

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS
May 21, 2008

BOARD OF PUBLIC WORKS
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MAY 21, 2008

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, MAY 21, 2008**

The Board of Public Works met in the Joint Hearing Room, Legislative Services Building, Room 100, 90 State Circle, Annapolis, Maryland, on Wednesday, May 21, 2008.

Board Members present:

The Honorable Martin O'Malley, Governor
The Honorable Nancy K. Kopp, Treasurer
The Honorable Peter Franchot, Comptroller

Also present:

Al Collins, Secretary, Department of General Services
T. Eloise Foster, Secretary, Department of Budget & Management

CONSTRUCTION:

General Construction Project Contingency Fund 1988
Maryland Consolidated Capital Bond Loan of 1999
Maryland Consolidated Capital Bond Loan of 2000
Maryland Consolidated Capital Bond Loan of 2001
Maryland Consolidated Capital Bond Loan of 2002
Maryland Consolidated Capital Bond Loan of 2003
Maryland Consolidated Capital Bond Loan of 2004
Maryland Consolidated Capital Bond Loan of 2005
Maryland Consolidated Capital Bond Loan of 2006
Maryland Consolidated Capital Bond Loan of 2007

On items where payments are to be made from proceeds of the above listed bond issues, full regard is given to the provisions of each Act and its prospective amendments.

Except as otherwise provided in these Acts, before the State agency or institution responsible for an individual item may begin work with funds secured under the Act, the agency or institution shall provide satisfactory assurances to the Board of Public Works that the work described in the individual items can be completed with the funds specified for that item.

If federal funds are available to help accomplish any project identified in these Acts, the State agency or institution responsible for the project shall make efforts through proper administrative procedures to obtain these federal funds. Before spending any funds secured under these Acts, the agency or institution shall certify its efforts to the Board of Public Works and state the reason for any failure to obtain federal funds. If federal funds are obtained, they shall be used to defray the costs of the project described in these Acts, not to expand its scope.

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

LOUISE LAWRENCE (410) 841-5873

lawrenl@mda.state.md.us

1. **DEPARTMENT OF AGRICULTURE*****Maryland Agricultural Cost-Share Program Grant Requests***

Submission of a request by the Maryland Department of Agriculture for approval of 44 individual grants under the Maryland Agricultural Cost-Share Program. The fund source for the following grants is the Maryland Consolidated Capital Bond Loan of 2006 (Appropriation Number 06071):

Agreement #	Recipient	County	Amount \$
AT-2008-3274	BRUCE CULVER	Charles	1,700
AT-2008-3275	BRUCE CULVER	Charles	9,100
AT-2008-3292	WILLIAM B. BANKHEAD, II	Kent	15,400
AT-2008-3425	DAVID M. CLARK III	Queen Anne's	29,400
AT-2008-3473	JOHN M. CANNON	Queen Anne's	30,800
AT-2008-3521	BLACKWATER FARMS, INC.	Dorchester	300
AT-2008-3558	JOHN A. CHASE, JR	Kent	1,200
CH-2008-3507	RICHARD J. WEAVER	Queen Anne's	35,000
CH-2008-3541	J. FRANK LEAVERTON, SR	Kent	2,300
CH-2008-3542	J. FRANK LEAVERTON, SR	Kent	1,300
CH-2008-3543	J. FRANK LEAVERTON, SR	Kent	4,000
CH-2008-3544	J. FRANK LEAVERTON, SR	Kent	4,300
CH-2008-3545	J. FRANK LEAVERTON, SR	Kent	1,000
CR-2008-3392	ROBERT W. MC CORMICK	Queen Anne's	34,100
CR-2008-3411	JOHN CHALUPA	Caroline	700
CR-2008-3564	JANET SYDNOR	Dorchester	700
MP-2008-3316	KATHY FALKENSTEIN LESSER	Frederick	10,300
MP-2008-3327	RANDY D. SOWERS	Frederick	17,200
MP-2008-3402	LONG LANE FARM	Frederick	8,800
MP-2008-3403	LONG LANE FARM	Frederick	7,400
MP-2008-3415	DORIS E. BIDDLE	Frederick	4,100
MP-2008-3416	DORIS E. BIDDLE	Frederick	7,300
MP-2008-3422	DEBORAH F. GWYNNE	Carroll	800
MP-2008-3423	DEBORAH F. GWYNNE	Carroll	700
MP-2008-3504	SCOTT A. BAUGHER	Carroll	3,100
MP-2008-3510	JEFFREY A. MILLER	Carroll	2,000
MP-2008-3511	JEFFREY A. MILLER	Carroll	1,000
MP-2008-3554	N. W. FARMS, LLC	Carroll	3,000
MP-2008-3578	JAMES A. STONESIFER	Carroll	6,300
NW-2008-3549	DOUGLAS L. READING	Somerset	35,000

