$194,250 be approved from the Water Quality Loan of 1973 in accordance with Chapter 55, Acts of 1973 as amended, to the Talbot County Sanitary Commission for the above project.

(Continued)

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

14. WATER QUALITY LOAN OF 1973: (Continued)

The Environmental Health Administration, concurrently with this request, also recommends approval of the design of the St. Michaels sewage collection system under the provisions of Section 5.2(a), Chapter 55, Acts of 1973 as amended. The request for approval of these funds is presented in the preceding item for the consideration of the Board. (copy enclosed)

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

15. WATER QUALITY LOAN OF 1973:

Submission of a request by the Environmental Health Administration of the Department of Health and Mental Hygiene for a grant of \$795,550 from the Water Quality Loan of 1973 for the following project:

SL.12.02
Anne Arundel County
South Glen Burnie Relief Sewer

The Environmental Health Administration has received an application for grant funds from Anne Arundel County for financial assistance to aid in the construction of a relief interceptor along an existing interceptor from Old Stage Road to the Baltimore and Annapolis Railroad.

This project is eligible for Federal grant assistance from the Environmental Protection Agency, but such funds are not available in a timely and sufficient manner. This project is critical to public health and qualifies for 87½% State funding.

The financial status of this project is as follows:

Total Project Cost	\$940,200
Total Eligible Cost	909,200
State Grant	795,550 (87½% of Eligible Cost)
Local Funds	113,650

It is, therefore, recommended that a grant of \$795,550 be approved to Anne Arundel County for the above project from the Water Quality Loan of 1973, in accordance with Chapter 55, Acts of 1973 as amended. (copy enclosed)

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

16. WATER QUALITY LOAN OF 1973:

Submission of a request by the Environmental Health Administration of the Department of Health and Mental Hygiene for a grant of \$1,027,775 from the Water Quality Loan of 1973 for the following project:

SL.13.02
Anne Arundel County
Cross Country Force Main

The Environmental Health Administration received an application for grant funds from Anne Arundel County for financial assistance to aid in the construction of a force main from Fort Smallwood Road to Solley Road. It follows the Baltimore Gas and Electric Company power transmission line and will supplement an existing force main.

This project is eligible for Federal grant assistance from the Environmental Protection Agency, but such funds are not available in a timely and sufficient manner. This project is critical to public health and qualifies for 87½% State funding.

The financial status of this project is as follows:

Total Project Cost	\$1,193,600
Total Eligible Cost	1,174,600
State Grant	1,027,775 (87½% of Eligible Cost)
Local Funds	165,825

It is, therefore, recommended that a grant of \$1,027,775 be approved to Anne Arundel County for the above project from the Water Quality Loan of 1973 in accordance with Chapter 55, Acts of 1973 as amended. (copy enclosed)

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Date of Meeting

Secretary's Agenda

Item 1A -
OUTDOOR RECREATION LAND LOAN OF 1969:

Approval is requested to cancel encumbrances on the following projects, approved by the Board of Public Works. These amounts represent Program Open Space assistance committed by the Board of Public Works, but not expended by the sub-divisions.

<u>Project Number</u>	<u>Project Name</u>	<u>County</u>	<u>Fund Source</u>	<u>Amount</u>
500-6-25	Piney Run	Carroll	72.06	\$ 551.67
			73.06	\$5,888.83
746-16-141	Palmer Park	Pr. George's	75.16	\$40,235.52

The above amounts may now be returned to the unobligated balance of the Outdoor Recreation Land Loan of 1969 (Program 81.20), as per the fund sources and amounts listed.

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

Item 2A -
OUTDOOR RECREATION LAND LOAN OF 1969:

Approval is requested for a change of fund source on the following project, committed by the Board of Public Works on the Secretary's Agenda of December 18, 1974, Item 24A.

POS 767-23-12
Ocean City Inlet Park
Worcester County

This item is requested to correct a funding error, whereby the 1972 Allocation for Worcester County was over-encumbered.

Fund Source: Program 81.20 (Item changes as follows)

Item 72.23 From: \$6,525.75
To: -0-

Item 73.23 From: -0-
To: \$6,525.75

Board of Public Works Action: The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

Handwritten: Handwritten

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

Item 3A - Revised
OUTDOOR RECREATION LAND LOAN OF 1969:

Approval is requested to commit to Anne Arundel County \$62,996.00 from the Outdoor Recreation Land Loan of 1969. This amount represents 100% of the eligible project costs for the following project:

POS 754-2-56
Riverwood Acquisition
Anne Arundel County

Allowable Land Cost for 20.112± acres at \$3,000.00/acre \$60,336.00

Appraisals
Joseph C. Klyman - \$75,500 (\$3,753.98/acre)
Maurice C. Ogle - \$60,336 (\$3,000.00/acre)

Incidentals \$ 2,660.00

Total Allowable Cost \$62,996.00

State Share (100%) \$62,996.00

Fund Source: Program 81.20 Item 73.02

Federal Grant: Not Available

Department of State Planning: Review favorable - October 31, 1974

Control Number: 75-10-196

Zoning: RA

Location: This project is located between Nile Road and Morgan Road in the Davidsonville Area adjacent to Patuxent Manor.
Property Owner: M. Fawcett Hopkins, et al.

Board of Public Works Action: The above referenced item was:

- Approved Disapproved Deferred
- With Discussion Without Discussion

Handwritten: Hand Co

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

Item 4A - Revised

OUTDOOR RECREATION LAND LOAN OF 1969:

Approval is requested to commit to Anne Arundel County \$64,010.01 from the Outdoor Recreation Land Loan of 1969. This amount represents 100% of the eliglble project costs for the following project:

POS 771-2-57
Odenton Activity Area
Anne Arundel County

Allowable Land Cost for 25.36± acres at \$2,401.42/acre \$60,900.01

Appraisals

Maurice C. Ogle - \$60,900 (\$2,401.42/acre)
Gene E. Floyd - \$76,080 (\$3,000.00/acre)

Incidentals

\$ 3,110.00

Total Allowable Cost \$64,010.01

State Share (100%) \$64,010.01

Fund Source: Program 81.20 Item 23.02

Federal Grant; Not Available

Department of State Planning: Review favorable - January 14, 1975

Control Number: 5-1-M109

Zoning: Agricultural

Location: This project is located on Francis Station Road one mile south of Waugh Chapel Road in the Odenton-Gambrills Area of Anne Arundel County. Property Owner: William Huegg

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

Item 5A -

OUTDOOR RECREATION LAND LOAN OF 1969:

Approval is requested to commit to Anne Arundel County \$101,635.00 from the Outdoor Recreation Land Loan of 1969. This amount represents 100% of the eligible project costs for the following project:

POS 790-2-59

Ridge Park Acquisition

Anne Arundel County

Allowable Land Cost for 18.878± acres at \$5,242.87/acre	\$ 98,975.00
--	--------------

Appraisals

Gene E. Floyd - \$113,000 (\$5,985.80/acre)

Maurice C. Ogle - \$ 84,950 (\$4,499.93/acre)

Incidentals	\$ 2,660.00
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Total Allowable Cost	\$101,635.00
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State Share (100%)	\$101,635.00
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Fund Source: Program 81.20 Item 73.02

Federal Grant: Not Available

Department of State Planning: Review favorable - January 28, 1975

Control Number: 5-11-M113

Zoning: R2

Location: This project is located on the south side of Bay Ridge Road near the intersection of Arundel on the Bay Road. Property Owner: John J. Skislak

Board of Public Works Action: The above referenced item was:

Approved	Disapproved	Deferred
With Discussion	Without Discussion	

Withdrawn

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

Item 6A -
OUTDOOR RECREATION LAND LOAN OF 1969:

Approval is requested to commit to Howard County \$426,805.45 from the Outdoor Recreation Land Loan of 1969. This project appeared on the Secretary's February 5, 1975 Board of Public Works Agenda, Item 6A but was deferred. This amount represents 100% and 75% of the eligible project costs for the following project:

POS 782-13-33
Centennial County Park
Howard County

Allowable Land Cost for 107± acres at \$4,174/acre \$446,724.00

Appraisals

Parcels	Acreage	Value by Reiter	Value by Bockover	Averaged Land Cost	Averaged Cost Per Acre	Amount of POS Asst. Requested
1	64±	\$286,800	\$267,675	\$277,237	\$4,331	\$277,237
2	43±	180,200	158,775	169,487	3,941	169,487
TOTALS	107±	\$467,000	\$426,450	\$446,724	\$4,136	\$446,724

Incidentals \$ 15,950.00

Total Allowable Cost \$462,674.00

State Share (100%) \$319,199.80

State Share (75%) \$107,605.65

Total State Share \$426,805.45

Fund Source: Program 81.20 Item 73.13 \$334,143.39
74.13 \$ 92,662.06

Federal Grant: Not Available

Department of State Planning: Review favorable

Control Number: 5-11-M102

Zoning: R-40

Howard County
Item 6A -
Page 2

Location: This project is located along Route 108 and Centennial Lane just north and adjacent to the Columbia communities of Beaverbrook and Running Brook. Property Owners: Parcel #1 - The Route 108 Property Partnership; Parcel #2 - Howard Investment Corporation

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item 6A
Centennial County Park
Howard County

Idam u

Parcel #1 - The Route 108 Property Partnership
Joel Kline Paper Stock Company Employees Retirement Fund
Dr. Harvey Fenster
Mr. Stephen Carton
Janice Epstein
Robert Kline
Albert Lapatin
Samuel Miller
Michael Taff
Gertrude Barber
Hyman Zelko

This property has been placed in receivership because of the bankruptcy of Joel Kline. The court appointed receivership attorney is Eugene Feinblott, 1200 Garrett Building, Baltimore, Maryland 21202

Parcel #2 - Howard Investment Corporation

Daniel S. Perlberg
Marvin A. Perlberg
Barbara R. Perlberg
Jerry Mashkes

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

Item 7A -
OUTDOOR RECREATION LAND LOAN OF 1969:

Approval is requested to commit to the Maryland-National Capital Park and Planning Commission \$55,829.00 from the Outdoor Recreation Land Loan of 1969. This item appeared on the Secretary's Agenda on February 27, 1974, as Item 40A but was deferred. This amount represents 100% of the eligible project costs for the following project:

POS 608-16-130
 Parklawn Park-School Acquisition
 Prince George's County

Allowable Land Cost for 5.50± acres at \$9,650.00/acre \$53,075.00

Appraisals

Anath J. Bright - \$66,000 (\$12,000/acre)
 Ronald B. Tucker - \$40,150 (\$7,300/acre)

Incidentals \$ 2,754.00

Total Allowable Cost \$55,829.00

State Share (100%) \$55,829.00

Fund Source: Program 81.20 Item 75.16

Federal Grant: Not Available

Department of State Planning: Review favorable - December 19, 1972

Control Number: 72-11-414

Zoning: R-55

Location: This project is located on Knoll Brook Drive and Conley Road, east of the East-West Highway near Chillum. Property Owner: Prince George's County Board of Education

Board of Public Works Action: The above referenced item was:

Approved	Disapproved	Deferred
With Discussion	Without Discussion	

Withdrawn

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

Item 8A - Revised
OUTDOOR RECREATION LAND LOAN OF 1969:

Approval is requested to commit to the Maryland-National Capital Park and Planning Commission \$15,875.00 from the Outdoor Recreation Land Loan of 1969. This amount represents 100% of the eligible project costs for the following project:

POS 775-16-143
 Henson Creek - Roland Property
 Prince George's County

Allowable Land Cost for 4.0± acres at \$3,750/acre \$15,000.00

Appraisals

Adelbert W. Lee - \$15,000 (\$3,750/acre)
 Dewey M. Freeman - \$20,600 (\$5,150/acre)

Incidentals

\$ 875.00

Total Allowable Cost \$15,875.00

State Share (100%) \$15,875.00

Fund Source: Program 81.20 Item 75.16

Federal Grant: Not Available

Department of State Planning: Review favorable - January 27, 1975

Control Number: 5-11-M112

Zoning: R.R. - Rural Residential

Location: This project is located on the west side of Livingston Road, four miles south of the D.C. line in Prince George's County.
 Property Owner: Estate of George N. Roland

Board of Public Works Action: The above referenced item was:

Approved	Disapproved	Deferred
With Discussion	Without Discussion	

BOARD OF PUBLIC WORKS

February 19, 1975

Secretary's Agenda

Item 9A -

OUTDOOR RECREATION LAND LOAN OF 1969:

With reference to Natural Resources Article, Section 5-901 (i) (5), approval is requested to reimburse Baltimore City \$799,233.32 from the Outdoor Recreation Land Loan of 1969. This amount represents expenditures by Baltimore City for park maintenance and operation costs, during the period of October 1, 1974 thru December 31, 1974. Baltimore City will request reimbursement on a quarterly basis, for park maintenance and operation costs during Fiscal Year 1975.

Eligible Maintenance and Operation Costs	\$799,233.32
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State Share: 100%	\$799,233.32
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Fund Source: Program 81.20 Item 160

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Dr. R. Kenneth Barnes, Secretary of the Department of Budget and Fiscal Planning, presented Items GEF-1 through 7T, of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 42 through 66, attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 42 through 66.

GENERAL EMERGENCY FUND

BPW--2/19/75

GEF-1

State Administrative Board of Election Laws - requests a tentative allotment of \$9,100 from the 1975 General Emergency Fund to provide funds for the unanticipated rental costs in fiscal 1975 for office space at 140 Main Street, Annapolis. The increase in rental costs resulted from a renegotiation of the lease after the 1975 budget was presented and approved. Funds were budgeted at the old rental of \$610 per month for only two months' occupancy; however, it was necessary to remain for six months at the new rental of \$1,742 per month. This item has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval.

23.09.00.01

.13 Fixed Charges \$9,100

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GENERAL EMERGENCY FUND ITEMS

BPW--2/19/75

GEF-2 Board of Public Works - requests an allotment from the 1975 General Emergency Fund of \$90,000. These funds will provide a grant to the Baltimore Symphony Orchestra which is a major Maryland cultural institution. This grant is necessary to finance the 1974 operating deficit. This deficit occurred in spite of increased ticket prices and revenue. Without this grant the Baltimore Symphony's 1975 expanded program of public service concerts would be jeopardized. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval. It is also recommended that a study be undertaken at the Board's direction to review the existing program of State support for cultural and historical activities and to recommend policies for State action in these areas.

23.05.01.01

.12 Grants, Subsidies and Contributions \$90,000

Board of Public Works Action - the above referenced item was:

Approved	Disapproved	Deferred
With Discussion	Without Discussion	Withdrawn

* Amended to provide that the Board will not approve any items of this nature again until the Legislature provides an appropriation in the budget for them.

GEF-2a Board of Public Works - requests a tentative allotment of \$2,000 from the 1975 General Emergency Fund. These funds will be utilized for a portrait of former Treasurer John A. Luetkemeyer. An item requesting authority for this portrait appears on the Secretary's Agenda as item 8.

Board of Public Works Action - The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Withdrawn

GENERAL ITEM

BPW--2/19/75

GI-3

Department of Agriculture - in accordance with Article 64A, Section 27(a), of the Annotated Code of Maryland, requests that the Board of Public Works declare that an emergency exists and approve a new classification of Entomologist Trainee at Salary Scale Grade 10, \$8,973-\$11,790. The present lowest class in the Entomologist series is Entomologist I (Pay Grade 13). This class requires two years of appropriate experience. There is a need for an entry level classification to enable the hiring of recent college graduates who have not had an opportunity to gain any experience. This request has been reviewed and recommended by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval. 31.01.01.01

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GENERAL ITEM

BPW--2/19/75

GI-4

Department of Agriculture--State Soil Conservation Committee - requests permission for Mr. Richard D. Rando, Engineer Associate I, to attend a training course on Erosion and Sediment Control at the USDA Soil Conservation Service Training Center in Upper Darby, Pennsylvania, from March 17-28, 1975. The \$335 cost of training is 100 percent financed from General Funds budgeted for training purposes. In accordance with Article 64A, Section 49, of the Annotated Code of Maryland, the training has been approved by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval. 31.01.01.06

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GENERAL ITEM

BPW--2/19/75

G1-5

Comptroller of the Treasury--Gasoline Tax Division - in accordance with Article 64A, Section 27a, of the Annotated Code, requests that the Board of Public Works declare that an emergency exists and to make the amendments in classifications listed below. The changing products and marketing practices that have taken place over the past two to three years and the energy crisis last January have developed many additional responsibilities for key personnel in the Gasoline Tax Division. This request has been reviewed and recommended by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval.

24.01.08.01

	<u>Old Grade</u>	<u>New Grade</u>
Octane Specialist	New Class	13
Supervisor, Petroleum Laboratory	14	15
Motor Fuel Inspector	15	17

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GENERAL ITEM

BPW--2/19/75

GI-6

State Department of Education--Division of Vocational Rehabilitation - requests permission for the persons listed below to attend a training program for Rehabilitation Counselors at the Woodrow Wilson Rehabilitation Center, Fishersville, Virginia, on the dates listed below. Tuition, registration and laboratory fees are \$150 per attendee to be paid by 90 percent Federal Funds and 10 percent General Funds; all other expenses are provided by the U. S. Department of Health, Education and Welfare through a grant to the Woodrow Wilson Rehabilitation Center. In accordance with Article 64A, Section 49 of the Annotated Code of Maryland, this training has been reviewed and approved by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval.

36.01.01.11

<u>Names</u>	<u>Classification</u>	<u>Dates</u>
Victoria Smith	Rehabilitation Counselor	February 24-March 28, 1975
Renan Donastorg	Rehabilitation Counselor	February 24-March 28, 1975
Alan Abramson	Rehabilitation Counselor	April 13-May 16, 1975

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GI-7

State Department of Education--Division of Vocational Rehabilitation - requests permission for the persons listed below to attend a basic-level training program for Rehabilitation Counselors at the University of Virginia, Charlottesville, Virginia on the dates listed below. Tuition, registration and laboratory fees are \$75 per attendee to be paid by 90 percent Federal Funds and 10 percent General Funds; all other expenses are provided by the U. S. Department of Health, Education and Welfare through a grant to the University of Virginia. In accordance with Article 64A, Section 49, of the Annotated Code of Maryland, this training has been reviewed and approved by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval.

36.01.01.11

<u>Names</u>	<u>Classification</u>	<u>Dates</u>
Sandra Jones	Rehabilitation Counselor	February 17-28, 1975
Mary Dudderar	Rehabilitation Counselor	February 17-28, 1975
David Denham	Rehabilitation Supervisor	February 17-28, 1975
Michael Jeunette	Rehabilitation Specialist	February 17-28, 1975
Thomas Hickey	Rehabilitation Counselor	March 10-21, 1975
Elizabeth Lundeen	Rehabilitation Supervisor	March 10-21, 1975
Rosalie Koslof	Rehabilitation Counselor	March 24-April 4, 1975
Rose Smith	Rehabilitation Supervisor	March 24-April 4, 1975
Pecolia Blackwell	Rehabilitation Supervisor	March 24-April 4, 1975

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GENERAL ITEM

BPW--2/19/75

G1-8

Department of Health and Mental Hygiene--Office of the Secretary - requests permission for the following employees of the Division of Licensure and Certification to attend the enumerated Health Facilities Surveyor Training courses at Tulane University, New Orleans, Louisiana, for the period set forth. The expenses incurred are 100% reimbursable from the Federal Government under the Medicare and Medicaid programs. In accordance with Section 49 of Article 64A of the Annotated Code of Maryland, the training has been reviewed and approved by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval.

32.01.01.07

<u>Names</u>	<u>Date</u>	<u>Course</u>	<u>Cost</u>
Richard Hanauer	February 16-March 1, 1975	Advanced	\$508
Betty Briscoe	February 16-March 1, 1975	Advanced	\$508
			\$1016

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GENERAL ITEM

BPW--2/19/75

GI-9

Department of Licensing and Regulation--Division of Labor and Industry - in accordance with Article 64A, Section 27(a), of the Annotated Code of Maryland, requests that the Board of Public Works declare an emergency exists and approve new classifications as listed below. These positions are needed in conjunction with the new laws concerning mandatory inspection of all elevators within the State of Maryland. This request has been reviewed and recommended by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval.