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

1. DEPARTMENT OF AGRICULTURE *Maryland Agricultural Cost-Share Program Grant Requests* (Continued)

Agreement #	Recipient	County	Amount \$
PA-2008-3383	CLARK S. AIST	Prince George's	8,800
PA-2008-3444	JULIANA M. VALLANDINGHAM	St. Mary's	10,000
PR-2008-3523	KENNETH N. LITTLETON, JR	Worcester	35,000
PR-2008-3528	BENSON FARMS, INC.	Worcester	35,000
PR-2008-3529	MURRAY BROTHERS	Worcester	35,000
PR-2008-3556	ELAINE D. MC NURE	Worcester	35,000
PR-2008-3563	THOAN PHAM	Worcester	35,000
RS-2007-1900	EQUUS MANAGEMENT SERVICES, LLC	Baltimore	8,500
RS-2008-3394	TREMPER BROTHERS	Carroll	400
RS-2008-3395	TREMPER BROTHERS	Carroll	7,000
RS-2008-3456	JEFFREY W. WINKLER	Howard	9,500
RS-2008-3546	GEORGE R. BROOKS	Carroll	4,200
UP-2008-3550	ROBERT E. MARTZ	Washington	2,800

Total Submission Amount: 539,500

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

Authority: "Cost-Sharing - Water Pollution Control" is a program allowing persons to seek State cost-sharing funds for projects that will reduce agriculturally related non-point sources of water pollution. Sections 8-701 to 8-705, Agricultural Article, Maryland Code; COMAR 15.01.05

Funding Source: The Maryland Consolidated Capital Bond Loan of 2006 provides a source of funds for the cost-share program. Under this appropriation "\$4,578,000 may be used by the Board of Public Works to provide grants for the projects to control agriculturally related non-point sources of pollution."

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**MAY 21, 2008****SECRETARY'S AGENDA**

Contact: Sheila McDonald 410-260-7335
smcdonald@comp.state.md.us

2. BOARD OF PUBLIC WORKS - PAAR:

Submission of the Procurement Agency Activity Reports by:

- A. Department of Public Safety & Correctional Services, March 2008
- B. State Treasurer's Office, 2nd, 3rd and 4th Quarter 2007 and 1st Quarter 2008

to the Board of Public Works in accordance with COMAR 21.02.01.05 (Procurement Regulations).

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791
dmoore@comp.state.md.us

3. BOARD OF PUBLIC WORKS *Wetlands Licenses*

Approval is requested of the following applications for wetlands licenses for projects involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works' Wetlands Administrator recommends that a license be granted as indicated. The Department of the Environment fully concurs with this recommendation.

Authority: Title 16, Environment Article, Maryland Code; COMAR 23.02.04.

ANNE ARUNDEL COUNTY

08-0717 RONALD WILNER – To emplace a stone groin; to fill, grade and plant marsh vegetation along bulkheaded shoreline – Fishing Creek, near Annapolis

BALTIMORE CITY

06-0400 VANE BROTHERS COMPANY – To construct a new steel bulkhead and a pier extension; to remove temporary wood decking, dolphins and a timber finder; to mechanically maintenance dredge two areas and provide for maintenance dredging for a six-year period; and to pay mitigation fees in the amount of \$23,667.15 – Patapsco River

BALTIMORE COUNTY

08-0669 TRADEWINDS MARINA INC. – To hydraulically maintenance dredge a marina basin – Armstrong Creek, Middle River

CECIL COUNTY

08-0665 CECIL COUNTY PARKS & RECREATION – To extend an existing concrete boat ramp and to mechanically dredge a marine area – Sassafras River, Fredericktown

CHARLES COUNTY

08-0145 JOHN DENISON – To emplace a stone revetment; to fill, grade and plant marsh vegetation along an eroding shoreline; to replace in-kind a pier with “T” head and four piles – Potomac River, Marshall Hall

BOARD OF PUBLIC WORKS**MAY 21, 2008****SECRETARY'S AGENDA****3. BOARD OF PUBLIC WORKS (cont'd)**
Wetlands Licenses**DORCHESTER COUNTY**