34.12.00.05

<u>New Classification</u>	<u>Grade</u>	<u>Salary</u>
Chief, Elevator Inspection	16	\$14,241-\$18,711
Assistant Chief, Elevator Inspection	14	\$12,209-\$16,039
Elevator Inspector IV	13	\$11,304-\$14,852
Elevator Inspector III	12	\$10,467-\$13,751
Elevator Inspector II	11	\$ 9,692-\$12,733
Elevator Inspector I	10	\$ 8,973-\$11,790

Board of Public Works Action - The above referenced item was:

- | | | |
|-----------------|--------------------|-----------|
| Approved | Disapproved | Deferred |
| With Discussion | Without Discussion | Withdrawn |

GENERAL ITEM

BPW--2/19/75

GI-10 Department of Natural Resources--Natural Resources Police Force - requests permission to sell, at public auction, firearms confiscated in accordance with Natural Resources Article, Section 10-1106, of the Annotated Code of Maryland. These auctions will be held in the area where the firearms were confiscated. Funds realized from the sale will be credited as Special Fund Revenue to the Inland Division of the Natural Resources Police Force. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval. 37.01.07.02

Board of Public Works Action - The above referenced item was:

- | | | |
|------------------------|--------------------|-----------|
| <u>Approved</u> | Disapproved | Deferred |
| <u>With Discussion</u> | Without Discussion | Withdrawn |

GENERAL ITEM

BPW--2/19/75

GI-11

Department of Public Safety and Correctional Services--Division of Correction-Maryland Central Laundry Correctional Camp-Sykesville - in accordance with Article 78A, Section 16B, of the Annotated Code of Maryland, requests authorization to establish one (1) classified position as set forth below. This position will be utilized at the Correctional Laundry Camp to provide routine medical care such as physicals, sanitation inspections and first aid training and to provide on-site care in emergencies arising from the industrial nature of the laundry equipment and chemicals. This position will be 90 percent Federally Funded under an LEAA grant with the 10 percent balance financed by General Funds budgeted to the Governor's Commission on Law Enforcement and the Administration of Justice. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval with the understanding that this position will terminate at the expiration of Federal Funding or must be reviewed if there is any change in Federal participation.

35.02.08.43, Fund 7

.01 Independent Medical Technician \$8,346

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
<u>With Discussion</u>	Without Discussion	Withdrawn

GENERAL ITEM

BPW--2/19/75

GI-12

Department of Public Safety and Correctional Services--Maryland State Police - requests permission for Mrs. Rose Marie Lanzetta, Chemist III, to attend a seminar on Biochemical Methods in Bloodstain Analysis, at the FBI Academy, Quantico, Virginia, from April 13-25, 1975. All expenses will be borne by the Federal Bureau of Investigation. The program emphasizes the practical biochemical techniques for the identification of isoenzymes in dried bloodstains. In accordance with the provisions of Article 88B, Section 15, of the Annotated Code of Maryland, her attendance has been recommended by the Superintendent of the Maryland State Police and is concurred in by the Secretary of Public Safety and Correctional Services. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval. 35.06.00.04

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GENERAL ITEM

BPW--2/19/75

GI-13

Department of Public Safety and Correctional Services--Division of Parole and Probation - in accordance with Article 78A, Section 16B, of the Annotated Code of Maryland, requests authorization to establish two (2) positions in the classified service as set forth below. These positions will offer a new service to the Division by providing group and individual counseling to alcoholic clients in criminal caseloads. The personnel providing the services to the client will receive special training for counseling, advising, and referring clients in need of treatment services not available through normal caseload supervision. This position will be 90 percent Federally Funded under an LEAA grant with the 10 percent balance financed by General Funds budgeted to the Governor's Commission on Law Enforcement and the Administration of Justice. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval with the understanding that these positions will terminate at the expiration of Federal Funding or must be reviewed if there is any change in Federal participation.

35.03.02.43, Fund 7

2 Parole and Probation Agents I @ \$8,346 \$16,692

Board of Public Works Action - The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Withdrawn

GENERAL ITEM

BPW--2/19/75

GI-14

Department of Public Safety and Correctional Services--Maryland Civil Defense and Emergency Planning Agency - requests permission for Mr. Charles B. Browne, Area Coordinator-Region II, to attend a course entitled Civil Preparedness Career Development Program-Phase III, at the Defense Civil Preparedness Agency in Battle Creek, Michigan, from May 12-23, 1975. The \$300 cost of training is reimbursable from 50 percent General Funds and 50 percent Federal Funds. In accordance with Article 64A, Section 49, of the Annotated Code of Maryland, the training has been approved by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval. 35.10.00.01

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GI-15

Department of Public Safety and Correctional Services--Maryland Civil Defense and Emergency Planning Agency - requests permission for Mr. Charles D. Ellison, Area Coordinator-Region V, to attend a course entitled Civil Preparedness Career Development Program - Phase IV, at the Defense Civil Preparedness Agency in Battle Creek, Michigan, from April 21-May 2, 1975. The \$337 cost of training is reimbursable from 50 percent General Funds and 50 percent Federal Funds. In accordance with Article 64A, Section 49, of the Annotated Code of Maryland, the training has been approved by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval. 35.10.00.01

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

GENERAL ITEM

BPW--2/19/75

GI-16

Department of Transportation--State Highway Administration - requests permission to allow two Traffic Engineer III's, Stephen Plemens and Majid Shakib, and two Traffic Engineer II's, Ollie Mumpower and Cedric Bradley, to attend the Traffic Engineering Seminar at the Traffic Institution, Northwestern University in Evanston, Illinois, from March 10-28, 1975. Estimated cost for each participant is \$1,075. This training program is fully reimbursable from Federal Funds. In accordance with Article 64A, Section 49, of the Annotated Code of Maryland, the proposal has been reviewed and recommended by the Secretary of Personnel. This request has been reviewed by the Department of Budget and Fiscal Planning and is recommended for approval. 29.02.52.30

Board of Public Works Action - The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	Withdrawn

DISPOSAL OF PROPERTY

BPW--2/19/75

The following items have been reviewed and are recommended for approval by an Engineer or Budget Analyst of the Department of Budget and Fiscal Planning. All sales and trade-in prices have been checked by the Department of Budget and Fiscal Planning and/or the Department of General Services--Purchasing Bureau and found to be fair and competitive.

- DP-17 Comptroller of the Treasury
- a. Gasoline Tax Division - (office equipment) \$ 145.00
Requests correction in amount of inventory value listed on January 23, 1975, agenda, item DP-19b to \$674.57.
 - b. Retail Sales Tax Division - (office equipment) 21.02
- DP-18 Department of Employment and Social Services
- a. Employment Security Administration - requests permission to remove from inventory and dispose of as junk items listed in letter of January 23, 1975, with an inventory value of \$1,404.95.
 - b. WIN Program - requests permission to remove from inventory two typewriters which were stolen as outlined in letter of January 23, 1975, which includes police report; value of inventory is \$373.57.
- DP-19 Department of Health and Mental Hygiene - (office equipment) 70.00
Also requests permission to remove from inventory and transfer to the Addict Referral and Counseling Center, a grantee under Drug Abuse Administration, in lieu of cash, office equipment carrying inventory value of \$186.41.
- a. Clifton T. Perkins Hospital Center - requests permission to remove from inventory and dispose of as junk or put on expendable list items listed in letter of January 16, 1975, with an inventory value of \$4,355.47.
 - b. Department of Juvenile Services - requests permission to remove from inventory and dispose of as junk items of equipment listed in letter of January 24, 1975, which are broken and beyond repair with an inventory value of \$106.09. Also requests permission to remove from inventory three office equipment items as outlined in letter of January 10, 1975, which were stolen with an inventory value of \$151.71 and police report included.
 - c. Laboratories Administration - requests permission to remove from inventory one microscope which was stolen per letter of October 2, 1974, police report included, carrying inventory value of \$160.00. Also requests permission to transfer items listed in memorandum of December 16, 1974, to Department of General Services which carries an inventory value of \$240.33. Also, requests permission to transfer items listed in undated memorandum to the Patuxent Institution at Jessup which carries an inventory value of \$1,320.62.

	<u>Department of Health and Mental Hygiene</u> continued --	
	d. Montebello Center - requests permission to remove from inventory and dispose of as junk items listed in letter of January 24, 1975, carrying inventory value of \$2,476.01.	
	e. Mount Wilson Center - requests permission to remove from inventory and dispose of as junk items listed in memorandum of January 10, 1975, carrying inventory value of \$14,414.45.	
	f. Springfield Hospital Center - (office equipment)	\$ 116.98
	g. Spring Grove Hospital Center - (fats, bones, grease rags and tin)	978.65
DP-20	<u>Department of Natural Resources</u> - requests permission to remove from inventory by means of transfer one reproduction machine from the Department of Natural Resources--Capital Programs Administration to the Department of Transportation--State Highway Administration as listed in letter of January 16, 1975, carrying an inventory value of \$1,647.60.	
	a. Natural Resources Police Force - requests permission to dispose of by donation to the Calvert Marine Museum at Solomons, Maryland, an old railway chain and gears which were recently replaced.	
DP-21	<u>Department of Personnel</u>	
	a. Employees' Retirement System of Maryland - (office equipment)	65.00
DP-22	<u>Department of Public Safety and Correctional Services</u>	
	a. Division of Correction-Central Laundry - (office equipment)	10.99
	b. Maryland Civil Defense and Emergency Planning Agency - (office equipment)	23.99
	c. Fire Prevention Commission and Fire Marshall - requests permission to dispose of as surplus, <u>Fire Laws of Maryland</u> to the Maryland State Firemen's Association to be distributed along with the 1974 supplement.	
DP-23	<u>Department of Transportation</u>	
	a. State Highway Administration - (office equipment)	275.00
	Requests permission to release to highest bidder three automobiles listed in memoranda of November 21, and December 27, 1974, with total inventory value of \$6,854.29. Total of highest bids for three is \$641.00. Also requests permission to dispose of as junk items listed in Property Condemnation Reports D3838, 3944, 3945, 2054, 3665, 3666, total inventory value is \$2,855.61. Also requests permission to remove from inventory by means of <u>sale or trade-in</u> the equipment listed in Property Condemnation Reports D2053, 3990, and 2055.	641.00 89,012.95
DP-24	<u>Maryland State Department of Education</u> - requests permission to remove from inventory and dispose of as junk items listed in letter of January 6, 1975, carrying inventory value of \$4,675.50.	
	a. Salisbury State College - requests permission to remove from inventory and dispose of as junk items listed in letter of January 22, 1975, with a total inventory value of \$4,627.87.	

DISPOSAL OF PROPERTY

BPW--2/19/75

Maryland State Department of Education continued --b. Towson State College - (office equipment)

\$ 800.00

Also requests permission to remove from inventory items listed in letter of December 16, 1974, which were stolen, reported to Security Department, and which had an inventory value totalling \$795.00.

- DP-25 Maryland Center for Public Broadcasting - requests permission to transfer equipment listed in letter of December 17, 1974, to University of Maryland, Baltimore County Campus carrying inventory value of \$12,000.
- DP-26 Military Department - requests permission to remove from inventory items listed in letter of January 6, 1975, which were destroyed by fire at the Towson Military Reservation, total inventory value is \$355.56.
- DP-27 Register of Wills for Charles County - requests permission to remove from inventory items of equipment listed in letter of November 14, 1974, as junk with inventory value of \$95.00.

Board of Public Works Action -- The above referenced items were:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Withdrawn

DEPARTMENT OF TRANSPORTATION - SUPPLEMENT

BOARD OF PUBLIC WORKS

February 19, 1975

Department of Budget & Fiscal Planning Agenda

The following General Items are Department of Transportation requests being submitted via the Department of Budget and Fiscal Planning Agenda. In accordance with Article 41, Sections 207(f) and 208(k), and Article 78A, Section 15, of the 1957 Annotated Code of Maryland, as Amended, Board of Public Works approval is required for contracts for consulting services, and for contracts to provide services for any transportation related purpose. The construction contracts are being submitted for approval in accordance with procedures established by the Board of Public Works on July 5, 1972.

<u>Agenda Item No.</u> <u>Administration</u>	<u>Contractor or</u> <u>Consultant</u>	<u>Purpose</u>
1T State Highway Administration	Tra-Vel, Inc. Fort Collins, Colorado	Rescind agreement with two leases to construct and maintain travel information centers.
2T State Aviation Administration	Bids to be opened on Feb. 11, 1975	Relocation of Electrical Site Utilities at Terminal Building, BWI Airport \$ _____ (100% Special Funds).
3T State Aviation Administration	Bids to be opened on Feb. 11, 1975	Relocation of sanitary sewer, storm sewer, and water lines at Terminal Building, BWI Airport \$ _____ (100% Special Funds)
4T State Aviation Administration	Anne Arundel County	License to use 2.58 acres of BWI Airport property for material storage.
5T State Highway Administration	Sperry Rand Corp. Great Neck, N. Y.	Preliminary engineering services for initial functional system design for Emergency Communications System for motorists. \$24,427. (100% Special Funds)

GENERAL ITEMS (Cont'd.)

BPW--2/19/75

<u>Agenda Item No.</u> <u>Administration</u>	<u>Contractor or</u> <u>Consultant</u>	<u>Purpose</u>
6T State Highway Administration	Richard P. Browne Associates Columbia, Md.	Feasibility study for improve- ments at Narrows Ferry Bridge, Hopper's Island, Dorchester County. \$20,851 (75% Federal, 25% Dorchester County Funds)

GENERAL ITEM

BPW--2/19/75

1T. Department of Transportation--State Highway Administration - in accordance with the provisions of Article 41, Section 208(k) of the 1957 Annotated Code, approval is requested for a proposed agreement between the State Highway Administration, the Board of Public Works and Tra-Vel, Incorporated, a Delaware Corporation, which provides for rescission of previously entered into agreement dated August 22, 1970 and two (2) leases dated June 16, 1971, each related to the construction and maintenance of travel information centers in the State of Maryland. Under the agreement of August 22, 1970, Tra-Vel, Inc. was granted, for a term of five (5) years, the option to lease space within rest areas at any or all of twelve (12) specified locations along the State Highway System for the construction, maintenance and operation, without cost to the State, of Highway Information Centers. The State Roads Commission, now the State Highway Administration, was responsible for development of the individual rest areas including the construction and maintenance of rest room facilities. The leases dated June 16, 1971, which were entered into pursuant to the agreement of April 22, 1970, granted to Tra-Vel, Incorporated a twenty-five (25) year lease for the construction and maintenance of two (2) Travel Information Centers; one (1) to be located at the Southbound Roadway Rest Area on Interstate 95, South of the Middle Patuxent River in Howard County, and one (1) to be located at the Northbound Roadway Rest Area on Interstate 95, North of the Gorman Road Overpass in Howard County. Problems involved in development of water and sewer service at the rest area sites and inflation in construction costs, which have increased the initially estimated \$75,000 cost of the information center buildings to approximately \$125,000, has substantially delayed implementation of the Information Center Program and resulted in proposals by Tra-Vel to limit their initial construction to temporary or prefabricated buildings until there is an opportunity to determine that sufficient income can be derived from highway oriented advertising to justify further investment in permanent Information Center facilities. With current economic conditions limiting Tra-Vel's interest and capacity in developing Information Centers to only one at a time until they can be proven financially justified, it is the considered opinion of the Department of Transportation and of the Department of Economic Development that the best interest of the State would be served by rescinding all existing agreements with Tra-Vel, Incorporated. Under the proposed agreement for rescission of the prior agreement and leases, each party agrees to final surrender and release of

(continued)

GENERAL ITEM

BPW--2/19/75

IT. (Cont.) any claims, causes of actions, suits, debts due, accounts, bonds, covenants, contracts, agreements and judgements, whatsoever in law and equity, whether known or unknown, filed or not filed, as of the date of the proposed agreement, which may arise under the prior agreements and leases. The recision agreement has been reviewed and approved as to legal form and sufficiency by the Special Assistant Attorney General for the State Highway Administration and is concurred in by the Secretary of Transportation and the Secretary of Economic Development.

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Withdrawn

GENERAL ITEM

BPW--2/19/75

2T. Department of Transportation--State Aviation Administration - in accordance with procedures established by the Board of Public Works, approval is requested for award of the following contract by the State Aviation Administration:

PROJECT: Relocation of the Electrical Site Utilities and constructing temporary access over utility trenches for the maintenance of vehicular and pedestrian traffic at the Terminal Building, Baltimore-Washington International Airport. The contract involves trenching for the placing of approximately 3,500 lineal feet of concrete encased electrical conduit within the lower level of the Terminal Building. This work is necessary to avoid conflict with foundation work for the new structure.

BIDS: Publicly opened on February 11, 1975:

S. H. Jackson Co.	\$ 207,548.70 ✓
Harrison & Palmer, Inc.	322,467.00
Pikesville Electric	339,175.00
M. C. Dean Electric	350,429.00
John F. Feezer Co.	403,788.00
Gleeson Electric	507,718.98
Henkles & McCoy, Inc.	544,557.60
Howard P. Foley Co.	671,359.40

ENGINEER'S ESTIMATE: \$ 465,110 - Friendship Associates

RECOMMENDATION: Award to low bidder, S. H. Jackson Co.

AMOUNT: \$ 207,548.70.

FUND SOURCE AND PROGRAM AUTHORITY: 100% Special Funds Budgeted to State Aviation Administration F.Y. 1975 Capital Budget Terminal Improvements, Line Item 2.

APPROVED: Secretary of Transportation

Board of Public Works Action - The above referenced Item was:

Approved	Disapproved	Deferred
With Discussion	Without Discussion	Withdrawn

GENERAL ITEM

BPW--2/19/75

3T. Department of Transportation--State Aviation Administration - in accordance with procedures established by the Board of Public Works, approval is requested for award of the following contract by the State Aviation Administration:

PROJECT: Relocation of a portion of the existing sanitary sewer, storm sewer and potable water systems at the Terminal Building, Baltimore-Washington International Airport. The contract involves approximately 7,000 lineal feet of trenching and pipe laying within the lower level road system. This work is necessary to avoid conflict with foundation work for the new structure.

BIDS: Publicly opened on February 11, 1975:

Strohecker, Inc.	\$ 593,588
Corson & Gruman	663,000
Marbro Co., Inc.	699,692
Calcon Co., Inc.	740,256
W. F. Wilson & Sons	753,348
O'Connor Construction	817,769
Sullivan Construction	861,337
CF&B State Construction	875,288
M & P Construction	878,217
Tri-C, Inc.	931,260
Delmay Co., Inc.	937,023
Cherry Hill Sand & Gravel	1,588,888

ENGINEER'S ESTIMATE: \$750,341 - Friendship Associates

RECOMMENDATION: Award to low bidder, Strohecker, Inc.

AMOUNT: \$593,588

FUND SOURCE AND PROGRAM AUTHORITY: 100% Special Funds budgeted to State Aviation Administration F.Y. 1975 Capital Budget Terminal Improvements, Line Item 2.

APPROVED: Secretary of Transportation.

Board of Public Works Action - The above referenced Item was:

Approved	Disapproved	Deferred
With Discussion	Without Discussion	Withdrawn

GENERAL ITEM

BPW--2/19/75

4T. Department of Transportation--State Aviation Administration - in accordance with Article 78A, Section 15, of the 1957 Annotated Code, approval is requested for issuance of a license by State Aviation Administration to Anne Arundel County for use of approximately 2.58 acres of Baltimore-Washington International Airport property on the west side of Hammonds Ferry Road directly across the road from the existing County District Garage and directly below the approach to Runway 28. The property will be used by the County for storage of material. The License Agreement establishes conditions for use of the property so as to preclude any interference with operation of aircraft, a save harmless clause, requires fencing, security, and environmental controls. The Agreement includes a termination date of June 30, 1984 at which time the property shall be vacated and restored, with termination prior to that time possible by either party upon written notice. The Agreement involves no exchange of monies between the State Aviation Administration and Anne Arundel County. It is proposed that the Agreement be executed for the State by the State Aviation Administrator. The Agreement has been reviewed and approved by the Secretary of Transportation.

Board of Public Works Action - The above referenced Item was:

- | | | |
|------------------------|--------------------|-----------|
| <u>Approved</u> | Disapproved | Deferred |
| <u>With Discussion</u> | Without Discussion | Withdrawn |

GENERAL ITEM

BPW--2/19/75

5T. Department of Transportation--State Highway Administration - in accordance with Article 41, Section 207(f), of the 1957 Annotated Code, approval is requested for a proposed agreement between the State Highway Administration and Sperry Rand Corporation, Great Neck, N. Y., to develop a functional design for a Motorists Emergency Communication System for installation on the following sections of the Interstate Highway System: (1) I-695, the Baltimore Beltway including the outer harbor crossing; (2) I-495, the Capital Beltway, section within Maryland; (3) I-95, from Baltimore City line south to I-495; (4) I-95, from Baltimore City line north to the toll section of John F. Kennedy Memorial Highway; (5) I-83, from Baltimore City line north to Shawan Road; (6) I-70, from I-695 to U. S. Route 29. The functional design will in general identify the type of voice system, method of transmission (wire or radio), locations of communication centers, and criteria for location of units along the highway. The design will include provision for expansion of the system to permit of its use for automatically counting traffic and operating variable message signs along the highway. Upon approval of the functional design, the Consultant is to prepare preliminary plans, specifications and estimates for installation of the system on I-695, the Baltimore Beltway. Compensation to the Consultant for all services is to be on a cost plus fixed fee basis with the maximum amount payable not to exceed \$24,427 which is inclusive of fixed fee of \$1,972. The amount of compensation was developed following a pre-audit of the Consultant's records and a review of manhour rates and effort in providing the required services, and compares to a multiplier of 2.34 times direct salary costs. The foreign corporation is qualified with the Department of Assessments and Taxation to do business in Maryland. Funding will be 100% Special Funds budgeted to the State Highway Administration, State System Construction Program, Supplemental Construction Funds - Traffic Controls, 1975 F.Y. Capital Budget. All services are to be completed with eighteen (18) weeks after notice to proceed. It is proposed that the agreement be executed for the State by the State Highway Administrator. The contract has been reviewed and approved by the Secretary of Transportation.