08-0806 COMMISSIONERS OF CAMBRIDGE – To construct two timber piers, a concrete boat ramp, and two timber breakwaters; and to dredge a channel – Choptank River

08-0553 ALAN BECKETT – To emplace a jetty – Choptank River, Hills Point Cove

KENT COUNTY

08-0263 EDWARD SCHUT – To emplace a stone, sand containment sill; to fill, grade and plant marsh vegetation along an eroding shoreline; to emplace a low profile stone revetment; and to construct a timber pier – Chesapeake Bay, Rock Hall

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791
dmoore@comp.state.md.us

4. BOARD OF PUBLIC WORKS *Wetlands License 08-0528*

Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case is classified as an extraordinary case because of the recommendation that compensation be assessed. The Board of Public Works' Wetlands Administrator recommends that a license be granted as indicated. The Department of the Environment fully concurs with this recommendation.

Authority: Title 16, Environment Article, Maryland Code; COMAR 23.02.04.

WORCESTER COUNTY

08-0528 CHOPTANK ELECTRIC COOPERATIVE, INC. – To install, by directional bore method, four new electric cables beneath the river bottom – Pocomoke River near Route 13 bridge in Pocomoke City

- Application received: October 9, 2007
- Public comment period ended: December 15, 2007
- MDE Report and Recommendation received: May 1, 2008

Compensation: \$1,000.00 non-recurring fee and an annual fee of \$1.00 per linear foot of cable. The length of the cable crossing the tidal wetlands is approximately 550 feet. The initial annual fee of \$2,200 will be charged and is to be adjusted every five years based on the Consumer Price Index. COMAR 23.02.04.15D

Indemnification: As a condition of this wetlands license, the licensee agrees to indemnify, defend and save harmless the State of Maryland, its officers and employees from and against any and all liability, suits, claims and actions of whatever kind, caused by or arising from the placement of the electric cable under the bottom of the Pocomoke River in Worcester County.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791
dmoore@comp.state.md.us

5. **BOARD OF PUBLIC WORKS**
Wetlands License 05-1266

Approval is requested of the following application for wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case is classified as an extraordinary case because two public informational hearings were held and a performance bond is required. The Board of Public Works Wetlands Administrator recommends that a license be granted as indicated. The Department of the Environment fully concurs with this recommendation.

Authority: Title 16, Environment Article, Maryland Code; COMAR 23.02.04.

CHARLES COUNTY

05-1266 SWAN POINT DEVELOPMENT CORPORATION, LLC. To provide the required infrastructure, including roads, utilities, stormwater management, and shoreline stabilization to create a mixed-use commercial, residential and marina development. The proposed 897-acre waterfront planned unit community will consist of approximately 852 single-family residential units, 678 condominiums, community recreation amenities, including five observation piers, a hotel and conference center, restaurants, offices, retail space, and a marina.

- Application: February 25, 2005
- Public hearings: January 10, 2007 and October 1, 2007
- Public comment periods ended: February 9, 2007 and October 30, 2007
- MDE Report and Recommendation: April 30, 2008

Performance Bond: The Administrator recommends that the license require a performance bond in the amount of \$200,000 to ensure completion of the mitigation requirements and to assure compliance with the license terms and conditions. The bond must remain in place for five years after completion of the tidal wetlands mitigation phase.

Compensation: Not applicable.

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

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

* - Item was approved 2-1, Governor O'Malley voted "NO".

STATE OF MARYLAND
OFFICE OF THE GOVERNOR



MARTIN O'MALLEY
GOVERNOR

STATE HOUSE
100 STATE CIRCLE
ANNAPOLIS, MARYLAND 21401-1925
(410) 974-3901
(TOLL FREE) 1-800-811-8336
TTY USERS CALL VIA MD RELAY

July 30, 2008

Sheila McDonald
Executive Secretary
Board of Public Works
Louis L. Goldstein Treasury Building
80 Calvert Street
Annapolis, MD 21401

RECEIVED
2008 AUG 11 AM 11:39
BOARD OF PUBLIC WORKS

Re: Wetlands License Application 05-1226

Dear Secretary McDonald:

On May 21, the Board of Public Works voted to approve a tidal wetlands license in Case No. 05-1226. The applicant, Swan Point Development Corporation, LLC, sought to build a marina and various piers for a proposed 897-acre waterfront development in Charles County. I voted to deny the license because I believe that the project is not in the State's best interest. I indicated at the meeting that I would supplement the record with written comments explaining my vote.