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Withdrawn

6T. Department of Transportation--State Highway Administration - in accordance with Article 41, Section 207(f) of the 1957 Annotated Code, approval is requested for a proposed agreement between the State Highway Administration and Richard P. Browne Associates, Columbia, Md., for a feasibility study to evaluate three (3) alternatives relative to the existing County owned Narrows Ferry Bridge connecting Upper Hooper's Island and Middle Hooper's Island, in Dorchester County. The alternatives: (1) strengthening and widening existing bridge; (2) replace with a new high level bridge to provide a clear channel with 80'-0" horizontal and 35'-0" vertical clearance above Mean High Water; (3) replace with a new low level bridge with electrically operated swing span to provide two 25' clear channels. The studies to include possible necessity for widening approach roads. Compensation to the Consultant for all services shall be on a cost plus fixed fee basis with the maximum amount payable not to exceed \$20,851 which is inclusive of fixed fee of \$1,149 and payment to subcontractor Hardesty and Hanover, New York, N. Y., to perform swing span bridge analysis and cost evaluation, on a cost plus fixed fee basis an amount not to exceed \$6,731 which includes fixed fee of \$481. The amount of compensation was developed following a pre-audit review of the consultants' records and a review of manhour rates and effort in providing the required services, and compares to a multiplier of 2.23 times direct salary costs for the prime consultant and 2.13 for the subcontractor. No foreign corporation involved. All services are to be completed within sixty days after notice to proceed. Funding will be 75% Federal Funds and 25% Dorchester County Funds. The proposed contract has been reviewed and approved by the Secretary of Transportation. The requested approval by the Board of Public Works is contingent upon approval by the Federal Highway Administration and Dorchester County. It is proposed that the contract be executed for the State by the State Highway Administrator.

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
<u>With Discussion</u>	Without Discussion	Withdrawn

X

paid carried

GENERAL ITEM

BPW--2/19/75

7T. Department of Transportation--Maryland Port Administration - in accordance with procedures established by the Board of Public Works, approval is requested for award of the following contract by the Maryland Port Administration:

PROJECT: Construction and operating of a land fill at Hawkins Point, Baltimore, Md., in order to make use of chrome ore refuse from the Allied Chemical Corporation in Baltimore, in connection with site development of the Hawkins Point property. Included in the contract is the furnishing of labor, materials and equipment to perform the excavation and grading (approximately 264,000 cu. yds), backfill (approximately 160,000 cu. yds.) and finish grading. Also included is required perimeter ditching, construction and maintenance of pollution control devices, clearing and grubbing, stockpiling, topsoiling, seeding and sodding, and miscellaneous drainage facilities. Work under this contract is to be completed on or before March 31, 1977.

SOLICITED BIDS: Publicly opened on February 18, 1975:
Mohawk Construction Co., Inc. \$ 479,000
Excavation Construction, Inc. 597,426
John Driggs Co., Inc. 675,570
Potts & Callahan, Inc. 1,377,645
P. Flanigan & Sons, Inc. 1,608,643

ENGINEER'S ESTIMATE: \$ 690,325 - (Ewell, Bomhardt & Assoc.)

RECOMMENDATION: Award to low bidder - Mohawk Construction Co.Inc.

AMOUNT: \$ 479,000.

FUND SOURCE AND PROGRAM AUTHORITY: 100% Special Funds budgeted to MPA, F.Y. 1975 Budget, Port Facilities Construction Program.

APPROVED BY: Secretary of Transportation

Board of Public Works Action - The above referenced Item was:

Approved	Disapproved	Deferred
With Discussion	Without Discussion	Withdrawn

III. ITEMS SUBMITTED ON THE AGENDA OF THE SECRETARY, DEPARTMENT OF GENERAL SERVICES

CONTRACT AWARDS

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items 1 through 15, of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 68 through 77, attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 68 through 77.

CONTRACT AWARDS

Item 2 UNIVERSITY OF MARYLAND, BALTIMORE

Solicitation of bids for INSULATING DISHWASHER EXHAUST DUCT AND POTWASHER EXHAUST DUCT in connection with Addition to the Cafeteria and Kitchen resulted as follows:

The Wallace & Gale Company	\$3,514.00
John K. Ruff, Inc.	3,676.38
McCormick Asbestos Company	4,000.00

RECOMMENDED AWARD TO: The Wallace & Gale Company
BASIS: Acceptance of low bid
AMOUNT: \$3,514.00
FUND SOURCE: Item 213, General Construction Loan of 1968,
"Additions to Cafeteria and Kitchens . . .
University Hospital"
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved Disapproved Deferred
With Discussion Without Discussion

Item 3 UNIVERSITY OF MARYLAND, BALTIMORE

Solicitation of bids for COMPLETION OF BRICK FACING, BALTIMORE UNION BUILDING resulted as follows:

Dominion Construction, Inc.	\$36,540.00
Concord Associates, Inc.	38,300.00
James Cox and Son, Inc.	40,070.00
Colwill Contracting Co., Inc.	41,414.00
Emjay Engineering and Construction Co., Inc.	45,500.00
Roy Kirby & Sons, Inc.	51,800.00

RECOMMENDED AWARD TO: Dominion Construction, Inc.
BASIS: Acceptance of low bid
AMOUNT: \$36,540.00
FUND SOURCE: Item 203, General Construction Loan of 1972,
"Razing of the Outpatient Department Building"
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved Disapproved Deferred
With Discussion Without Discussion

CONTRACT AWARDS

Item 4 UNIVERSITY OF MARYLAND, EASTERN SHORE

Solicitation of bids for CONSTRUCTION OF STUDENT CULTURAL, RECREATIONAL AND DEVELOPMENT CENTER resulted as follows:

	Base Bid	Alt. #1 (Minus)	Alt. #2 (Minus)
J. Roland Dashiell & Sons, Inc.	\$1,783,000.00	\$26,000.00	\$22,500.00
Chas. E. Brohawn & Bros., Inc.	1,862,000.00	22,000.00	21,500.00
Charles N. Landon, Inc.	1,924,000.00	17,500.00	19,205.00

	Alt. #3 (Minus)	Alt. #4 (Minus)	Alt. #5 (Minus)	Alt. #6 (Minus)
J. Roland Dashiell & Sons, Inc.	\$5,300.00	\$18,200.00	\$5,100.00	\$3,200.00
Chas. E. Brohawn & Bros., Inc.	4,200.00	17,000.00	2,000.00	4,500.00
Charles N. Landon, Inc.	4,200.00	14,300.00	3,100.00	3,500.00

- Alt. #1: Delete brick pavers on exterior walks and substitute exposed aggregate concrete.
- Alt. #2: Delete operable partitions in Rooms 128, 240 and 241, except trackage.
- Alt. #3: Delete all casework.
- Alt. #4: Delete trees and shrubs, ground cover and other plants. Seed entire area.
- Alt. #5: Delete interior wall glazing as noted on Drawing Sheet A-2.

RECOMMENDED AWARD TO: J. Roland Dashiell & Sons, Inc.
BASIS: Acceptance of low Base Bid.
Alts. #1 thru #6, inclusive, are REJECTED.
AMOUNT: \$1,783,000.00
FUND SOURCE: Item 159, General Construction Loan of 1974,
"Construction of a Center for Student
Development"
FEE: Applicable to Meyers & D'Aleo, Inc.
(Type "B" Schedule - Item A-11 - 74/11)

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CONTRACT AWARDS

Item 5 UNIVERSITY OF MARYLAND, EASTERN SHORE

Solicitation of bids for CONSTRUCTION OF A GREENHOUSE resulted as follows:

Pioneer Refrigeration Company, Inc.	\$18,225.00
Lord and Burnham	No Bid
J. A. Nearing Company	No Bid

Although only one (1) bid was received for this work, the proposal has been reviewed and approved as to reasonableness of price by the responsible personnel of the University and this Department.

RECOMMENDED AWARD TO: Pioneer Refrigeration Company, Inc.
BASIS: Acceptance of only bid received
AMOUNT: \$18,225.00
FUND SOURCE: Item 182, General Construction Loan of 1971,
 "To Supplement the Appropriation 'Construction
 of a Natural Science Building"
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

Item 6 DEPARTMENT OF GENERAL SERVICES
 (Purchasing Bureau)

Solicitation of bids for FURNISHING AND INSTALLING INTRUSION ALARM SYSTEM IN STATE PROCUREMENT WAREHOUSE, WATERLOO resulted as follows:

Honeywell, Inc.	\$ 5,877.00
Wells Fargo Alarm Services	10,148.50
The Mosler Safe Company	10,254.00

RECOMMENDED AWARD TO: Honeywell, Inc.
BASIS: Acceptance of low bid
AMOUNT: \$5,877.00
FUND SOURCE: Item 14, General Construction Loan of 1969,
 "Construction of a State Procurement Warehouse
 Building"
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

CONTRACT AWARDS

Item 7 TOWSON STATE COLLEGE
(Board of Trustees of the State Colleges)

Solicitation of bids for INSTALLATION OF A BRONZE ALUMINUM GLASS DOOR AT THE NEWS AND PUBLICATIONS OFFICE, ADMINISTRATION BUILDING resulted as follows:

Baltimore Glass Company	\$430.00
The Southern Plate Glass Co.	599.00
Caplan Brothers, Inc.	No Bid
Robert L. Walsh Company, Inc.	No Bid

Although only two (2) bids were received for this work, the low proposal has been reviewed and approved as to reasonableness of price by the responsible Building Engineer of the Department of Budget and Fiscal Planning, as well as personnel of the Using Agency and this Department.

RECOMMENDED AWARD TO: Baltimore Glass Company
BASIS: Acceptance of low bid
AMOUNT: \$430.00
FUND SOURCE: 1975 Budget 36.03.08.01-08
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item 8 MOUNT WILSON CENTER
(Department of Health and Mental Hygiene)

Solicitation of bids for REPAIR AND WIDENING OF ROAD WITH BITUMINOUS CONCRETE resulted as follows:

Parrott Equipment Company	\$11,690.00
James L. Mahoney, Inc.	14,856.00
Joseph Averza and Sons, Inc.	20,664.00

RECOMMENDED AWARD TO: Parrott Equipment Company
BASIS: Acceptance of low bid
AMOUNT: \$11,690.00
FUND SOURCE: \$ 4,900.00 - 1975 Budget 32.01.13.03-08
\$ 3,500.00 - 1975 Budget 32.01.13.03-14
\$ 3,290.00 - 1975 Budget 32.01.13.02-05
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CONTRACT AWARDS

Item 9

STATE MILITARY DEPARTMENT

In accordance with the procedure adopted by the Board of Public Works (Item M-4, this Department's Agenda May 26, 1972), solicitation of bids for INSTALLATION OF FOUR (4) STEEL OVERHEAD DOORS, MOTOR SERVICE SHOP, MARTIN AIRFIELD resulted as follows:

The Crawford Door Sales of Md.	\$3,298.00
The Overhead Door Company of Baltimore	3,724.00
S. S. White Company	No Bid
Kinnear Rolling Doors	No Bid

Although only two (2) bids were received for this work, the low proposal has been reviewed and approved as to reasonableness of price by the responsible personnel of the Using Agency and this Department.

CONTRACT AWARDED TO: The Crawford Door Sales of Md.
BASIS: Acceptance of low bid
AMOUNT: \$3,298.00
FUND SOURCE: 100% Federal Funds
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

Item 10

MARYLAND STATE POLICE

(Department of Public Safety and Correctional Services)

Solicitation of bids for INSTALLATION OF BATHROOM FIXTURES AND SHOWER ON THE SECOND FLOOR, POLICE ACADEMY, PIKESVILLE resulted as follows:

Henry Albert, Jr. & Co., Inc.	\$2,120.00
Emjay Engineering and Construction Co., Inc.	2,300.00
R. Maurice Cairnes, Inc.	2,994.00
Construction Maintenance, Inc.	2,997.00
Leonard E. Carnes, Jr., Inc.	5,200.00

RECOMMENDED AWARD TO: Henry Albert, Jr. & Co., Inc.
BASIS: Acceptance of low bid
AMOUNT: \$2,120.00
FUND SOURCE: 1975 Budget 11-35.06.01.01-08
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

CONTRACT AWARDS

Item 11

DEPARTMENT OF NATURAL RESOURCES

Solicitation of bids for PAINTING THE GOTWALD HOUSE, SUSQUEHANNA STATE PARK resulted as follows:

Lester Minnick, Jr.	\$670.00
Carnor Painting Company	No Bid
The Ba-Mor Company, Inc.	No Bid
Colonial Contractors	No Bid

Although only one (1) bid was received for this work, the proposal has been reviewed and approved as to reasonableness of price by the responsible Building Engineer of the Department of Budget and Fiscal Planning, as well as personnel of the Using Agency and this Department.

RECOMMENDED AWARD TO: Lester Minnick, Jr.
BASIS: Acceptance of only bid received
AMOUNT: \$670.00
FUND SOURCE: 1975 Budget 30.01.05.01.38-08.3
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item 12

DEPARTMENT OF NATURAL RESOURCES

Solicitation of bids for INSULATING SUPERINTENDENT'S RESIDENCE, GAMBRILL STATE PARK resulted as follows:

Frederick Insulation Company	\$540.00
Asbestos Covering and Roofing Co., Inc.	627.00
Shifler Electrical Associates, Inc.	781.20
Brandenburg Electric, Inc.	784.00
CBS Enterprises, Inc.	866.00

RECOMMENDED AWARD TO: Frederick Insulation Company
BASIS: Acceptance of low bid
AMOUNT: \$540.00
FUND SOURCE: 1975 Budget 30.01.05.01.09.08-3
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CONTRACT AWARDS

Item 13

DEPARTMENT OF NATURAL RESOURCES

Solicitation of bids for TREE TRIMMING AND TREE REMOVAL AT STONY POINT CAMPING AREA, ELK NECK STATE PARK resulted as follows:

Cecil Tree Service	\$ 4,000.00
Davey Tree Expert Company	8,500.00
Henkels & McCoy, Inc.	11,500.00
Davis Tree Service	No Bid

RECOMMENDED AWARD TO: Cecil Tree Service
BASIS: Acceptance of low bid
AMOUNT: \$4,000.00
FUND SOURCE: Item 36, General Construction Loan of 1971,
"Elk Neck State Park: . . . Site Improve-
ments and Miscellaneous Work"
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved Disapproved Deferred
 With Discussion Without Discussion

Item 14

DEPARTMENT OF LICENSING AND REGULATION

Solicitation of bids for ERECTING AN ENCLOSED JUDGES' STAND AND WITNESS BOX IN THE HEARING ROOM, SUITE #1600, ONE SOUTH CALVERT BUILDING resulted as follows:

John F. Emminizer & Associates	\$1,950.00
Seim Contracting Company	1,974.74
Display Center	
Division of Thompson Industries, Inc.	4,755.00
A & G Cabinet Company	4,790.00

After review of the above bids by the responsible personnel of the Department of Licensing and Regulation, it is requested that the apparent second low bidder be awarded the contract, based upon its more complete proposal.

RECOMMENDED AWARD TO: Seim Contracting Company
BASIS: Acceptance of second low bid, as detailed above
AMOUNT: \$1,974.74
FUND SOURCE: 1975 Budget 34.01.00.04-08
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved Disapproved Deferred
 With Discussion Without Discussion

EQUIPMENT AWARDS

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items E-1 through E-34, of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages ⁷⁹ through 85 , attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 79 through 85 .

EQUIPMENT AWARDS

Item E-7

MARYLAND PENITENTIARY

General Construction Loan 1972

"Construction of new Dining
Room. . . Equipment"

Item 155 List 15 \$ 544.88

Item E-8

MARYLAND SCHOOL FOR THE DEAF

General Construction Loan 1972

"Equipment for Vocational
Building"

Item 284 List 55 204.95
List 56 4,686.81

ROSEWOOD HOSPITAL CENTER

Item E-9

General Construction Loan 1969

"Equipment for Central
Patient Cafeteria"

Item 89 List 29 49.00

Item E-10

General Construction Loan 1969

"Equipment for 60-bed
Unit for Severely Retarded"

Item 90 List 29 179.88

Item E-11

SPRING GROVE HOSPITAL CENTER

General Construction Loan 1973

"Equipment for New Medical-
Surgical Building"

Item 72 List 48 1,832.60

TOWSON STATE COLLEGE

Item E-12

General Construction Loan 1972

"Equipment for Newell Hall"

Item 269 List 91 911.50

Item E-13

General Construction Loan 1973

"Equipment for Addition to
Smith Hall"

Item 198 List 88 3,111.00

Item E-14

UNIVERSITY OF MARYLAND, BALTIMORE

General Construction Loan 1972

"Equipment for North Hospital
Building"

Item 196 List 283 1,576.80
List 290 514.67

Item E-15

General Construction Loan 1972

". . . construction of an
addition to Howard Hall. . . "

Item 204 List 285 3,305.00

EQUIPMENT AWARDS

UNIVERSITY OF MARYLAND, BALTIMORE COUNTY

Item E-16	General Construction Loan 1971 "Equipment for Academic Building No. 3"	Item 175	List 276	\$ 437.70
Item E-17	General Construction Loan 1973 "Equipment for additions to Academic Building No. 2"	Item 146	List 282	790.00

UNIVERSITY OF MARYLAND, COLLEGE PARK

Item E-18	General Construction Loan 1969 "Equipment for School of Architecture Building"	Item 213	List 286	927.90
Item E-19	General Construction Loan 1973 "Equipment for the Bio- Chemistry Building"	Item 131	List 266	2,512.00

TOWSON STATE COLLEGE

- **Item E-20 Request for formal approval of award to Schultz Developments in the amount of \$5,170.00 for Two Population Samplers For Ecology Courses, payment to be made from Item 198, General Construction Loan 1973.
- **Item E-21 Request for formal approval of award to Scientific Systems Corporation in the amount of \$34,490.00 for One Environmental Chamber And Two Twin Compartment Growth Chambers, payment to be made from Item 198, General Construction Loan 1973.
- **Item E-22 Request for formal approval of award to Varian Instrument in the amount of \$7,537.00 for One Table Top Vacuum System, payment to be made from Item 198, General Construction Loan 1973.
- **Item E-23 Request for formal approval of award to Gilford Instrument Labs, Inc. in the amount of \$7,063.00 for One Spectrophotometer With Cuvette, payment to be made from Item 198, General Construction Loan 1973.
- **Item E-24 Request for formal approval of award to Perkin-Elmer Corporation in the amount of \$10,451.00 for One Automatic Polarimeter With Accessories, payment to be made from Item 198, General Construction Loan 1973.

**Item E-25 DEPARTMENT OF NATURAL RESOURCES

Request for formal approval of award to D. M. Stoltzfus in the amount of \$5,190.00 for 1400 Tons of Stone CR-6 And 40 Tons of Stone #2, payment to be made from Item 36, General Construction Loan 1971.