The public policy of the State of Maryland is to preserve wetlands and prevent their despoliation and destruction. A developer who wants to dredge, fill, or construct on tidal wetlands first must obtain a license from the Board. In deciding whether to grant the license, the Board's role is to decide if the license is in the best interest of the State, taking into account the varying ecological, economic, developmental, recreational, and aesthetic values at stake.

I have carefully considered the developer's application, the public testimony before the Board, and the written reports of the Maryland Department of the Environment and the Wetlands Administrator. Upon reviewing the record – and after weighing the ecological, economic, developmental, recreational, and aesthetic factors in the case – I have concluded that the license is not in the best interest of the State.

I greatly appreciate that the developer in this case – together with community members, elected officials, and State and local agencies – have worked diligently to ensure that the project will involve a number of mitigation efforts that lessen or offset some of the harmful environmental impacts. It is clear that the parties have worked together collaboratively, and that the developer has been responsive to community and official input.

Page Two
Sheila McDonald
July 30, 2008

On balance, however, I believe that we cannot risk the harm to our environment, scenic coastline, and public safety that the project creates. With respect to environmental harms, we learned that the license will result in the loss of over 100 acres of Forest Interior Dwelling Species (FIDS) habitat and the removal of a sub-colony of Great Blue Heron. In addition, residents testified about their concerns that the licensed activity will damage water quality, wildlife, and submerged aquatic vegetation. We also learned that the developer has not committed to using all pervious pavement, an important component of low impact development. Residents also expressed concerns that the proposed construction will destroy the natural beauty of the scenic coastline, and that the developer has made no commitment to avoid developing Cuba Island. From a public safety standpoint, I am concerned that the proposed project is almost entirely within the flood plain. The Secretary of the Department of the Environment, Shari Wilson, testified that the development would be inundated in the event of a category 2 hurricane.

Our wetlands are in jeopardy of being damaged and destroyed by dredging and filling activities. The destruction and despoliation of wetlands has wide-reaching negative effects on plant and animal habitats, water quality, commerce, recreation, and navigation. In addition, the loss of wetlands reduces our natural protections against flood damage – thus posing a threat to public health and welfare.

We have a responsibility to restore and protect our wetlands and waterways for future generations. On July 1, new legislation to strengthen the State's critical area protections took effect. The law will ensure more adequate protection of the Chesapeake Bay and its tributaries. Among other things, the law increases mandated buffers between new development and the shorelines of tidal waters and wetlands. The shoreline buffer is absolutely critical to improving water quality and habitat protection. The law also allows the Critical Areas Commission to consider important public safety factors related to coastal hazards and flooding when it reviews growth allocations.

We must make every effort to ensure that construction on our tidal wetlands occurs only when it is in the State's best interest – taking into account the ecological, economic, developmental, recreational, and aesthetic factors at stake. I do not believe that the application meets this standard and, therefore, I voted to deny the license in this case.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert L. Wilentz", written in a cursive style.

Governor

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact Person: Jay Sakai (410) 537-3512
jsakai@mde.state.md.us / creilly@mde.state.md.us

6. MARYLAND DEPARTMENT OF THE ENVIRONMENT

A.Submission of a request by the Maryland Department of the Environment for approval of capital construction grants for the following project, to be funded from proceeds of various general obligation bonds:

<u>Recipient</u>	<u>Project</u>	<u>County</u>	<u>Amount of Grant</u>
(1) Washington County	Mt. Aetna Water Treatment Plant Additional Water Source Water Supply Financial Assistance Program Project No. WSG 10.22 New Grant Legislative District 2B MCCBL 2007-07087	Washington	\$215,000
(2) Calvert County	Calvert County Elevation Project Comprehensive Flood Management Grant Program Project No. CFM 03.05 Grant Increase Legislative District 29C MCCBL 2001-01196	Calvert	\$ 32,042
(3) Harford County	Montreal Drive Acquisition Project Comprehensive Flood Management Grant Program Project No. CFM 04.13 New Grant Legislative District 35A MCCBL 2001-01196	Harford	\$ 37,939

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

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

<u>Recipient</u>	<u>Project</u>	<u>County</u>	<u>Amount of Grant</u>
(4) Town of Emmitsburg	Emmitsburg Sewer Rehabilitation Supplemental Assistance Program Project No. SWQH 17.11 New Grant Legislative District 4A MCCBL 2007-07084	Frederick	\$300,000
(5) Montgomery County	Pine Lake Stormwater Management Pond Retrofit Stormwater Pollution Control Program Project No. SW 29.17 Grant Increase Legislative District: 19 MCCBL 2007-07086	Montgomery	\$ 20,926
(6) Anne Arundel County	North Cypress Branch Stream Restoration Small Creek and Estuaries Restoration Program Project No. SCE 18.02 Grant Increase Legislative District: 33A MCCBL 2005-05104 MCCBL 2007-07085	Anne Arundel	\$ 42,824 \$ 30,827 \$ 11,997

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

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

B. Request to REVERT unneeded funds in the amount of \$887,211.18 within the Water Quality Infrastructure Program. This project has been completed and closed out. The reverted funds will be used for future projects, subject to Board approval.