EQUIPMENT AWARDS

Item E-26

GREAT OAKS CENTER

Solicitation of bids to FURNISH, DELIVER AND SET UP
30 WARDROBES resulted as follows:

Inter-Royal Corporation	\$5,452.50
Conrad Protzman	5,850.00
Stanco	6,720.00
Conrad Protzman	6,900.00
Glover School	7,131.00
Steel Products	7,668.00
Hausmann	7,732.20
Nine, Inc.	8,550.00
KLN Steel Products	NO BID
Latimer Corporation	NO BID
John Savoy	NO BID
Sears, Roebuck & Company	NO BID
Decar Corporation	NO REPLY
Ebenreiter Woodworking Co., Inc.	NO REPLY
Educators Manufacturing Co.	NO REPLY
Ginn-Koch	NO REPLY
Middle Atlantic	NO REPLY
National Metal	NO REPLY
R-Way	NO REPLY
Simmons	NO REPLY
Steven Knipp	NO REPLY
Thonet Industries	NO REPLY

RECOMMEND AWARD TO: Inter-Royal Corporation
BASIS: Acceptance of low bid
AMOUNT: \$5,452.50
FUND SOURCE: Item 125, General Construction Loan 1972

Item E-27 INNER CITY MENTAL HEALTH AND RETARDATION CENTER

Solicitation of bids to FURNISH, DELIVER AND INSTALL 189
SECTIONS OF METAL SHELVING resulted as follows:

State Use Industries	\$12,368.45
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RECOMMEND AWARD TO: State Use Industries
BASIS: Article 27, Section 681 of the
Annotated Code of Maryland
AMOUNT: \$12,368.45
FUND SOURCE: Item 54, General Construction Loan 1974

EQUIPMENT AWARDS

Item E-28 UNIVERSITY OF MARYLAND, BALTIMORE COUNTY

Solicitation of bids for ONE ELECTROPHORESIS SYSTEM FOR SEPARATING CHEMICAL COMPOUNDS resulted as follows:

Savant Instruments, Inc.	\$ 9,000.00
Brinkmann Instruments, Inc.	10,165.00
Fisher Scientific Company	NO BID
Beckman Instruments, Inc.	NO BID
Buchler Instruments	NO BID

RECOMMEND AWARD TO: Savant Instruments, Inc.
BASIS: Acceptance of low bid
AMOUNT: \$9,000.00
FUND SOURCE: Item 157, General Construction Loan 1974

Item E-29 Solicitation of bids for ONE PORTABLE MIXING CONSOLE resulted as follows:

Jericho Custom Sound, Inc.	\$8,545.25
Martin Audio Corporation	8,995.00 1% 20 days
Shrader Sound, Inc.	8,697.00
Stereo Discounters	10,999.00
Broadcast Services	NO BID
McCarthy Manufacturing	NO BID

RECOMMEND AWARD TO: Jericho Custom Sound, Inc.
BASIS: Acceptance of low bid
AMOUNT: \$8,545.25
FUND SOURCE: Item 146, General Construction Loan 1973

Item E-30 Solicitation of bids for ONE LOT MOBILE SIGNS (12 CUBES, 3 PYLONS, AND 3 PLAQUES) resulted as follows:

Maryland Stamp and Sign Co., Inc.	\$7,475.00
Belsinger Sign Company	8,427.00
Bodine Manufacturing Company	NO BID
The Wm. Baumgarten Company	NO BID
Modern Stamp Manufacturing Co.	NO RESPONSE
J. F. W. Dorman Company	NO RESPONSE
Park Sign Co., Inc.	NO RESPONSE

RECOMMEND AWARD TO: Maryland Stamp and Sign Co., Inc.
BASIS: Acceptance of low bid
AMOUNT: \$7,475.00
FUND SOURCE: Item 7, General Construction Loan 1972

EQUIPMENT AWARDS

TOWSON STATE COLLEGE

Item E-31 Solicitation of bids for ONE ELECTRONIC SIGNAL AVERAGER
FOR THE CHEMISTRY DEPARTMENT resulted as follows:

Nicolet Instrument Corporation	\$8,650.00
Tracor Northern	8,750.00
Princeton Applied Research Corp.	NO BID
Hewlett-Packard Corporation	NO BID

RECOMMEND AWARD TO: Nicolet Instrument Corporation
BASIS: Acceptance of low bid
AMOUNT: \$8,650.00
FUND SOURCE: Item 198, General Construction Loan 1973

Item E-32 Solicitation of bids for ONE SINGLE FOCUSING MASS
SPECTROMETER FOR THE CHEMISTRY DEPARTMENT resulted as follows:

DuPont Instrument Products Div.	\$30,600.00
Scientific Research Instruments	41,000.00
Varian Instrument Division	61,410.00
Scientific Resources	NO BID
Advanced Metals Research Corp.	NO BID
Perkin-Elmer Corporation	NO BID
JEOL Analytical Instruments	NO BID

RECOMMEND AWARD TO: DuPont Instrument Products Div.
BASIS: Acceptance of low bid
AMOUNT: \$30,600.00
FUND SOURCE: Item 198, General Construction Loan 1973

Item E-33 Solicitation of bids for ONE PORTABLE SPECTROMETER LEAK
DETECTOR FOR THE CHEMISTRY DEPARTMENT resulted as follows:

Varian Instrument Division	\$5,545.00
Perkin-Elmer Corporation	NO BID
Hewlett Packard Company	NO RESPONSE

RECOMMEND AWARD TO: Varian Instrument Division
BASIS: Acceptance of only bid
AMOUNT: \$5,545.00
FUND SOURCE: Item 198, General Construction Loan 1973
JUSTIFICATION:

The price is within estimate of the College. This instrument is used to detect lighting leaks on Mass Spectrometer. Any leak will affect the validity of the Spectrometer reading and must be compensated for. Hewlett Packard advised they had nothing similar to this offer and that Varian was the only source for same, as far as they knew.

EQUIPMENT AWARDS

Item E-34

TOWSON STATE COLLEGE

Solicitation of bids for ONE INFRARED SPECTROPHOTOMETER FOR THE CHEMISTRY DEPARTMENT resulted as follows:

Perkin-Elmer Corporation	\$28,285.00
Beckman Instruments, Inc.	NON RESPONSIVE
Gilford Instrument Lab	NO BID
The Ealing Corporation	NO BID
Fisher Scientific Company	NO BID
Varian Instrument Division	NO BID

RECOMMEND AWARD TO: Perkin-Elmer Corporation
BASIS: Acceptance of only bid meeting specifications
AMOUNT: \$28,285.00
FUND SOURCE: Item 198, General Construction Loan 1973
JUSTIFICATION:

Towson State was advised that Beckman Instruments, Inc. had offered an alternate which, although was not equal to the instrument specified, nonetheless should be evaluated, which was done.

BOARD OF PUBLIC WORKS ACTION - THE ABOVE REFERENCED ITEMS WERE:

APPROVED

DISAPPROVED

DEFERRED

WITH DISCUSSION

WITHOUT DISCUSSION

CHANGE ORDERS

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items C-1 through C-30, of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 87 through 102, attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 87 through 102.

CHANGE ORDERS

The following Change Orders have been reviewed and approved as to necessity and reasonableness of price by the Consulting Architect and/or Engineer, personnel of this Department and, where applicable, by personnel of the Using Agency and the responsible Building Engineer of the Department of Budget and Fiscal Planning.

Item C-1

BOARD OF PUBLIC WORKS

Approval is recommended for execution of Change Order No. 33 to contract with Baltimore Contractors, Inc. for CONSTRUCTION OF CENTRAL LABORATORY AND OFFICE BUILDING, BALTIMORE COMPLEX. This Change Order covers a Credit in the amount of \$237.50 for elimination of the vinyl asbestos tile from the small entries to the stair wells for Floors 1 through 4; and Debits in the amounts of \$7,223.28 for the installation of six (6) panelboard interiors; and \$747.66 for installation of an additional door between Office Space 95 and Unassigned Space 78 on Ped-1 Level; resulting in a Net Debit in the amount of \$7,733.44. Also, included in this Change Order is the substitution of open steel rod shelving for the perforated stainless shelving in certain equipment used in connection with the Controlled Environment Rooms, at No Change in Contract Price.

AMOUNT OF CHANGE ORDER:	\$7,733.44
FUND SOURCE:	Item 20, General Construction Loan of 1972, "To Supplement the Appropriation ' . . .' for a New State Central Laboratory . . .' . . ."
ORIGINAL CONTRACT APPROVED:	Item 2, this Department's Agenda Nov. 29, 1971
AMOUNT OF ORIGINAL CONTRACT:	\$31,461,639.00
PERCENTAGE INCREASE:	Less than 1% by reinstatement Less than 1% by Change Orders to date
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CHANGE ORDERS

Item C-2

BOARD OF PUBLIC WORKS

Approval is recommended for execution of Change Order No. 1 to contract with Lloyd E. Mitchell, Incorporated for MODIFICATION OF CERTAIN DUCTS, ETC. IN CONNECTION WITH INSTALLATION OF PARTITIONS, STATE CENTRAL LABORATORY, BALTIMORE COMPLEX. This Change Order covers furnishing two (2) self-contained incremental air conditioning units for Ped-1 in the office of Center Equipment.

AMOUNT OF CHANGE ORDER: \$4,961.00
 FUND SOURCE: Item 20, General Construction Loan of 1972,
 "To Supplement the Appropriation ' . . .'
 for a New State Central Laboratory . . .'
 ORIGINAL CONTRACT APPROVED: Item 9, this Department's Agenda Nov. 7, 1974
 AMOUNT OF ORIGINAL CONTRACT: \$96,300.47
 PERCENTAGE INCREASE: Less than 6% by Change Order
 FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item C-3

BOARD OF PUBLIC WORKS

Approval is recommended for execution of Change Order No. 7 to contract with Cam Construction Co., Inc. for ADDITIONS TO NATURAL RESOURCES BUILDING, ANNAPOLIS. This Change Order covers a Debit in the amount of \$24,943.09 for partitioning of open space on the Third Floor; and a Credit in the amount of \$11,391.04 for the difference between the contract price for carpeting and the actual cost; resulting in a Net Debit of \$13,552.05.

AMOUNT OF CHANGE ORDER: \$13,552.05
 FUND SOURCE: Item 12, General Construction Loan of 1972,
 "Construction of Additional Unit to Building
 known as the Natural Resources Complex
 " . . ."
 ORIGINAL CONTRACT APPROVED: Item 7, this Department's Agenda May 9, 1973
 AMOUNT OF ORIGINAL CONTRACT: \$2,302,678.00
 PERCENTAGE INCREASE: Less than 1% by Change Orders to date
 FEE: Applicable to Gaudreau, Inc.

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CHANGE ORDERS

Item C-4

UNIVERSITY OF MARYLAND, BALTIMORE

Approval is recommended for execution of Change Order No. 5 to contract with Emjay Engineering and Construction Co., Inc. for RENOVATION TO FIFTH FLOOR, HOWARD HALL. This Change Order covers installing new three phase emergency power supply to the three (3) Environmental Rooms.

AMOUNT OF CHANGE ORDER: \$1,194.38
 FUND SOURCE: Item 21, General Construction Loan of 1971,
 " . . . Renovation of Certain Academic
 Buildings . . ."
 ORIGINAL CONTRACT APPROVED: Item 1, this Department's Agenda July 5, 1972
 AMOUNT OF ORIGINAL CONTRACT: \$375,678.00
 PERCENTAGE INCREASE: Less than 2% by Change Orders to date
 FEE: Applicable to Wheeler, Bonn, Shockey, Taylor, Inc.

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

Item C-5

UNIVERSITY OF MARYLAND, BALTIMORE

Approval is recommended for execution of Change Order No. 8 to contract with Consolidated Engineering Company, Incorporated for CONSTRUCTION OF ADDITION TO HOWARD HALL. This Change Order covers a Credit in the amount of \$225.00 for deletion of Controlled Temperature and Environmental Room 8-0167A and combining it with Room 8-016; and Debits in the amounts of \$2,500.00 for modifications to the existing exhaust duct and vents atop the existing mechanical shaft; \$1,048.00 for revisions to the ductwork and controls for Cage Wash Areas 6-039 and 6-041; and \$81,742.00 for additional dog pens and automatic watering devices and revision to floor drainage system to rear drainage in lieu of front drainage (pen area); resulting in a Net Debit of \$85,065.00.

AMOUNT OF CHANGE ORDER: \$85,065.00
 FUND SOURCE: Item 204, General Construction Loan of 1972,
 "To Supplement the Appropriation 'Con-
 struction of an Addition to Howard Hall
 . . ."
 ORIGINAL CONTRACT APPROVED: Item 16, this Department's Agenda Dec. 6, 1972
 AMOUNT OF ORIGINAL CONTRACT: \$15,787,000.00
 PERCENTAGE INCREASE: Less than 2% by Change Orders to date
 FEE: Applicable to Wheeler, Bonn, Shockey, Taylor
 and Associates

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
<u>With Discussion</u>		Without Discussion

CHANGE ORDERS

Item C-6

UNIVERSITY OF MARYLAND, BALTIMORE

Approval is recommended for execution of Change Order No. 4, a CREDIT, to contract with John K. Ruff, Inc. for CONSTRUCTION OF PRATT STREET PARKING GARAGE. This Change Order covers a Credit for the elimination of one (1) new 3-300 MCM copper 15 KV underground cable from Manhole No. 13 on Greene Street to the Pratt Street Parking Garage Substation.

AMOUNT OF CHANGE ORDER: \$3,030.00 CREDIT
FUND SOURCE: University Account 36.02.07.42
ORIGINAL CONTRACT APPROVED: Item 6, this Department's Agenda April 4, 1973
AMOUNT OF ORIGINAL CONTRACT: \$4,717,000.00
PERCENTAGE DECREASE: Less than 1% by Change Orders to date
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item C-7

UNIVERSITY OF MARYLAND, BALTIMORE

Approval is recommended for execution of Change Order No. 9 to contract with Consolidated Engineering Company, Incorporated for CONSTRUCTION OF ADDITION TO HOWARD HALL. This Change Order covers Credits in the amounts of \$8,600.00 for construction time saved in connection with work covered under Change Order No. 6; \$929.00 for elimination of a portion of corridor partition, door, frame, etc. in Room 10-020; and \$9,200.00 for substitution of Buensod Prefabricated Panel Casings and Plenums in lieu of the A. R. Casings which were specified for the built-up air handling units; for a Total Credit of \$18,729.00; and a Debit in the amount of \$31,677.00 for providing wiring, receptacles and incandescent lighting for Environmental Walk-In Rooms; providing Wiremold 3000 Series on the three (3) full walls in Room 4-040; and providing panelboard, circuit breakers, lugs, wiring, etc. for Room 11-039D; resulting in a Net Debit of \$12,948.00.

AMOUNT OF CHANGE ORDER: \$12,948.00
FUND SOURCE: Item 204, General Construction Loan of 1972, "To Supplement the Appropriation 'Construction of an Addition to Howard Hall
ORIGINAL CONTRACT APPROVED: Item 16, this Department's Agenda Dec. 6, 1972
AMOUNT OF ORIGINAL CONTRACT: \$15,787,000.00
PERCENTAGE INCREASE: Less than 2% by Change Orders to date
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CHANGE ORDERS

Item C-8 UNIVERSITY OF MARYLAND, BALTIMORE COUNTY CAMPUS

Approval is recommended for execution of Change Order No. 13 to contract with Lawrence Construction Co., Inc. for TWO WING ADDITION TO ACADEMIC BUILDING NO. 2. This Change Order covers furnishing and installing vinyl asbestos tile flooring in Rooms S-002, S-003, N-002 and N-003.

AMOUNT OF CHANGE ORDER:	\$2,257.00
FUND SOURCE:	Item 208, General Construction Loan of 1972, "Construction of Additions to Academic Building No. 2"
ORIGINAL CONTRACT APPROVED:	Item 29, this Department's Agenda July 5, 1972
AMOUNT OF ORIGINAL CONTRACT:	\$3,721,422.00
PERCENTAGE INCREASE:	Less than 1% by Change Orders to date
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item C-9 UNIVERSITY OF MARYLAND, BALTIMORE COUNTY CAMPUS

Approval is recommended for execution of Change Order No. 2 to contract with S & M Contractors Co., Inc. for CONSTRUCTION OF CAFETERIA ADDITION. This Change Order covers a Credit in the amount of \$52.50 for providing the 2" Granco Com-Dek Floor Deck with standard G-60 Galvanized Coating in lieu of the 1.25 oz. coating specified; and a Debit in the amount of \$1,962.46 for revised see-thru wall from dining area into serving area; resulting in a Net Debit of \$1,909.96.

AMOUNT OF CHANGE ORDER:	\$1,909.96
FUND SOURCE:	University Account 36.02.07.42
ORIGINAL CONTRACT APPROVED:	Item 17, this Department's Agenda Aug. 20, 1974
AMOUNT OF ORIGINAL CONTRACT:	\$227,800.00
PERCENTAGE INCREASE:	Less than 1% by Change Orders to date
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CHANGE ORDERS

Item C-14 UNIVERSITY OF MARYLAND, COLLEGE PARK

Approval is recommended for execution of Change Order No. 5 to contract with Hill & Kimmel, Inc. for ADDITION AND ALTERATIONS TO INDUSTRIAL EDUCATION BUILDING. This Change Order covers changes in the telephone and electrical manholes required to meet existing conditions encountered at the job site.

AMOUNT OF CHANGE ORDER: \$5,366.00
FUND SOURCE: Item 133, General Construction Loan of 1973,
"Construction of an Addition to the Industrial
Education Building"
ORIGINAL CONTRACT APPROVED: Item 12, this Department's Agenda Feb. 27, 1974
AMOUNT OF ORIGINAL CONTRACT: \$2,420,000.00
PERCENTAGE INCREASE: Less than 2% by Change Orders to date
FEE: Applicable to Ted Englehardt

Board of Public Works Action - The above referenced Item was:

Approved Disapproved Deferred
With Discussion Without Discussion

Item C-15 DEPARTMENT OF GENERAL SERVICES
(Office of Annapolis Public Buildings and Grounds)

Approval is recommended for execution of Change Order No. 1 to contract with John H. Cole and Sons, Inc. for ROOF REPAIR, SENATE OFFICE BUILDING, ANNAPOLIS. This Change Order covers additional repairs to downspouting and required sheet metal work.

AMOUNT OF CHANGE ORDER: \$1,064.00
FUND SOURCE: 1975 Budget 28.02.02.02-08
ORIGINAL CONTRACT APPROVED: Item 20, this Department's Agenda June 12, 1974
AMOUNT OF ORIGINAL CONTRACT: \$29,700.00
PERCENTAGE INCREASE: Less than 4% by Change Order
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved Disapproved Deferred
With Discussion Without Discussion

CHANGE ORDERS

Item C-16

FROSTBURG STATE COLLEGE
(Board of Trustees of the State Colleges)

Approval is recommended for execution of Change Order No. 2 to contract with George Construction Company for CONSTRUCTION OF RESIDENCE HALL III. This Change Order covers the cost of added hand-rock excavation at the base of the foundation piers.

AMOUNT OF CHANGE ORDER:	\$4,666.10
FUND SOURCE:	Item 185, General Construction Loan of 1974, "Site Improvements and Utility Extensions"
ORIGINAL CONTRACT APPROVED:	Item 14, this Department's Agenda May 15, 1974
AMOUNT OF ORIGINAL CONTRACT:	\$2,963,000.00
PERCENTAGE INCREASE:	Less than 1% by Change Orders to date
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item C-17

FROSTBURG STATE COLLEGE
(Board of Trustees of the State Colleges)

Approval is recommended for execution of Change Order No. 11 to contract with George Construction Company for CONSTRUCTION OF NEW LIBRARY. This Change Order covers the substitution of G. E. Watt Miser Lamp #F40CW/RS/WM in lieu of the F40CW specified for all A & B fixtures.

AMOUNT OF CHANGE ORDER:	\$2,123.79
FUND SOURCE:	Item 245, General Construction Loan of 1972, "Construction of New Library, including Air Conditioning: Construction"
ORIGINAL CONTRACT APPROVED:	Item 8, this Department's Agenda April 4, 1973
AMOUNT OF ORIGINAL CONTRACT:	\$4,344,000.00
PERCENTAGE INCREASE:	Less than 6% by Change Orders to date
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CHANGE ORDERS

Item C-18

FROSTBURG STATE COLLEGE
(Board of Trustees of the State Colleges)

Approval is recommended for execution of Change Order No. 2 to contract with Baltimore Contractors, Inc. for PHYSICAL EDUCATION FACILITY. This Change Order covers modifications to the telephone distribution system and additional telephone outlets.

AMOUNT OF CHANGE ORDER:	\$1,014.44
FUND SOURCE:	Item 180, General Construction Loan of 1974, "Construction of a New Physical Education Facility: Construction"
ORIGINAL CONTRACT APPROVED:	Item 42, this Department's Agenda May 15, 1974
AMOUNT OF ORIGINAL CONTRACT:	\$6,776,000.00
PERCENTAGE INCREASE:	Less than 1% by Change Orders to date
FEE:	Applicable to Baker-Wibberley-Coble-Burger & Associates

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

Item C-19

FROSTBURG STATE COLLEGE
(Board of Trustees of the State Colleges)

Approval is recommended for execution of Change Order No. 1 to contract with Frostburg Cable Television, Inc. for INSTALLATION OF TELEVISION CABLE SERVICE TO SIMPSON, ALLEN, SOWERS HALLS AND BRADY HEALTH CENTER. This Change Order covers increased labor costs after June 1, 1974, which was part of the original proposal.

AMOUNT OF CHANGE ORDER:	\$178.00
FUND SOURCE:	1975 Budget 36.03.04.03-08
ORIGINAL CONTRACT APPROVED:	Item 21, this Department's Agenda Aug. 20, 1974
AMOUNT OF ORIGINAL CONTRACT:	\$2,833.52
PERCENTAGE INCREASE:	Less than 7% by Change Order
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

CHANGE ORDERS

Item C-24

MARYLAND HOUSE OF CORRECTION
(Division of Correction)

(Department of Public Safety and Correctional Services)

Approval is recommended for execution of Change Order No. 2 to contract with Lisbon-Madeira, Ltd. for IMPROVEMENTS TO THE WASTEWATER TREATMENT PLANT. This Change Order covers furnishing and installing a six-inch gravel base beneath the treatment plant slab; and construction of an additional manhole.

AMOUNT OF CHANGE ORDER: \$2,000.00
FUND SOURCE: Water Quality Loan of 1968
ORIGINAL CONTRACT APPROVED: Item 24, this Department's Agenda July 3, 1974
AMOUNT OF ORIGINAL CONTRACT: \$710,000.00
PERCENTAGE INCREASE: Less than 3% by Change Orders to date
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved Disapproved Deferred
With Discussion Without Discussion

Item C-25

GREEN RIDGE BOYS' FORESTRY CAMP
(Juvenile Services Administration)
(Department of Health and Mental Hygiene)

Approval is recommended for execution of Change Order #2 to contract with Fuller Construction Company for KITCHEN BUILDING REPLACEMENT. This Change Order covers the installation of flexible connections to the kitchen equipment including all conduit, boxes, fittings, etc.

AMOUNT OF CHANGE ORDER: \$205.00
FUND SOURCE: 1975 Budget 11-32.02.06-08
ORIGINAL CONTRACT APPROVED: Item 11, this Department's Agenda June 12, 1974
AMOUNT OF ORIGINAL CONTRACT: \$65,000.00
PERCENTAGE INCREASE: Less than 13% by reinstatement
Less than 1% by Change Order
FEE: Not applicable

Board of Public Works Action - The above referenced Item was:

Approved Disapproved Deferred
With Discussion Without Discussion

CHANGE ORDERS

Item C-26

STATE MILITARY DEPARTMENT

Approval is recommended for execution of Change Order No. 3, a CREDIT, to contract with Pikesville Electrical Corporation for REPLACING EXISTING MAIN ELECTRICAL SWITCHBOARD AND ASSOCIATED WORK AT THE FIFTH REGIMENT ARMORY. This Change Order covers Credits for fuse cutouts, circuit breaker exchange, and Credit due from numerical errors on original proposal.

AMOUNT OF CHANGE ORDER:	\$3,024.74 CREDIT
FUND SOURCE:	Item 20, General Construction Loan of 1973, "Replace the Main Electrical Switchboard Fifth Regiment Armory (Baltimore City)"
ORIGINAL CONTRACT APPROVED:	Item 40, this Department's Agenda Aug. 28, 1973
AMOUNT OF ORIGINAL CONTRACT:	\$33,765.00
PERCENTAGE INCREASE:	Less than 6% by Change Orders to date
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion		<u>Without Discussion</u>

Item C-27

MARYLAND PENITENTIARY

(Division of Correction)

(Department of Public Safety and Correctional Services)

Approval is recommended for execution of Change Order No. 10 to contract with Lawrence Construction Co., Inc. for CONSTRUCTION OF DINING HALL, KITCHEN AND BAKERY BUILDING. This Change Order covers installation and insurance of threshold and weatherseal, furnishing and installation of one (1) prefab lift station, and costs of reworking fire and gas lines.

AMOUNT OF CHANGE ORDER:	\$18,162.00
FUND SOURCE:	Item 153, General Construction Loan of 1972, "Construction of New Dining Room, Kitchen and Bakery . . . : Construction"
ORIGINAL CONTRACT APPROVED:	Item 32, this Department's Agenda August 28, 1973
AMOUNT OF ORIGINAL CONTRACT:	\$1,499,909.00
PERCENTAGE INCREASE:	Less than 7% by Change Orders to date
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
<u>With Discussion</u>		Without Discussion

CHANGE ORDERS

Item C-28

DEPARTMENT OF NATURAL RESOURCES

Approval is recommended for execution of Change Order No. 8 to contract with Wickersham, Inc. for CONSTRUCTION OF BOAT WORK AREA, SHOP BUILDING, DOCKS AND PIERS, UTILITIES, PARKING AREA, LANDSCAPING AND MISCELLANEOUS WORK AT THE MATAPEAKE MULTI-USE FIELD STATION. This Change Order covers a Credit in the amount of \$158.76 for concrete slab which did not attain the full strength of 4000 psi within 28 days; and a Debit in the amount of \$2,450.00 for repairs to existing wall in order to halt the undermining of the wall on the north corner; resulting in a Net Debit of \$2,291.24.

AMOUNT OF CHANGE ORDER: \$2,291.24
 FUND SOURCE: \$ 425.34 - Item 23, General Construction Loan of 1970, "First Phase Construction of Matapeake Multi-Use Field Station"
 \$1,865.90 - Item 34, General Construction Loan of 1972, "Final Phase Construction of Matapeake Multi-Use Field Station"
 ORIGINAL CONTRACT APPROVED: Item 14, this Department's Agenda June 25, 1973
 AMOUNT OF ORIGINAL CONTRACT: \$880,350.00
 PERCENTAGE INCREASE: Less than 4% by Change Orders to date
 FEE: Applicable to Stottler, Slagg & Associates, affiliate firm Brevard Engineering Company

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item C-29

DEPARTMENT OF NATURAL RESOURCES

Approval is recommended for execution of Change Order No. 1 to contract with John C. Appel, Inc. for WATER MAIN EXTENSION TO CAMPING LOOPS, SUSQUEHANNA STATE PARK. This Change Order covers furnishing and installing two (2) six-inch N.R.S. mechanical joint gate valves; and furnishing and installing one (1) two-inch iron bodybronze mounted swing check valve in the discharge line.

AMOUNT OF CHANGE ORDER: \$925.00
 FUND SOURCE: Item 44, General Construction Loan of 1974, "To Supplement the Appropriation 'Continued Development"
 ORIGINAL CONTRACT APPROVED: Item 68, this Department's Agenda June 12, 1974
 AMOUNT OF ORIGINAL CONTRACT: \$36,850.00
 PERCENTAGE INCREASE: Less than 3% by Change Order
 FEE: Applicable to James Petrica and Associates, Inc.

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

CHANGE ORDERS

Item C-30

STATE HIGHWAY ADMINISTRATION
(Maryland Department of Transportation)

Approval is recommended for execution of Change Order No. 2 to contract with Plummer Construction, Inc. for AIR CONDITIONING AND STORAGE BUILDING, WESTERN REGIONAL LABORATORY, HANCOCK. This Change Order covers the modification of the air conditioning unit and fabrication of necessary duct work to complete this project.

AMOUNT OF CHANGE ORDER:	\$1,950.00
FUND SOURCE:	W 604-000-614
ORIGINAL CONTRACT APPROVED:	Item 58, this Department's Agenda June 12, 1974
AMOUNT OF ORIGINAL CONTRACT:	\$112,500.00
PERCENTAGE INCREASE:	Less than 4% by Change Orders to date
FEE:	Not applicable

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

INVOICES

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items I-1 through I-27, of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 104 through 108 , attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 104 through 108 .

INVOICES

Item I-7

DEPARTMENT OF NATURAL RESOURCES

Approval is requested for payment of the following Invoice for court costs for Wiley G. Griffith property, Patuxent State Park.

AMOUNT: \$30.00 - C. Merritt Pumphrey, Clerk of the Circuit Court
for Howard County
FUND SOURCE: Item 28.5, Outdoor Recreation Land Loan of 1969

Item I-8 Approval is requested for payment of the following Invoice for title examination and expenses for the Gisela Brown, et al, property, Patapsco State Park.

AMOUNT: \$496.18 - Sybert, Sybert and Nippard, Attorneys
FUND SOURCE: Item 63.5, Outdoor Recreation Land Loan of 1969

Item I-9 Approval is requested for payment of the following Invoice for title examination and expenses for the Harry A. Smuck property, Patapsco State Park.

AMOUNT: \$290.94 - William A. Wagner, Attorney
FUND SOURCE: Item 63.5, Outdoor Recreation Land Loan of 1969

Item I-10 Approval is requested for payment of the following Invoice for title examination and expenses for the Lester Grimm and wife property, South Mountain Natural Environment Area.

AMOUNT: \$193.00 - Robert E. Kuczynski, Attorney
FUND SOURCE: Item 106.5, Outdoor Recreation Land Loan of 1969

Item I-11 Approval is requested for payment of the following Invoice for title examination and expenses for the Charles L. Edmonds, et al, property, South Mountain Natural Environment Area.

AMOUNT: \$231.37 - Strine and Poole, Attorneys
FUND SOURCE: Item 106.5, Outdoor Recreation Land Loan of 1969

Item I-12 Approval is requested for payment of the following Invoice for appraisal of Willard O. Bull property (39.231+ acres unimproved), Gunpowder State Park.

AMOUNT: \$350.00 - William F. Miley
FUND SOURCE: Item 59.5, Outdoor Recreation Land Loan of 1969
(Advance Option and Purchase Fund)

INVOICES

Item I-13

DEPARTMENT OF NATURAL RESOURCES

Approval is requested for payment of the following Invoice for appraisal of Charles C. DeOms property (6.037+ acres unimproved), Gunpowder State Park.

AMOUNT: \$350.00 - William F. Miley
FUND SOURCE: Item 59.5, Outdoor Recreation Land Loan of 1969
(Advance Option and Purchase Fund)

Item I-14 Approval is requested for payment of the following Invoices for contractual negotiations for John T. and Audrey Lohmeyer; John J. and Vera L. Sachs; Francis G. and Ruth Holecheck; James E. and Mary A. Bell; Louis A. and Anna R. Mentlik; John B. and Clara M. Butt; Esau M. and Florence E. Gwynn; Anna M. Boschert and Gilbert J. and Alta Boschert properties, Gunpowder State Park.

AMOUNT: \$302.50 - S. Lawrence McNeil (Contractual Negotiator)
FUND SOURCE: Item 59.5, Outdoor Recreation Land Loan of 1969
(Advance Option and Purchase Fund)

Approval is requested for payment of the following Invoices, which are within the Fee Schedule for Appraisals, approved by the Board of Public Works at the Meeting of August 3, 1970, Item 11-B, Secretary's Agenda:

ST. MARY'S CITY COMMISSION

Item I-15 AMOUNT: \$250.00 - Carl Heinmuller, Jr. - Appraisal of Mr. and Mrs. Cyril Gerek property (48 acres improved)
FUND SOURCE: Item 159.5, Outdoor Recreation Land Loan of 1969

JUVENILE SERVICES ADMINISTRATION
(Department of Health and Mental Hygiene)

Item I-16 AMOUNT: \$250.00 - Robert S. Skinner, Jr. - Appraisal of 3119 Ferndale Avenue, Baltimore, property
FUND SOURCE: Item 128.6, General Construction Loan of 1972

Item I-17 AMOUNT: \$250.00 - Ralph Steinbach - Appraisal of 3119 Ferndale Avenue, Baltimore, property
FUND SOURCE: Item 128.6, General Construction Loan of 1972

DEPARTMENT OF NATURAL RESOURCES

Item I-18 AMOUNT: \$450.00 - John H. Bandiere - Appraisal of Ronald Fife property (12.211 acres improved), Gunpowder State Park
FUND SOURCE: Item 59.5, Outdoor Recreation Land Loan of 1969
(Advance Option and Purchase Fund)

INVOICES

DEPARTMENT OF NATURAL RESOURCES

Item I-19 AMOUNT: \$450.00 - W. Paul Settles - Appraisal of James M. Fansler property
(9.29 acres improved), South Mountain
Natural Environment Area
FUND SOURCE: Item 106.5, Outdoor Recreation Land Loan of 1969

Item I-20 AMOUNT: \$250.00 - W. Paul Settles - Appraisal of Lauren W. Wolfe property
(7.5 acres unimproved), South Mountain
Natural Environment Area
FUND SOURCE: Item 106.5, Outdoor Recreation Land Loan of 1969

Item I-21 AMOUNT: \$500.00 - John H. Beers - Appraisal of Emma V. and John F. Windolph
property (129 acres, part-take, from 340
acres improved), Seneca Creek State Park
FUND SOURCE: Item 131.5, Outdoor Recreation Land Loan of 1969

Item I-22 AMOUNT: \$450.00 - Leslie U. Hutzell - Appraisal of James M. Fansler property
(9.29 acres improved), South Mountain
Natural Environment Area
FUND SOURCE: Item 106.5, Outdoor Recreation Land Loan of 1969

Item I-23 AMOUNT: \$300.00 - Elmer J. Schwartzman - Appraisal of Thomas F. Redmiles
property (part-take of 7.881 acres
out of 25+ acres improved), Severn
Run Natural Environment Area
FUND SOURCE: Item 43.5, Outdoor Recreation Land Loan of 1969

Item I-24 AMOUNT: \$400.00 - Elmer J. Schwartzman - Appraisal of Frank E. Nanny
property (6.67 acres improved),
Patapsco State Park
FUND SOURCE: Item 63.5, Outdoor Recreation Land Loan of 1969

Item I-25 AMOUNT: \$100.00 - W. Paul Settles - Appraisal of Sherman Martin Wilson
property (149.5 acres unimproved),
Green Ridge State Forest
FUND SOURCE: Item 70.5, Outdoor Recreation Land Loan of 1969

Item I-26 AMOUNT: \$250.00 - The Lewis Company - Appraisal of Calvin E. Shenton
property (27.72+ acres unimproved),
Severn Run Natural Environment Area
FUND SOURCE: Item 74.5, Outdoor Recreation Land Loan of 1969

INVOICES

Item I-27

DEPARTMENT OF NATURAL RESOURCES

AMOUNT: \$1,000.00 - Melville H. Peters - Appraisal of Christian Heurich, Jr.,
 Watkins Island (126.34 acres); Grapevine Island (10.06 acres); Island #6
 (5.39 acres); Island #9 (2.79 acres);
 Island #10 (0.36 acres); Island #11
 (0.62 acres); Island #12 (0.26 acres);
 Norbell Island (1.26 acres); Poteau
 Island (1.87 acres); and Parcel #51
 (4.13 acres unimproved) properties

FUND SOURCE: Item 59.5, Outdoor Recreation Land Loan of 1969
 (Advance Option and Purchase Fund)

Board of Public Works Action - The above referenced Items were:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

APPOINTMENTS

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items A-1 through A-12, of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 110 through 112 , attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 110 through 112 .

APPOINTMENTS

Item A-1 DEPARTMENT OF GENERAL SERVICES

In accordance with the procedures set forth and approved as Item M-11-A, this Department's Agenda December 17, 1968, approval is requested for the appointment of the following firms for Test Borings as indicated below:

DEPARTMENT OF HEALTH AND MENTAL HYGIENE: "Test Borings for Western Maryland Mental Retardation Center, Hagerstown"

ENGINEER: Hardin Associates, Inc. - Pasadena, Maryland
FEE: \$2,167.80
FUND SOURCE: Item 71, General Construction Loan of 1974

Item A-2 DEPARTMENT OF NATURAL RESOURCES (ROCKY GAP STATE PARK): "Test Borings for Proposed Campsites"

ENGINEER: ATEC Associates of Maryland, Inc. - Columbia, Maryland
FEE: \$3,927.25
FUND SOURCE: Item 41, General Construction Loan of 1974

Item A-3 STATE MILITARY DEPARTMENT: "Test Borings for Proposed Denton Armory"

ENGINEER: Hardin Associates, Inc. - Pasadena, Maryland
FEE: \$430.00
FUND SOURCE: Item 15, General Construction Loan of 1974

Item A-4 UNIVERSITY OF MARYLAND, BALTIMORE COUNTY CAMPUS: "Test Borings for Swimming Pool Addition to the Physical Education Building"

ENGINEER: Hardin Associates, Inc. - Pasadena, Maryland
FEE: \$1,219.00
FUND SOURCE: Item 152, General Construction Loan of 1974

Item A-5 DEPARTMENT OF NATURAL RESOURCES (GUNPOWDER STATE PARK): Approval is requested for the appointment of the following firm for excavation work in connection with percolation tests at the Kingsville Recreation Area.

FIRM: Earp, Inc. - Cockeyville, Maryland
FEE: \$240.00
FUND SOURCE: Item 48, General Construction Loan of 1972

Item A-6 BOARD OF PUBLIC WORKS: Approval is requested for the appointment of the following firm for excavating work to uncover existing utilities in connection with Pedestrian Tunnel at State Office Complex, Annapolis.

FIRM: Hopkins & Wayson, Inc. - Lothian, Maryland
FEE: \$595.32
FUND SOURCE: Item 7, General Construction Loan of 1971

APPOINTMENTS

Item A-7

DEPARTMENT OF GENERAL SERVICES

Approval is requested for the EXTENSION of the following Architectural/Engineering appointments for work from funds as indicated below:

SALISBURY STATE COLLEGE (BOARD OF TRUSTEES OF THE STATE COLLEGES): "Contract Documents and Bidding Phase for Construction of Student Union Facility"

ARCHITECT: Rogers and Vaeth, Inc. - Columbia, Maryland
ORIGINALLY REPORTED: Item A-16, this Department's Agenda Feb. 7, 1973
FEE: Lump Sum \$110,000.00
FUND SOURCE: 1973 Budget 36.03.07.03
Consolidated Student Union Account

Item A-8 BOARD OF PUBLIC WORKS: "Installation of Security Systems, Annapolis Pedestrian Tunnel"

ENGINEER: Albert B. Gipe and Associates, Inc. - Baltimore, Maryland
ORIGINALLY REPORTED: Item A-2-A, this Department's Agenda May 28 28, 1970
Item A-1-A(4), this Department's Agenda Nov. 29, 1971
Item A-7-A(41), this Department's Agenda July 5, 1972
FEE: Lump Sum \$4,000.00
FUND SOURCE: Board of Public Works - Capital Appropriation
11-23.05.02.71-01.08
Item 1, General Construction Loan of 1970
Item 8, General Construction Loan of 1971
Item 1, General Construction Loan of 1972
Item 7, General Construction Loan of 1971

Item A-9 DEPARTMENT OF NATURAL RESOURCES (POINT LOOKOUT STATE PARK): "Test Borings for Proposed Boat Basin, Dredging, Jetties and Shore Protection"

ENGINEER: National Foundation Engineering, Inc. - Lutherville, Maryland
ORIGINALLY REPORTED: Item A-4, this Department's Agenda January 23, 1975
FEE: \$1,498.50
FUND SOURCE: Item 58-A, General Construction Loan of 1972

Item A-10 COPPIN STATE COLLEGE (BOARD OF TRUSTEES OF THE STATE COLLEGES): Approval is requested for the appointment of the following Engineer for inspection and testing of soils, concrete, masonry and mortar, steel and metal decking in connection with construction of the Office-Classroom Building.

ENGINEER: ATEC Associates, Inc. - Columbia, Maryland
FEE: \$3,640.00
FUND SOURCE: Item 170, General Construction Loan of 1973

APPOINTMENTS

Item A-11

DEPARTMENT OF GENERAL SERVICES

DEPARTMENT OF NATURAL RESOURCES (PATUXENT STATE PARK): Approval is requested for the appointment of the following Engineer for survey of the Ross C. Hurrey property (10.81 acres ±).

ENGINEER: Johnson, McCordic & Thompson - Silver Spring, Maryland
FEE: NOT TO EXCEED \$1,200.00
FUND SOURCE: Item 28, Outdoor Recreation Land Loan of 1969

Item A-12 Approval is requested for the appointment of the following Appraiser for the appraisal of 20 parcels of land and certain improvements, on East Main Street and Howard Street, Elkton (Cecil County), Maryland, for use of the project, "DISTRICT COURTS".

APPRAISER: James Reese Short - Cecilton, Maryland
FEE: \$4,200.00
FUND SOURCE: Item 10, General Construction Loan of 1973
REMARKS: The said number of 20 parcels involved approximately 17 ownerships

Board of Public Works Action - The above referenced Items were:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

MISCELLANEOUS

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items M-1 through M-5 , of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 114 through 120 , attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 114 through 120 .

MISCELLANEOUS

Item M-1 DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT
(MARYLAND HISTORICAL TRUST)

The Secretary of Economic and Community Development requests Board of Public Works' approval to release \$30,000 as the State's grant-in-aid share of the planning and restoration of the Hynson-Ringgold House, owned by Washington College, Chestertown, from Item 212 of the General Construction Loan of 1974.

The Treasurer for Washington College has certified to Maryland Historical Trust expenditures totaling \$72,515.74 for this project. In consideration of the grant-in-aid, Washington College has conveyed to the State Department of Economic and Community Development a Deed of Easement and Right of First Refusal, which Maryland Historical Trust advises will aid greatly in preserving and maintaining the premises consistent with State policy.

The Easement prohibits construction, alteration or remodeling of the interior or exterior of the property by Washington College prior to its consulting with the State Department of Economic and Community Development and the Historic District Commission, Chestertown, Maryland. The College agrees at all times to maintain the property in a good state of repair and to permit the Trustees of Maryland Historical Trust or its designees, at mutually agreeable times, to examine the premises. In the event violation of the Easement is found to exist, Maryland Historical Trust may institute a suit to enjoin by ex-parte, temporary and/or permanent injunction such violation, to require the restoration of its premises to its prior condition.

Finally, the College agrees that before it shall sell, lease, or transfer, other than by gift, any of its interest in the property, it shall first offer in writing to the Maryland Historical Trust the right to purchase or lease such property on the same terms and conditions as those proposed to be offered to others. Maryland Historical Trust shall have 60 days to act upon such offer, after which time the property may be sold, leased or transferred to others.

FUND SOURCE: \$30,000 - Item 212, General Construction Loan of 1974, "State grant-in-aid share for the planning and restoration of the Hynson-Ringgold House owned by Washington College, Chestertown (Kent County)".

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

MISCELLANEOUS

Item M-2 DEPARTMENT OF HEALTH AND MENTAL HYGIENE
(ANNE ARUNDEL COUNTY GROUP HOME)

Reference is made to Item M-17 of this Department's Agenda for the Board of Public Works meeting of January 21, 1974 at which time the Board approved a \$35,000 allocation of State funds to assist in the construction and equipping of a group home for the mentally retarded to be known as "Anne Arundel County Group Home" (MR-11), located in Linthicum Heights, Maryland. This facility will be owned and operated by the Anne Arundel County Association for Retarded Citizens, Inc., a non-profit organization, formerly the Anne Arundel County Association for Retarded Children.

On January 15, 1975, bids were taken for this project. The low bid was less than the estimated construction cost. Based on this low bid, the State grant for the project should be reduced to \$33,161. Approval is also requested to permit the Anne Arundel County Association for Retarded Citizens, Inc. to award a contract to Sierra Construction Company on the basis of its low bid:

Sierra Construction Co.	\$56,640
Earl W. Bauer	56,944
Frank Welsh	63,663
John O. Keane	65,200
Weaver and Skidmore	74,450

Revised funding for the construction, equipping and related costs for this project is:

Applicant's Share	\$33,161	(50%)
State's Share	<u>33,161</u>	(50%)*
Total Eligible Costs	\$66,322	(100%)

*Community Mental Health Center Components and Mental Retardation Facilities Loan of 1972.

No Federal funds are available for this project.

Board of Public Works Action - The above referenced Item was:

<u>Approved</u>	Disapproved	Deferred
With Discussion	<u>Without Discussion</u>	

MISCELLANEOUS

DEPARTMENT OF GENERAL SERVICES

Item M-3

Reference is made to "11.b", page 6, Secretary's Agenda, before the Board of Public Works August 3, 1970, wherein a Fee Schedule Applicable to All Appraisers was approved.

In order to be consistent with other State agencies, Counties, Utility Companies and Municipalities insofar as appraisal fees are concerned, we respectfully request that the Board of Public Works approve the following fee schedule.

PROPOSED REVISION OF 1970 FEE SHCHEDULE
(Fee Schedule for a Single Appraisal)

(With a Discount 15 Per Cent Expected
On Two or More Appraisals in a Single Project)

	<u>Entire Take</u>	<u>Part Take</u>
		Full Before and After Approach - add \$100.00
<u>Class I Urban Residential</u>		
Vacant Lot	\$175	
Single family residential dwelling (If detached, add \$100)	300	
Multiple family residential dwelling, add \$30 for each additional dwelling unit (if detached, add \$100)	300	
<u>Class II Suburban Residential</u>		
Single family residential dwelling	450	
Vacant Lot	200	
Vacant Tract Land (potential subdivision, etc.)	500	
<u>Class III Office, Commercial or Industrial</u>		
Vacant Land	500	
Improved property		To be submitted to Board for Approval

MISCELLANEOUS

Item M-3 (Cont'd)	<u>Entire Take</u>	<u>Part Take</u>
<u>Class IV Farm, Rural, Mountain Land, Floodplain</u>		
Farm, Improved and operating	\$600	
Crop Land and/or Vacant Land, up to 200 acres	350	
Crop Land and/or Vacant Land, 201 acres to 500 acres	450	
Crop Land and/or Vacant Land, 501 acres and over		To be submitted to Board for Approval

Other Fees

Updated report to include reinspection, new comparable sales, and their location on a chart: \$100.00

If the original report is over one year old, the fee shall be one-half of the original fee; over two years old, fee shall be equal to original fee, as if for an entirely new report.

Property with extra uses necessitating extra sales ... Add \$100

Pre-Trial Conference, per day	\$150
(One-half day minimum)	\$ 75

Expert Witness, per day	\$200
(One-half day minimum)	\$100

Other appraisals that do not fit into the categories above shall be submitted to the Board of Public Works for prior approval.

The Board of Public Works action - the above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

MISCELLANEOUS

Item M-4

DEPARTMENT OF NATURAL RESOURCES
(Capital Funds Administration)

Board of Public Works' approval is hereby requested to transfer the sum of \$250,000.00 from Item 22, General Construction Loan of 1973, "State Funds for Construction of Shore Erosion Control Projects pursuant to and as provided for in Article 66C Sections 756-758 (B) Inclusive" to the Department of Natural Resources, Revolving Fund 79.30.02.02-07 that supports the Shore Erosion Control Program.

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

Item M-5

DEPARTMENT OF GENERAL SERVICES
(Purchasing Bureau)

Board of Public Works' approval of the recommended standards for non-law enforcement passenger automobiles for Fiscal Year 1975 is hereby requested. The standards were set forth in the Department of General Services' "Report On The Acquisition And Disposition Of Passenger Automobiles For Fiscal Year 1974 And Recommended Standards For Fiscal Year 1975" which was forwarded to the members of the Board of Public Works by cover letter dated February 10, 1975.

Board of Public Works Action - The above referenced Item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

* Subject to the following hand carried memorandum, the Department of General Services will take into consideration the two types of radial tires.

Hand carried by Jones

* in Reference to M-5.

MEMORANDUM

FROM: The Department of General Services

RE: State's Report on Radial Tires

February 18, 1975

During recent years the use of radial tires has increased to such an extent that serious consideration should be given to adopting them as standard equipment for State vehicles. In Maryland, our Department of State Police has been using radial tires for the past two years.

There are several questions to be answered before adopting any fixed policy on radial tires. Of primary importance is the question of economics, are radial tires better than glass belted regular tires? The State's new policy on car life is 60,000 miles or four years. Sixty thousand miles usually means three sets of regular tires or two sets of radial tires. Our contract price for intermediate regular tires (15" rim) is \$18.86 each. The price for the same size fabric radial tire is \$32.66. At current prices there is no indication that radial tires are cheaper than regular tires. Also, what policy shall we adopt if new tires are needed at 40,000 or 50,000 miles?

The Purchasing Bureau of the Department of General Services recently as been reviewing this question. Information gathered so far indicates a mixture of usage as follows:

- Federal Service - No fixed policy as yet. The Federal Government did purchase radial tires for its last batch based on claims of improved gas mileage because industry statistics on actual gas savings was between 1% to 12%. The federal government rejected those figures and is conducting its own road tread wear tests which will be completed at the end of March, 1975.
- North Carolina - This state is going to radial tires because they feel it is becoming standard equipment.
- New Jersey - Already converted to radial tires.
- Baltimore County - Already converted to radial tires.
- New York State - Do not use radial tires.
- Baltimore City - Already converted to radial tires.

* in reference to M-5.

USF&G - Replacements shall be radials.

BG&E - Use of radials under study.

We now have approximately 212 approved requisitions for passenger vehicles. The Purchasing Bureau plans to issue its requests for quotations by inviting bids for both regular and radial tires. The Bureau has no information of its own as yet to conclusively prove that it is a better buy over the other. Because the tendency of major users is toward radial tires, adopting such a policy would not be out of order.

:st

PROPERTY

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items P-1 through P-12, of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 122 through 138 , attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 122 through 138 .

PROPERTY

BOARD OF TRUSTEES OF THE STATE COLLEGES

Item P-1

Approval is requested for permission to accept option contract for the purchase of the following property in Prince George's County, Maryland, for use of BOWIE STATE COLLEGE, with title transfer documents subject to approval by the State Law Department.

SPECIAL CONDITIONS: It is hereby understood and agreed between the parties hereto that the fee simple purchase price is based upon \$5,500 per acre.

OPTIONOR: Bowie Development Corporation

OWNERSHIP: Since 1954

PROPERTY: 37.807 acres unimproved

ASSESSED VALUE: \$266,640

OPTION DATE: January 16, 1975

OPTION PERIOD: 6 months

PRICE: \$207,938.50

APPRAISED VALUE: \$207,938.50 in fee -- Esther Huriaux
\$189,035.00 in fee -- Walter Locke

FUND SOURCE: Item 237, General Construction Loan, 1972

REMARKS: A relocation study was made by the Bureau of Relocation Assistance and it was determined that no relocation assistance payments or services will be involved in this acquisition.

Board of Public Works action: The above referenced item was:

Approved

Disapproved

Deferred

With discussion

Without discussion

PROPERTY

DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT

Item P-2

Approval is requested for permission to accept option contract for the purchase of the following property in St. Mary's County, Maryland, for use of ST. MARY'S CITY COMMISSION, with title transfer documents subject to approval by the State Law Department.

SPECIAL CONDITIONS: None

OPTIONORS: Warren E. Tydings, Anna Marie Tydings, his wife, Betty Q. Clarke and Eleanor Q. Abbey

OWNERSHIP: Since 1965

PROPERTY: 142 Acres unimproved

ASSESSED VALUE: \$3,500

OPTION DATE: January 16, 1975

OPTION PERIOD: 6 months

PRICE: \$375,000 in fee

APPRAISED VALUE: \$395,000 in fee -- Carl Baldus
 \$300,000 in fee -- Ronald Tucker
 \$250,000 in fee -- Carl Heinmuller

FUND SOURCE: \$187,000 - 79.37.10.01.07
 \$123,708.86 - Item 92, Outdoor Recreation Land Loan, 1969
 \$39,261.00 - Item 117, " " " " "
 \$24,530.14 - Item 138, " " " " "

REMARKS: A relocation study was made by the Bureau of Relocation Assistance and it was determined that no relocation assistance payments or services will be involved in this acquisition.
 The above appraised values represent an update by this office based on an appraiser's report.
 The option price has been approved by the Staff Review Appraiser.

Board of Public Works action: The above referenced item was:

Approved

Disapproved

Deferred

With discussion

Without discussion

PROPERTY

DEPARTMENT OF NATURAL RESOURCES

Item P-3

Approval is requested for permission to accept option contract for the purchase of the following property in Allegany County, Maryland, for use of WARRIORS MOUNTAIN WILDLIFE MANAGEMENT AREA, with title transfer documents subject to approval by the State Law Department.

SPECIAL CONDITIONS: The Grantees may conduct a survey to determine the exact acreage of the subject taking and based thereon, payment will be \$550 per acre.

OPTIONORS: Humbird F. Rice and Margaret H. Rice

OWNERSHIP: Since 1961

PROPERTY: 17 acres unimproved

ASSESSED VALUE:

OPTION DATE: February 19, 1975

OPTION PERIOD: 6 months

PRICE: \$9,350 in fee

APPRAISED VALUE: \$11,500 in fee

FUND SOURCE: Item 112, Outdoor Recreation Land Loan, 1969

REMARKS: This property lies within the approved boundaries of Warriors Mountain Wildlife Management Area. Acquisition has been recommended by the Department of Natural Resources. As this is not a federally aided project, no relocation assistance or services will be involved in this acquisition.

Board of Public Works action: The above referenced item was:

Approved

Disapproved

Deferred

With discussion

Without discussion

PROPERTY

DEPARTMENT OF NATURAL RESOURCES

Item P-4

Approval is requested for permission to accept option contract for the purchase of the following property in Montgomery County, Maryland, for use of SENECA STATE PARK, with title transfer documents subject to approval by the State Law Department.

SPECIAL CONDITIONS: The Grantees may conduct a survey to determine exact acreage of the subject taking and based thereon, payment will be at the rate of \$4,700 per acre.

OPTIONORS: Lewis T. Breuninger, Jr., Eugene F. Ford, Robert D. Wallick, Charles R. Barker, Jr. and Oscar D. Nohowel

OWNERSHIP: Since 1958

PROPERTY: 9 acres unimproved

ASSESSED VALUE: \$39,100

OPTION DATE: February 19, 1975

OPTION PERIOD: 6 months

PRICE: \$42,300 in fee

APPRAISED VALUE: \$45,000 in fee -- Philip R. Lamb
\$42,300 in fee -- Melville H. Peters

FUND SOURCE: Item 131, Outdoor Recreation Land Loan, 1969

REMARKS: This property lies within the approved boundaries of Seneca State Park. Acquisition has been recommended by the Department of Natural Resources. As this is not a federally aided project, no relocation assistance or services will be involved in this acquisition.

Board of Public Works action: The above referenced item was:

Approved

Disapproved

Deferred

With discussion

Without discussion

Item P-5

Permission is requested to approve a granting of a right of way easement from the Department of Natural Resources to the County Commissioners of Wicomico County, Maryland, for the improvement of an existing County Road known as Mount Olive Road. Said easement consists of 6.04 acres as shown on a "Road Survey for Wicomico County - Mount Olive Road - Widening & Relocation" approved by Delbert M. Davis, Jr., Director, Department of Public Works for Wicomico County on August 1, 1974.

There are no funds involved in this transaction as the improvement will benefit adjoining land owners.

The transfer is with full approval of the parties hereto.

Board of Public Works action: The above referenced item was:

Approved

Disapproved

Deferred

With discussion

Without discussion

PROPERTY

DEPARTMENT OF NATURAL RESOURCES

Item P- 6

Point
Lookout
State Park

Reference is made to item P-7 of this department's agenda for the Board of Public Works meeting of June 25, 1973, wherein permission was granted to enter into a condemnation proceeding against Mr. & Mrs. John Courtney for Lots # 31, 15, 16, 34, 35, 36, and 37 of improved property lying in St. Mary's County, Maryland.

The trial was held on January 13, 1975 before the Court and Jury in the Circuit Court for St. Mary's County and resulted in an inquisition of \$45,000.

The testimony of the owners' appraiser was \$38,000 with the owner testifying as to a value of \$100,000.

The State's appraisers testified as to a value of \$26,850 and \$34,725 respectively.

The Special Assistant Attorney General reports that he feels an appeal would be unsuccessful.

Request is therefore made to accept the inquisition as above stated.

OWNERS:	John T. Courtney and Dorothy L. Courtney
DATE OF JURY AWARD:	January 13, 1975
AMOUNT OF INQUISITION:	\$45,000
FUND SOURCE:	\$30,300 - Item 4, Outdoor Recreation Land Loan, 1969
	\$6,343 - Item 59, " " " " "
	\$110.23 - Item 139, " " " " "
	\$8,246.77 - Item 115, " " " " "

Board of Public Works action: The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
<u>With discussion</u>	Without discussion	

Item P- 7

Approval is requested for permission to enter into condemnation proceedings to acquire the following property in Montgomery County, Maryland for use of SENECA STATE PARK.

OWNER:	Judson C. French
PROPERTY:	11.2 acres unimproved
OWNERSHIP:	Since 1964
APPRAISED VALUE:	\$36,400 in fee -- Robert W. Lebling \$28,560 in fee -- Melville H. Peters
FUND SOURCE:	Item 154, Outdoor Recreation Land Loan, 1969
REMARKS:	Based upon a review of the appraisal reports an offer of \$36,400 was submitted and rejected. As this is not a federally aided project, no relocation assistance or services will be involved in this acquisition.

Board of Public Works action: The above referenced item was:

<u>Approved</u>	Disapproved	Deferred
<u>With discussion</u>	Without discussion	

PROPERTY

DEPARTMENT OF NATURAL RESOURCES

Item P- 8

Approval is requested for permission to accept option contract for the purchase of the following property in Baltimore County, Maryland, for use of PATAPSCO STATE PARK, with title transfer documents subject to approval by the State Law Department.

SPECIAL CONDITIONS: None
 OPTIONORS: Lyle E. Fugate and Mary Jane Fugate, his wife
 OWNERSHIP: Since 1970
 PROPERTY: 12,719.52 square feet
 ASSESSED VALUE: \$3,730
 OPTION DATE: February 19, 1975
 OPTION PERIOD: 6 months
 PRICE: \$1,500 in fee
 APPRAISED VALUE: \$3,300 in fee -- W. F. Miley
 \$700 in fee -- Donald G. Betz
 FUND SOURCE: Item 63, Outdoor Recreation Land Loan, 1969
 REMARKS: This property lies within the approved boundaries of Patapsco State Park. Acquisition has been recommended by the Department of Natural Resources. A relocation study was made by the Bureau of Relocation Assistance and it was determined that no relocation assistance payments or services will be involved in this acquisition. The option price has been approved by the Staff Review Appraiser.

Board of Public Works action: The above referenced item was:

Approved

Disapproved

Deferred

With discussion

Without discussion

Item P-9

Approval is requested for permission to enter into condemnation proceedings to acquire the following property in Baltimore County, Maryland, for use of PATAPSCO STATE PARK.

OWNER: Elmer J. White and Nancy J. White, his wife
 PROPERTY: 1.95 acres improved
 OWNERSHIP: Since 1970
 APPRAISED VALUE: \$33,500 in fee -- Donald G. Betz
 \$31,000 in fee -- Ronayne W. Bennett
 FUND SOURCE: Item 63, Outdoor Recreation Land Loan, 1969
 REMARKS: Based upon a review of the appraisal reports, an offer of \$36,500 was submitted and rejected with a counter demand of \$70,000. A relocation study was made by the Bureau of Relocation Assistance and it was determined that an estimated replacement housing payment of \$15,000 and an estimated actual moving cost of \$1,000 may be due Mr. White.

Board of Public Works action: The above referenced item was:

Approved

Disapproved

Deferred

With discussion

Without discussion

75/4

PROPERTY

DEPARTMENT OF NATURAL RESOURCES

Item P-12

Reference is made to Item P-27 of this department's agenda of December 6, 1972, wherein the Board gave approval to enter into condemnation proceedings to acquire approximately 5,000 acres from the Estate of William DuPont, Jr. and to Item P-16 of this department's agenda of August 28, 1973, wherein the Board gave its approval to enter into condemnation proceedings to acquire approximately 145 acres from Passyunk, Inc., 271 acres of Blandale, Inc., and 130 acres from Baccus, Inc. All of this property collectively being referred to as the Fair Hill Property in Cecil County, Maryland. Condemnation proceedings have been instituted and extensive negotiations have been held in an attempt to settle this matter. An agreement has been reached, which is being recommended by the Assistant Attorney General handling this case, and the Board of Public Works approval is requested to enter into a Contract of Sale.

SPECIAL CONDITIONS:

1. This Contract of Sale is subject to approval by the Delaware Court on or before October 7, 1975, unless the time is extended by mutual agreement of all parties.
2. 2.2 million dollars will be paid to the sellers upon execution of the agreement by the State. If the Sale is not approved by the Delaware Court or otherwise not consummated, the 2.2 million dollars shall be repaid to the State together with interest at the rate of 6% per annum.

OWNERS:

Fair Hill, Inc.
Passyunk, Inc.
Estate of William DuPont, Jr.

OWNERSHIP:

Acquired between 1925-1965

PROPERTY:

Fair Hill, Inc.)
Estate of William DuPont, Jr.) - 5,404.995 acres +
Passyunk, Inc. - 146.011 acres + plus flooding rights
5,551.006 acres + total

CONTRACT DATE:

February 19, 1975

PRICE:

\$6,000,000.00

APPRAISED VALUE:

\$6,800,000.00 -- John H. Bandiere
\$3,500,000.00--\$4,200,000.00 -- J. Sheridan McClees*

FUND SOURCE:

\$2,797,436.25, Item 107 Outdoor Recreation
Land Loan, 1969
\$3,000,000.00, Item 122 Outdoor Recreation
Land Loan, 1969
\$202,563.75,-79.30.02.03.01.01

REMARKS:

This acquisition includes the original acreage held by Baccus, Inc., which is now held by the Estate of William DuPont, Jr. This sale does not include the approximate 275 acres of Blandale, Inc. Acquisition has been recommended by the Department of Natural Resources. *At this time, Mr. McClees has not submitted his final appraisal report, but has indicated that based on the information that he has, the appraised value will be between 3.5 and 4.2 million dollars.

Board of Public Works action: The above referenced item was:

Approved

Disapproved

Deferred

With Discussion

Without Discussion

* in reference to Item P-12.

CONTRACT OF SALE

THIS CONTRACT OF SALE, Made this ____ day of February, 1975, by and between The State of Maryland for the Use of the Department of Natural Resources (hereinafter referred to as "Buyer") and Fair Hill, Inc., a corporation of the State of Maryland, whose mailing address is 110 Delaware Trust Building, Wilmington, Delaware, Passyunk, Inc., a corporation of the State of Delaware, whose mailing address is 110 Delaware Trust Building, Wilmington, Delaware, and the Estate of William du Pont, Jr., deceased, by Delaware Trust Company, Jean Ellen du Pont McConnell, and William S. Potter, Co-Executors, whose mailing address is Delaware Trust Building, Wilmington, Delaware (hereinafter collectively referred to as "Sellers").

NOW, THEREFORE, WITNESSETH:

In consideration of the mutual covenants of Sellers and Buyer and further good and valuable considerations, the receipt and sufficiency thereof Sellers acknowledge, Sellers and Buyer hereby agree as follows:

1. Buyer agrees to buy from Sellers and the Sellers individually agree to sell to the Buyer the properties owned by them as described below:

(a) Fair Hill, Inc. agrees to sell, and Buyer agrees to buy, all lands owned by Fair Hill, Inc. in Cecil County, Maryland.

(b) Passyunk, Inc. agrees to sell, and Buyer agrees to buy, all lands, and all flooding rights to land, owned by Passyunk, Inc. in Cecil County, Maryland.

(c) The said Executors of the Estate of William du Pont, Jr., deceased, agree to sell, and Buyer agrees to buy, all of the lands owned by said Estate located in Cecil County, Maryland, excepting its interest in the farm known as Blandale consisting of 275.264 acres, more or less.

The lands so agreed to be sold respectively by Fair Hill, Inc. and the Estate of William du Pont, Jr., and to be bought of the State of Maryland, are depicted on a survey thereof dated June 12, 1974, and entitled "Property of Fair Hill, Inc. & William du Pont, Jr., Cecil County, Maryland", prepared by Frederick Ward Associates, Inc. at the request of Buyer which is not guaranteed for accuracy by Sellers. Such survey dated June 12, 1974, showing a net parcel acreage of 5,404.995 acres, more or less, is attached hereto as Exhibit A.

The lands so agreed to be sold by Passyunk, Inc. and to be bought by the State of Maryland, are depicted on a survey thereof dated November 14, 1974, and entitled "Property of Passyunk Inc., Cecil County, Maryland" prepared by Frederick Ward Associates, Inc. at the request of Buyer which is not guaranteed for accuracy by Sellers. Such survey dated November 14, 1974, showing an acreage of 146.011 acres, more or less, is attached hereto as Exhibit B.

2. The purchase price to be paid by State of Maryland check, or by certified check if paid by another source, by

Buyer to Sellers shall be \$6,000,000, payable as follows:

(a) \$2,200,000 shall be paid to Delaware Trust Company of Wilmington, Delaware, as Agent for Sellers, on or before March 15, 1975, which sum will be credited at settlement toward payment by Buyer of the aforementioned purchase price, or, if the condition respecting Delaware court approval hereinafter set forth in Paragraph 6 is not satisfied on or before October 7, 1975, Sellers shall pay back to Buyer the said sum of \$2,200,000, together with interest thereon at the rate of 6% per annum computed from the date such sum was paid to Sellers to the date such reimbursement and occurs, which shall constitute a first lien against the property

(b) The balance, i.e. \$3,800,000, shall be paid at settlement to Delaware Trust Company of Wilmington, Delaware as Agent for Sellers.

3. Settlement shall be held at the offices of Real Estate Title Company, Keyser Building, Baltimore, Maryland, either on April 7, 1975, or within 10 days of receipt of approval of an appropriate Delaware court, by Sellers and all persons and entities having any fiduciary obligations respecting the transaction contemplated by this contract and the lands so effected thereby, to perform this contract and consummate this sale, and the expiration of the time of which an appeal therefrom may be taken or the affirmance from the Supreme Court of Delaware if an appeal

therefrom is instituted, whichever (April 7, 1975, or final court approval as aforesaid) is the later to occur, except that nothing herein shall prevent the parties, by mutual agreement, from effecting an earlier settlement.

4. At settlement Buyer shall make payment of the purchase price as required by Paragraph 2 above. Such purchase price shall be adjusted as required by the following:

(a) By a pro-ration of all real estate taxes and water rents, as of the date of settlement.

(b) All rents under existing leases payable to Sellers on a monthly basis which are due and payable for and during 30 days subsequent to the date of settlement, or earlier, shall belong to Sellers, and upon collection may be retained by them without necessity for pro-ration of such with Buyer, but all monthly rents due and payable thereafter shall be paid to Buyer. All rents under existing leases payable to Sellers on a basis less frequent than monthly shall be pro-rated as of the date of settlement.

Upon receipt of payment in full of the said purchase price as adjusted by the aforementioned pro-rations, (a) Fair Hill, Inc. shall deliver to Buyer (i) Articles of Sale and Transfer for filing with the State Department of Assessments and Taxation conveying the lands and rights therein embraced by this contract owned by it to Buyer, and (ii) a special warranty confirmatory

deed prepared by Buyer at its expense confirming the conveyance to the Buyer of the lands and rights therein embraced by this contract, and (b) Passyunk, Inc. and the Estate of William du Pont, Jr., deceased, shall deliver to Buyer a special warranty deed prepared by Buyer at its expense conveying to Buyer the lands and rights therein embraced by this contract owned by them. Sellers concurrently shall surrender possession of such lands and rights therein, subject to existing tenancies, to Buyer, except that Sellers shall have 60 days subsequent to settlement in which to remove or sell items of personal property owned by them which are located thereon.

5. Sellers, inter sese, agree that the aforesaid purchase price as adjusted shall be allocated and distributed to each of them by Delaware Trust Company as their Agent, in accordance with the following percentages:

95.028% to Fair Hill, Inc.

2.645% to Passyunk, Inc.

2.327% to Estate of William du Pont, Jr.,
Deceased

Buyer shall have no duty or liability respecting any such allocation.

6. Performance by Sellers of this contract is subject to the express condition that each of them and all persons and entities having any fiduciary obligation respecting the transaction contemplated by this contract and lands so affected thereby, shall receive

the approval of an appropriate Delaware Court to perform this contract and consummate the transaction contemplated thereby, and the time for appeal from such court approval has expired, or any approval so granted by a lower court has been affirmed on appeal to Delaware's Supreme Court.

If such court approval is not forthcoming on or before October 7, 1975 and the time for performance of this contract is not extended by mutual agreement of the parties, Sellers shall pay back, as required by Paragraph 2(a) hereof, all funds previously paid to them by Buyer, together with interest thereon as required hereunder, and this contract thereupon shall be null and void, without further liability on the part of Sellers to Buyer, or on the part of Buyer to Sellers.

7. Cost of all documentary stamps required by law, recordation tax and transfer tax on the real property where required by law, if any, shall be paid by the Buyer.

8. Upon settlement hereunder Buyer shall cause its Petition for Condemnation which is pending in the Circuit Court for Cecil County, styled Marvin Mandel, et al. v. Fair Hill, Inc. et al. Law No. 10807,

(a) To be dismissed to the extent it affects or pertains to any lands or rights therein which are not encompassed in this contract, or to lands called "Blandale" consisting of 275.264 acres, more or less.

(b) To be dismissed or otherwise terminated and disposed of as may be agreed upon by attorneys for the

parties hereto, to the extent it affects or pertains to lands which are encompassed in this contract.

9. Seller shall have all of the insurance policies on the property so endorsed as to protect all parties hereto, as their interests may appear, and shall continue said insurance in force during the life of this contract.

10. Seller hereby grants permission to the Buyer, its agents and employees, to enter upon the property for the purposes of surveying and making tests.

11. Time is of the essence of this contract.

12. Each party hereto represents and warrants to the other party that no person, corporation or partnership brought about this sale, and that no brokerage commissions are due to any broker.

IN WITNESS WHEREOF, BUYER and SELLERS hereby respectively execute this CONTRACT OF SALE, in quadruplicate and under seal, as of the date and year first above written.

(SEAL)

WITNESS:

WITNESS:

BUYER, STATE OF MARYLAND, for the Use of THE DEPARTMENT OF NATURAL RESOURCES

By: _____
James B. Coulter, Secretary

Approved by the Board of Public Works as its meeting on February , 1975

Governor

Comptroller

Treasurer

(SEAL)

Comprising THE DEPARTMENT OF PUBLIC WORKS of the State of Maryland

and

BY THE DEPARTMENT OF NATURAL RESOURCES of the State of Maryland

By: _____
Chairman

ATTEST:

By: _____
Secretay

*

*

*

(SEAL)

FAIR HILL, INC. SELLER

By: _____
Vice President

ATTEST:

By: _____
Secretary

(SEAL)

PASSYUNK, INC., SELLERS

By: _____
Vice President

ATTEST:

By: _____

ESTATE OF WILLIAM DU PONT, JR.,
Deceased, SELLER

By: _____

ATTEST:

By: _____

Jean Ellen du Pont McConnell,
Co-Executor

William S. Potter,
Co-Executor

DEFERRED

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items D-1 through , of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 139 through 140 , attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 139 through 140 .

DEFERRED

DEPARTMENT OF NATURAL RESOURCES

Item D- 1

Reference is made to Item D-2, page 56, of this department's agenda of January 23, 1975, wherein Board of Public Works deferred permission to accept option contract for an additional study involving the timber rights. Approval therefore, is requested for permission to accept option contract for the purchase of the following property in Carroll County, Maryland, for use of MORGAN RUN STATE PARK, with title transfer documents subject to approval by the State Law Department.

SPECIAL CONDITIONS: The Grantees may conduct a survey to determine the exact acreage of the subject taking and based thereon, payment will be \$1,250 per acre.

OPTIONORS: Gillis A. Mills and M. Elizabeth Mills

OWNERSHIP: Since 1953

PROPERTY: 51 acres, unimproved

ASSESSED VALUE: \$6,120

OPTION DATE: February 19, 1975

OPTION PERIOD: 6 months

PRICE: \$63,750 in fee

APPRAISED VALUE: \$71,556.07 in fee -- Loring B. Yingling
\$66,500.00 in fee -- Leslie U. Hutzell

FUND SOURCE: Item 127, Outdoor Recreation Land Loan, 1969

REMARKS: This property lies within the approved boundaries of Morgan Run State Park. Acquisition has been recommended by the Department of Natural Resources. As this is not a federally aided project, no relocation assistance or services will be involved in this acquisition.
The option price has been approved by the Staff Review Appraiser.
The Department of Natural Resources utilized the expertise of its project Forester, Mr. William Waelchli, who made a study of the value of the marketable timber on the subject land. It is his opinion that the value of said timber is \$20,556.07 broken down as follows:

\$ \$1,881.90 for the pulpwood
18,674.17 for the timber
 \$ 20,556.07

Mr. Waelchli has a Bachelor of Science degree in Forestry from the University of Wisconsin. His assignment with the State of Maryland is to prepare timber cruises.
 It is to be noted that each of the appraisers state that they relied on and accepted the figure furnished by the project Forester for the State of Maryland.

Board of Public Works action: The above referenced item was:

- Approved
- Disapproved
- Deferred
- With discussion
- Without discussion

LEASES & AGREEMENTS

Mr. George R. Lewis, Secretary to the Department of General Services, presented Items LA-1 through LA-1Q of his Agenda, dated February 19, 1975, as described in the attached Minute Items of Exhibit Pages 142 through 147, attached hereto and incorporated herein.

The Board of Public Works, after said presentation, took action as indicated on all Minute Items contained on Exhibit Pages 142 through 147.

LEASES & AGREEMENTS

Item L-A-1

MEMORANDUM OF UNDERSTANDING

The Department of Public Safety and Correctional Services has requested the Department of General Services to negotiate a lease agreement with the Mayor and City Council of Baltimore for the use of the Division of Correction.

Under this agreement, the State would occupy a portion of the Baltimore City Women's Detention Center for the Community Based Work Release Center. The State will have exclusive use of the entire fourth floor of the Detention Center, Rooms 101, 102, and 103 amounting to a total area of 17,450 square feet.

As an understanding agreed to by all parties, the State will reimburse the City of Baltimore as rental for this space the cost of providing all building management services a total of \$4.50 per square foot. The term of the lease will be for one (1) year effective March 15, 1975, at an annual rental of \$78,525.00, payable in monthly installments of \$6,543.75. This agreement will provide two (2) renewal options of one (1) year each at a rental based on the building management expenses to be determined at the time the option is exercised.

BOARD OF PUBLIC WORKS ACTION: The above item was:

APPROVED

DISAPPROVED

DEFERRED

WITH DISCUSSION

WITHOUT DISCUSSION

LEASES & AGREEMENTS

Item L-A-2

UNIVERSITY OF MARYLAND

Cerebrovascular Research Center

LESSOR & OWNER: Mr. David E. Fedder
412 W. Redwood Street
Baltimore, Maryland

PROPERTY LOCATION: 412-420 West Redwood Street, Baltimore, Maryland

SPACE TYPE: Office, Clinic LEASE TYPE: Renewal SQUARE FEET: 3,914
Laboratory

TERM: Five (5) Years EFFECTIVE: October 1, 1974

ANNUAL RENT: \$11,742.00 SQUARE FOOT RATE: \$3.00

FUNDING SOURCE: Federal - 100%

CUSTODIAL RESPONSIBILITY: Lessee UTILITIES RESPONSIBILITY: Lessor

SPECIAL CONDITIONS:

1. Contains standard escalation and de-escalation clause for taxes and utilities.

BOARD OF PUBLIC WORKS ACTION: The above item was:

APPROVED

DISAPPROVED

DEFERRED

WITH DISCUSSION

WITHOUT DISCUSSION

Item L-A-3

MARYLAND DEPARTMENT OF TRANSPORTATION

State Highway Administration

LESSOR & OWNER: Parole Office Venture SOLE PROPRIETOR - Frank G. Baldwin
Rt. 450 at 178
Annapolis, Maryland 21401

PROPERTY LOCATION: 2200 Sommerville Road, Parole Shopping Center, Annapolis, Md.

SPACE TYPE: Office LEASE TYPE: Renewal SQUARE FEET: 2,932

TERM: Five (5) Years EFFECTIVE: April 1, 1975

ANNUAL RENT: \$14,660.04 SQUARE FOOT RATE: \$5.00

FUNDING SOURCE: Special Funds

CUSTODIAL RESPONSIBILITY: Lessor UTILITIES RESPONSIBILITY: Lessor

SPECIAL CONDITIONS:

1. Tax and utility escalation, after 3rd year.

BOARD OF PUBLIC WORKS ACTION: The above item was:

APPROVED

DISAPPROVED

DEFERRED

WITH DISCUSSION

WITHOUT DISCUSSION

LEASES & AGREEMENTS

Item L-A-8 MARYLAND DEPARTMENT OF TRANSPORTATION
 Planning and Preliminary Engineering

LESSOR & OWNER: Stanbalt Realty Company
 501 St. Paul Place
 Baltimore, Maryland

PROPERTY LOCATION: Rooms 101, 100-A, 200, 301, and 801 Stanbalt Building

SPACE TYPE: General Office LEASE TYPE: New SQUARE FEET: 18,601

TERM: Five (5) Years EFFECTIVE: March 1, 1975

ANNUAL RENT: \$88,354.75 SQUARE FOOT RATE: \$4.75

FUNDING SOURCE: Special

CUSTODIAL RESPONSIBILITY: Lessor UTILITIES RESPONSIBILITY: Lessor

SPECIAL CONDITIONS:

1. Contains standard escalation and de-escalation clause for taxes, utilities, and janitorial services.
2. Contains option to renew for an additional five (5) years.

BOARD OF PUBLIC WORKS ACTION: The above item was:

APPROVED

DISAPPROVED

DEFERRED

WITH DISCUSSION

WITHOUT DISCUSSION

Item L-A-9 ADMINISTRATIVE PROCESSING OF COMMERCIAL LEASEHOLD INTERESTS
 EMERGENCY REQUESTS

UNIVERSITY OF MARYLAND

The University of Maryland is requesting permission to be declared exempt from present leasing procedures which require administrative processing by the Department of General Services and prior approval by the Board of Public Works for leases related to research activities where the value is less than \$2,000.00 per annum. These types of activities include agricultural experimental station efforts where land or property is leased to test sprays, fertilizer treatments or disease affecting plants and trees. Similarly, land is leased to determine the ill effects of power plants on agricultural products. In each instance, informal short term agreements are negotiated with farmers.

This Department has no objection to the granting of the exemption provided such agreements negotiated by the University of Maryland would be submitted to the Department of General Services and included on the agenda for the next regularly scheduled meeting of the Board of Public Works.

BOARD OF PUBLIC WORKS ACTION: The above item was:

APPROVED

DISAPPROVED

DEFERRED

WITH DISCUSSION

WITHOUT DISCUSSION

LEASES & AGREEMENTS

Item L-A-10 ADMINISTRATIVE PROCESSING OF COMMERCIAL LEASEHOLD INTERESTS
EMERGENCY REQUESTS

DEPARTMENT OF EMPLOYMENT AND SOCIAL SERVICES

The Secretary, Department of Employment and Social Services is requesting permission to be declared exempt from present leasing procedures which require administrative processing by the Department of General Services and prior approval by the Board of Public Works where it is determined an emergency exists and office space is immediately required.

This request is prompted by the sudden and rapid increase in unemployment, coupled with the enactment of new federal legislation to extend benefits to persons who have either exhausted their regular benefits or who have never been entitled to benefits. It is not possible to accommodate the crisis claim load on a regular basis within the existing office framework and it becomes necessary to acquire on an immediate basis, short term leases for the needed space. The emergency leases, in most instances, will not exceed six months, but in no case will the lease have a term over twelve months. The terms and funding would be approved by the United States Department of Labor who will supply 100% of leasing funds.

The Department of General Services has no objection to the granting of the exemption provided that the Department is first contacted to determine the availability of government owned space and that the rental rate requested by the Lessor is reasonable and generally consistent with previously executed agreements. Leasehold interests acquired by the Department of Employment and Social Services would be submitted to the Department of General Services and included on the agenda for the next regularly scheduled meeting of the Board of Public Works.

BOARD OF PUBLIC WORKS ACTION: The above item was:

APPROVED

DISAPPROVED

DEFERRED

WITH DISCUSSION

WITHOUT DISCUSSION

CARROLL PAPERS



GEORGE R. LEWIS
SECRETARY

STATE OF MARYLAND

DEPARTMENT OF GENERAL SERVICES

HALL OF RECORDS

P. O. BOX 828

ANNAPOLIS, MD. 21404

TELEPHONE 267-5915

MORRIS L. RADOFF
ARCHIVIST AND RECORDS ADMINISTRATOR
COMMISSIONER OF LAND PATENTS
EDWARD C. PAPENFUSE
ASSISTANT ARCHIVIST
PHILIP F. SCHNEIDER
ASSISTANT RECORDS ADMINISTRATOR

To: George R. Lewis

From: Edward C. Papenfuse

Re: Establishing the importance and authenticity of an "Original Corrected Autograph Manuscript of an Unrecorded Address urging Maryland's Ratification of the Constitution" purported to have been written by Charles Carroll of Carrollton and dated January 23, 1788

2-17-75

Background

The Hall of Records first learned of the purported Charles Carroll manuscript in December 1974 when the then Assistant Archivist, Dr. Papenfuse, attended a meeting of the advisory panel for the forthcoming Charles Carroll exhibition at the Baltimore Museum of Art. In reviewing her efforts to uncover new Carroll material, Ann Van Devanter, guest curator for the exhibition, mentioned that John Fleming, a noted New York dealer had just placed an extremely important Carroll manuscript on sale that detailed Carroll's views on the Constitution. Dr. Papenfuse relayed this information to the then State Archivist, Dr. Morris L. Radoff, and wrote to John Fleming for further details. In the meantime, Dr. Radoff brought the manuscript to the attention of Senator William James, and Thomas Hanley, a biographer of Carroll, contacted the Comptroller, Louis Goldstein. Both Senator James and Comptroller Goldstein expressed interest and suggested that the Hall of Records investigate the matter further.

Once a copy of the catalogue entry was obtained (see Appendix A), and, with the help of the Maryland Historical Society, the origin of the manuscript was determined, it soon became clear that, if genuine, the manuscript was a highly significant discovery virtually unknown to scholars. According to Mr. Fleming, the manuscript was last sold publicly in 1930 at an auction of the estate of Dr. Joshua Cohen. A memorandum of Cohen's in the collections of the Maryland Historical Society revealed that he probably acquired the manuscript in 1855 as a gift from Charles Carroll of Carrollton's granddaughter. Dr. Papenfuse carefully checked all primary and secondary sources relating to Carroll. He found that, although there was a rich body of Carroll

material before and after the years surrounding the creation and ratification of the Constitution, only one letter and a few diary notes were thought to have survived for the year 1788. (See Thomas O'Brien Hanley, Guide to the Microfilm of the Charles Carroll Papers). As a result, none of Carroll's biographers was able to discuss Carroll's thoughts on the Constitution. All were forced to conclude, as Kate Mason Rowland had in 1898, that "the views of Charles Carroll of Carrollton on the summary proceedings of the Maryland ratifying convention do not appear anywhere, as none of his correspondence at this time has been preserved." (Life and Correspondence of Charles Carroll of Carrollton, II:114)

In addition to consulting all the relevant primary and secondary sources, Dr. Papenfuse also checked with the editors of the definitive collection of documents relating to ratification of the Constitution, to find out if they had ever seen or heard of the manuscript. Their only record of it was Mr. Fleming's catalogue and they were most eager to obtain a copy of the manuscript as they considered it a most significant discovery.

On January 14th of this year, having been told by Secretary Lewis that the Board of Public Works might be willing to consider purchase of the manuscript, Dr. Papenfuse wrote to Mr. Fleming in an attempt to negotiate a price below the \$14,500 he was asking in his catalogue. Mr. Fleming called to say he would accept \$12,500 and was sending the manuscript to the Hall of Records on approval.

On January 17, Secretary Lewis wrote to Dr. R. Kenneth Barnes requesting that purchase of the Carroll manuscript be placed on the Board of Public Works agenda and on January 23, Dr. Papenfuse appeared before the Board in support of purchasing the manuscript providing it could be authenticated as having been written by Carroll in his own hand on or prior to January 23, 1788.

Authenticating the Manuscript

At the suggestion of Comptroller Goldstein, who discussed the feasibility of the request with Colonel Smith, two State Police Document Examiners, Sergeant Gary Girton and Tfc. Stephen Wilfong, were assigned to analyze the handwriting of the manuscript. The Maryland Historical Society graciously loaned a selection of documents from their Carroll papers to the Hall of Records and Dr. Papenfuse supplied copies of these along with a copy of the manuscript to the Document Examiners. On January 31, Sergeant Girton and Tfc. Wilfong filed their report which concluded that all the documents they examined were in the same handwriting (See Appendix B). Because it was known that at least three of the letters submitted to Sergeant Girton and Tfc. Wilfong were written by Carroll to close members of his family, and because watermarks on the manuscript were found among Carroll's papers from approximately the same period, it was clear that the manuscript in question was an authentic autograph.

Apart from establishing that the manuscript was in Carroll's hand, it was also essential that it be composed by Carroll and not something copied from another source, thus greatly diminishing its market value. To aid in making this determination, Dr. Papenfuse called upon Dr. Ronald Hoffman of the University of Maryland who recently published a book about the Revolution in Maryland in which he discusses Carroll at length. At a meeting in Dr. Papenfuse's office on February 5, attended by Baltimore Sun reporter Tom Horton (see Appendix C for Horton's article of February 6), Dr. Hoffman argued that the manuscript reflected values and attitudes closely identified with Carroll and that there was no question in his mind, given the collaborating evidence of the Document Examiners, that it had been composed by Carroll. Professor Hoffman stressed that the manuscript represented a most significant and valuable find, agreeing with Dr. Papenfuse, that it was not only a highly personal statement about the virtues and importance of the Constitution to Maryland by a man who would subsequently serve as Maryland's first United States Senator, but that it also shed light "on the little known attitudes of Carroll's contemporaries on forming a strong central government."

Having proved to the satisfaction of the State Archivist and Secretary Lewis that the manuscript was indeed genuine and worthy of purchase by the State, it remained only for the invoice bearing Mr. Fleming's "unconditional guarantee" to be paid, before the manuscript became the property of the State, a process that is currently underway.

Future Plans

After the manuscript is carefully restored and laminated, the Hall of Records hopes to both exhibit and publish it in some appropriate but modestly priced edition for wide distribution among schools and scholars.

CHARLES CARROLL OF CARROLLTON
ORIGINAL CORRECTED AUTOGRAPH MANUSCRIPT
UNRECORDED ADDRESS
URGING MARYLAND'S RATIFICATION OF THE
CONSTITUTION

CARROLL, CHARLES, OF CARROLLTON. Address to the President [of the Maryland Convention for ratifying the United States Constitution] January 23, 1788. Original Autograph Manuscript Draft, complete, profusely corrected. 4to notebook, 33 pages, original wrappers, sewn, in a half morocco slipcase. Carroll uses 6 pages at the end of this notebook to rebut articles by Luther Martin against ratification, published February 8 and March 1, 1788, in Hayes' Maryland Gazette of Baltimore. \$14,500.00

Charles Carroll of Carrollton follows the procedure of addressing the "President" of the Convention. He describes the Constitution under three headings — Legislative, Executive and Judicial.

"I have reflected much on the Constitution, wh. is submitted to our consideration . . . I am fully satisfied that the federal Govt as proposed by the late Convention ought to be adopted.

"The three distinct powers of the federal govt are skilfully combined so as to balance each other by that reciprocal check & counterpoise which the most approved writers on Govt consider as its chief perfection. Sir, this is not all; the federal govt is not only well balanced by the judicial distribution of the powers which compose it but the several State Governments will always keep it within its own & proper sphere of action: thus while it retains the State Governments within *their* orbits, it is by them retained within its own; acting & acted upon it will produce that order, that stability in the civil, wh we describe in the physical world, where if I may compare great things to small, every planet, every center of each system attracting, & attracted, repelling, & repelled, keeps that station, & rolls within those spheres, which the great Author of all being has prescribed to each.

"Let it not be feared that these multiplied checks will impede the motion of the great machine: they will equally prevent too much, & too little &

regard to immortality in all my words. —
 The system of your first letter is so convenient to the terms: we
 when have been known by you to be of a peculiar character on
 in content. The same I think the present has a good authority
 in regard to many of the general concerns of humanity,
 will agree that your comparison to the further on ought to be
 considered with the best judgment.
 The objection made to the present is that it is
 good. It has been in great measure set away, admitting
 however, that it may have some defects, which will be
 safer to suffer the present to stand than to
 for the present in order to the present, it may be
 common, and the present to be changed by it. I think
 safe, & I think it will be a subject on which I think
 not much to be said, with respect to the present.
 case, & so much in practice, with respect to the present.
 many of the consequences imputed to the present have
 in them the possibility of being done, they have the
 in the present of a body, & in the present of a
 improvement in the present, in the present of a
 necessary, it is necessary, in the present, I think with
 for such a purpose, I think however, the present of the
 garden in many other instances, the present of the
 majority, with respect to the present, in the present of a
 door, & in the present of the present, & in the present of a
 for the present of the present, in the present of a
 occasion, & in the present of the present, in the present of a
 present, & in the present of the present, in the present of a
 charged with these very consequences, with respect to
 (with respect to the present) will result from the present.

100
 200
 50

produce that due admixture of energy & caution, of action & repose, wh. constitute the true, the invigorating health, the perfection of Govt.

"I have endeavored, Sir, to show that this Constitution is not liable to the defects with which it has been charged. I have pointed out some of its perfections [and] to its ratification, I shall cheerfully give my vote . . ."

He urges a decision quickly lest there be "a liquidation of all Govt . . ." He draws a parallel from "Grecian history", and concludes:

"The wilderness disappears; the fables of Greece are realities; . . . the day probably is not distant when our numbers will amount to ten millions spread over a large expanse of country differing in climate, soil & productions. Can such an increasing multitude forming so many Independant States be held together in the bonds of amity by any other means than a co-ercive federal Govt., whose influence and authority in all matters of general concern may pervade the whole confederacy?"

"Never, oh never, Sir, may our posterity have just cause to reproach us with this want of foresight, this inattention to our own fame, & character, and to their interests. Let us entertain a better hope; we are laying the foundations of present & future concord among the States composing this Union, & those, who will hereafter be admitted into it.

"The system of govt, Sir, which we are convened to determine upon has been planned by some of the wisest and greatest characters on this Continent."

Maryland's action on the Constitution was critical. As Madison wrote to Washington on April 10th, "The difference between even a postponement and adoption in Maryland may, in the nice balance of parties [in Virginia], possibly give a fatal advantage to that which opposes the constitution." Washington had written Madison on November 5th, "Mr. Charles Carroll of Carrollton, and Mr. Thos. Johnson, are declared friends of it." Carroll was perhaps the most influential man in Maryland, but his biographers find little documentation of his views at the time, which makes the present manuscript more valuable. Because he had to remain in the Maryland Senate to defeat an inflationary issue of paper money, he could not accept his appointment to the national Convention for drafting the Constitution, which was concluded on September 17, 1787. In November and

December he served on the committee which proposed that a convention for ratifying the Constitution be elected by the citizens of Maryland on January 21st. To accommodate the Lower House, the dates had to be changed to: election, first Monday in April, convention, April 21st. January 23rd must have been the day he wrote the present address in preparation for the April convention. However, the election in April was an up-set, and beyond all expectations Charles Carroll was not elected to the convention. Of the Carrolls, only Nicholas went to the convention. There are no reliable records of the proceedings, but possibly this address and undoubtedly the opinion of Charles Carroll of Carrollton was presented to the convention in some form. On April 28th, Maryland ratified the Constitution with a vote of 63 to 11.

The only other Charles Carroll essay of similar magnitude is his plan of government for revising the Articles of Confederation prepared on July 23, 1787 at the request of Daniel Carroll, a member of the Maryland delegation to the drafting Convention. However, only a copy, probably excerpts from the original, is known to exist. On the other hand, the present manuscript for ratifying the Constitution is the complete original and practically unknown.

AN IMPORTANT AND UNPUBLISHED PLEA FOR THE ADOPTION OF
THE CONSTITUTION OF THE UNITED STATES BY THE ONLY ROMAN
CATHOLIC SIGNER OF THE DECLARATION OF INDEPENDENCE.



MARVIN MANDEL
GOVERNOR

ROBERT J. LALLY
SECRETARY
PUBLIC SAFETY AND
CORRECTIONAL SERVICES

DEPARTMENT OF
PUBLIC SAFETY AND CORRECTIONAL SERVICES

MARYLAND STATE POLICE
PIKESVILLE, MARYLAND 21208
AREA CODE 301 486-3101

EDWIN R. TULLY
DEPUTY SECRETARY
FOR PUBLIC SAFETY

COLONEL THOMAS S. SMITH
SUPERINTENDENT
MARYLAND STATE POLICE

January 31, 1975

Case # D-75-22

TO: Edward C. Papenfuse, Assistant Archivist, State of Maryland

RE: Analysis (FORENSIC) of the handwriting of a document purported to be written by Maryland's Charles Carroll of Carrollton, only Catholic signer of the Declaration of Independence and one of the first U.S. Senators from Maryland

An initial examination of all of the questioned writing on the 40 page manuscript, listed as article number 1 revealed a sufficient record of habit to make this writing susceptible to identification.

The personal characteristics (habits) which appear in the handwriting on the 40 pages correspond one to the other and it is concluded that the handwriting in article number 1 was prepared by one writer.

A comparison was made between the handwriting in article number 1 and the handwriting on selected articles number 2 thru 8 (letters and journal purported to have been prepared by Charles Carroll of Carrollton) and it is concluded that the handwriting on these documents were prepared by one and the same person.

This finding is based upon the discovery of an agreement in virtually all significant details of writing habit. There are only minor exceptions and they are judged to be well within the estimated range of variation.

It was noted that the physical characteristics (measurements, texture, watermark; "FLEUR DE LYS") of the paper used in item #1, corresponded to the paper found in the "JOURNAL" listed as article #8 in this report.

Respectfully,

Gary A. Girton

Sgt. Gary A. Girton
Questioned Document Examiner
Maryland State Police

Tfc. Stephen M. Wilfong
Questioned Document Examiner
Maryland State Police

Stephen M. Wilfong

LIST OF ARTICLES
DOCUMENTS SELECTED for COMPARISON
IN PREPARATION OF THIS REPORT

1. "Unrecorded Address urging Maryland's Ratification of the Constitution", Hall of Records
2. ALS of Charles Carroll of Carrollton, 21 April 1778, Hall of Records, Red Books V:48
3. May 6, 1780, "Dear Papa" ALS Maryland Historical Society, Carroll Paper #583
4. June 22, 1781 "Dear Papa", Maryland Historical Society, Carroll Papers #673
5. March 13, 1787 "Dear Cousin", ALS, Maryland Historical Society
6. April 14, 1790 "Dear Molley", ALS, Maryland Historical Society
7. July 11, 1790 "My Dear Child", ALS, Maryland Historical Society
8. July 12, 1792 - July 31, 1792, Journal, Maryland Historical Society

Hearing today for lawyer in bilking case

By GEORGE J. HILTNER

A three-judge city panel will hear testimony today against a veteran attorney accused of trumping up a false \$15,000 nursing services bill against the estate of a Hungary-born man and of threatening a lawyer witness in a grievance committee hearing.

Disciplinary action is being sought by the Bar Association of Baltimore City against Harold Posner, of the 109 block East 25th street, a city bar member since 1950.

Mr. Posner sought to have the complaint heard in United States District Court, but he was turned down by federal Judge C. Stanley Blair on the grounds that the court lacked jurisdiction.

The lawyer contended, among other things, that the association has a "double standard" in seeking to discipline bar members—one for wealthy and influential attorneys and members of large law firms and another for "small lawyers."

Judges Anselm Sodaro, Joseph C. Howard and Robert L. Karwacki, of the Baltimore Supreme Bench, will hear the case.

The charges

The complaint alleges that on the death of Leslie Engel in September, 1966, two women who claimed to be nieces of Mr. Engel, but who were in fact nieces of a woman with whom he had been living, agreed with Mr. Posner to have him serve as estate administrator for a 10 per cent fee. Mr. Engel left no will.

Mr. Posner knew Mr. Engel since 1951 and was aware that he had a wife and daughter living in Hungary, it is alleged.

Further, the complaint alleges that when another lawyer notified Mr. Posner of being retained to represent the interests of the wife and daughter, Mr. Posner prepared to have drawing up a fake claim for nursing services.

Later, Mr. Posner agreed with one of the alleged nieces to prosecute a claim of \$15,600 for nursing services, and subsequently persuaded the Baltimore County Orphan's Court to

approve a \$15,000 settlement, the complaint says.

Mr. Posner was to receive 25 per cent of the claim, according to Patrick A. O'Doherty, the association counsel.

A \$5,822 balance

After deducting estate expenses, including an administrator's commission of \$2,230.57, Mr. Posner in a final administration account listed a balance of \$5,822 for distribution to the wife and daughter, the court was told.

The lawyer for the wife and daughter then retained counsel to file exceptions to the administrator's account and he was threatened by Mr. Posner when it was revealed he would be a witness before the grievance committee, the complaint alleged.

The counsel is Ward B. Coe. Mr. Posner warned him he had two guns that he intended to use and had two stevedore friends who were going to visit Mr. Coe, the association alleges.

PSC asked to regulate utility fuel pacts

By NANCY J. SCHWERTZER

The state Public Service Commission should regulate contracts between fuel suppliers and utilities and set uniform standards for fuel-related costs that may be passed on to consumers, according to a petition filed this week with the commission.

Gary R. Alexander, the people's counsel to the commission, argued that the state's electric companies are "at the total mercy of the oil companies" in the pricing of fuel used to generate electricity.

Other items

However, the utilities themselves have included as many as 15 expense items, including labor costs and operating expenses, in the fuel rate, a practice which Mr. Alexander wants the commission to end.

Although a utility's basic rates for service are regulated by the commission, the rising costs of fuel supplied to the utilities are passed through to the consumer without public hearings and scrutiny by the commission.

As a result, consumers' utility bills have been rising steadily month after month. In January, 1971, the fuel rate adjustment component of a Baltimore Gas and Electric Company customer's bill was 31 cents for each 100 kilowatt hours of electricity; it had risen to \$1.35 by the beginning of this month.

The average Baltimore residential customer uses 500 kilowatt hours a month.

The commission has been investigating fuel rate adjustment practices by the state's utilities and earlier this year Mr. Alexander called representatives of Gulf and Exxon, the main fuel suppliers to the

state's utilities, to testify on pricing policies before the commission.

Citing examples of "possible improper practices or overcharges by the oil companies" nationwide, Mr. Alexander said the commission should monitor the fuel contracts negotiated by the utilities to determine if the utilities are negotiating for the best possible price and pursuing legal remedies to assure proper pricing and quality of fuel.

Mr. Alexander also urged the commission to implement a uniform standard for the utilities' computation of the fuel rate adjustment.

Allowable items

Only the actual cost of fuel and the delivery costs to the utility should be included in the fuel rate adjustment, Mr. Alexander said. Handling

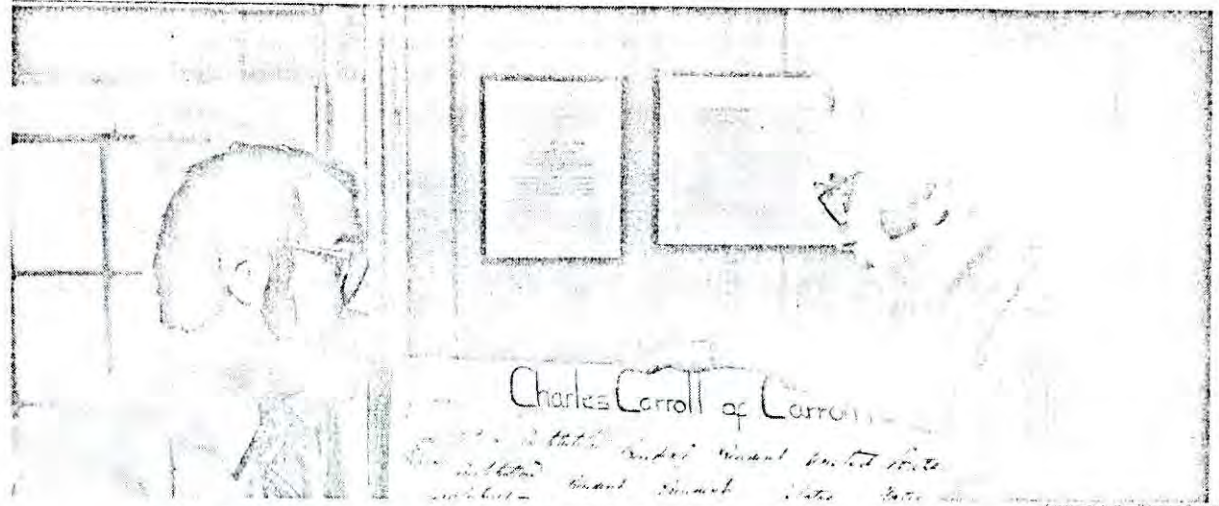
charges, labor costs and other items now included in the unregulated fuel rate should be excluded, he said.

"This commission should not allow the [fuel rate adjustment] to increase when the price of oil or coal may have decreased in a given month," Mr. Alexander said.

"By including all of these items, this is what could clearly happen," the petition noted.

Exclusion of the labor and other handling charges could decrease the impact of the fuel cost pass-through to the consumer, with some estimates indicating that there could be a 2 per cent cost savings.

Mr. Alexander also called for public hearings before fuel rate adjustments take effect and comprehensive monthly reporting to the commission by the utilities on all costs affecting the fuel rate.



Edward C. Papenfuss (left), new archivist, and Ronald Hoffman, history professor, compare handwriting samples against manuscript.

Carroll manuscript is authentic, state archivist says

By TOM HORTON
Sun Staff Correspondent

Annapolis—After two weeks of examination, the state archivist notified the Board of Public Works yesterday that a recently discovered manuscript attributed to Charles Carroll of Carrollton appears authentic.

The state previously had agreed to buy the 40-page document for \$12,500 from a New York book dealer if its author-

ship by the signer of the Declaration of Independence could be verified.

Edward C. Papenfuss, 31, the incoming archivist, explained yesterday that the manuscript, written in 1783 to support Maryland's ratification of the Constitution, was subjected to three basic tests.

First, two State Police handwriting experts compared copies of the manuscript with

seven other documents attributed to Carroll.

They concluded that the handwriting was of the same person in all the papers. Just as importantly, according to Mr. Papenfuss, they found that the entire text of the manuscript in question was done by one man.

The document is a draft copy, with many corrections written in, and a wealthy man

such as Charles Carroll could easily afford a secretary to transcribe the bulk of it, personally writing only corrections.

The second test for authenticity involved the paper itself. Was it contemporary to 1783 and was it the type Carroll might have used?

An expert from the E. I. du Pont de Nemours Company established that the paper, which carries a fleur de lis watermark and the stamped letters, "JV," meaning the maker's highest quality, was a type being made in the 1780's.

"Finally, we asked, after reading the manuscript: Is it something Carroll is likely to have written?" Mr. Papenfuss said.

The archivist said he was already familiar with the vast body of Charles Carroll's extant works in Maryland and felt sure the new manuscript was authentic.

Another expert who examined the manuscript was Ronald Hoffman, 33, a history professor at the University of Maryland and author of a recent book, "A Spirit of Dissension," dealing with the Revolutionary War era in Maryland, particularly with Charles Carroll.

Little has ever been found of Charles Carroll's writings in the 1783-1793 period, since documents from that time are rumored to have been destroyed in a house fire.

But much is known about the years before that, when, ac-

cording to Mr. Hoffman, the Revolutionary War did much to measure and shape the somewhat naive political views of Carroll.

"This document reflects very explicitly in numerous instances the positions and views that he (Carroll) was forming during the Revolution," the Maryland professor said.

Mr. Hoffman said that a voluminous exchange of letters between Carroll and his father, Charles Carroll of Annapolis, shows the younger man's initial, deep depression over the discontent and divisiveness the war was fostering in Maryland.

For a while, Mr. Hoffman said, the signer of the Declaration of Independence repudiated the whole Revolution.

From the war, Carroll emerged a wiser and more conservative man, keenly aware of the need to coalesce the country's factions under a strong central government.

The Rev. Thomas Hanley S. J., a Loyola College expert on Carroll, declined comment on the document yesterday, saying he had not yet seen it. "His experiences during the Revolution are synthesized brilliantly and very personally in the manuscript," Mr. Hoffman said. "It is a personal testament of his faith in a national government."

The manuscript was to be Carroll's speech at the state convention ratifying the Consti-

tion in April, 1783, but there is some doubt if the Maryland statesman ever gave it.

His nomination to represent Anne Arundel county at the convention was defeated by the anti-Federalist forces.

The manuscript, in private hands until now, is important not only for its insights of one of Maryland's foremost figures, Mr. Hoffman said, but for the light it sheds on the little-known attitudes of Carroll's contemporaries on forming a strong central government.

"During Watergate I listened with horror to what some of the central figures said they thought the Constitution was intended to mean," he said.

"We need anything we can get to help us analyze just what the Founding Fathers did mean."

There is another test for authenticity of old documents, highly sophisticated and as-yet not widely used, Mr. Papenfuss said, but he did not think it was needed in this case.

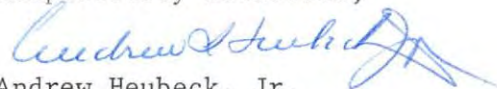
Recently, Yale University used the process, which analyzes ink, to disprove the authenticity of part of an alleged Viking map in their possession.

Another method, the carbon dating process, is only accurate within a few hundred years and requires so large a sample as to consume the entire manuscript, the archivist said.

The new manuscript will be preserved at the Hall of Records in Annapolis. The public will be able to buy copies for the cost of their reproduction.

There being no further business, the meeting was adjourned.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Andrew Heubeck, Jr.", with a stylized flourish at the end.

Andrew Heubeck, Jr.
Secretary

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