Project #	Program*	Project Name	County	MCCBL	Source #	Amount
NR.01.18	BNR	Kent Narrows/Stevensville	Queen Anne's	2002	02219	\$ 887,211.18
		Graysonville BNR/ENR				
TOTAL FUNDS REVERTED						\$887,211.18

C. Recommendation that the Board of Public Works CANCEL the spending authority for the capital appropriation listed below for the Blue Plains WWTP BNR Pilot project and at the same time transfer the unencumbered PAYGO cash balance to the General Fund:

Project #	Program	Project Name	County	MCCBL	Source #	Amount
NR 04.25	BNR	Blue Plains WWTP Pilot	Regional	2002	PAYGO 2002	\$1,391,777.71
TOTAL FUNDS CANCELLED						\$1,391,777.71

MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

MDE has determined that these projects are consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. These projects are consistent with State Clearinghouse comments and recommendations.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact Person: Jay Sakai (410) 537-3567
jsakai@mde.state.md.us / creilly@mde.state.md.us

7. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve a **new grant** up to \$200,000 to St. Mary's County Metropolitan Commission for the **Marlay-Taylor Water Reclamation Facility Enhanced Nutrient Removal Upgrade** project. (Legislative District 29C).

Project Description: The proposed project is to plan and design Enhanced Nutrient Removal (ENR) facilities at the existing 6 million gallons per day Marlay-Taylor Water Reclamation Facility. The planning phase includes engineering evaluations of various technologies to determine the technology and modifications required at the existing wastewater treatment plant to achieve an effluent with total nitrogen goal of 3 mg/l and total phosphorous of 0.3 mg/l. The project will reduce nutrients discharged to the Chesapeake Bay.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 02.19 (this action)	<u>\$200,000</u>
TOTAL ESTIMATED PLANNING COST:	<u>\$200,000</u>

Bay Restoration Funds may be expended using multi-year appropriations based on project schedule and will be used only for eligible ENR costs.

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act.

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact Person: Jay Sakai (410) 537-3687
jsakai@mde.state.md.us / creilly@mde.state.md.us

8. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve a **new loan** up to \$1,200,000 to Howard County for the **Holiday Hills and Riverside Estate Sewer Extension** project in Howard County. (Legislative District 13). The loan will be repaid in a period not to exceed 20 years following project completion, at an interest rate of 50% of the average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based upon this formula, recent loan recipients have received a 2.40% interest rate. To secure this debt, Howard County will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration.

Project Description: The project involves sewer extension to existing homes with septic systems located at the Holiday Hills and Riverside Estates areas by construction of a wastewater collection system to collect and transport sewage to the Little Patuxent Wastewater Treatment Plant for treatment and discharge.

Project Funding Sources:

Water Quality State Revolving Loan Fund (this action)	\$1,200,000
Local Funds	\$ 530,927
TOTAL ESTIMATED PROJECT COST:	<u>\$1,730,927</u>

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act.

MDE has determined these projects to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contacts: Patricia Rynn Sylvester 410-514-7481 sylvester@dhcd.state.md.us
 John Maneval 410-514-7451 maneval@dhcd.state.md.us
 Linda Webb 410-514-7590 webb@dhcd.state.md.us

9. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

GRANTEE Montgomery County

AUTHORITY *Maryland Consolidated Capital Bond Loan 2008:
 Shelter and Transitional Housing Facilities Grant
 COMAR 05.05.09.01 – .19*

Program Requirements:

- The Shelter and Transitional Housing Facilities Grant Program provides capital financing in the form of a grant to develop facilities that provide shelter with supportive services to homeless persons.
- Eligible uses include acquisition of land or buildings, new construction, rehabilitation, predevelopment costs, and the purchase of capital equipment.
- Only nonprofit organizations and local government units are eligible.

PROJECT Chase Partnership House

AMOUNT \$250,000

DESCRIPTION This project – to construct a one-story building to replace an existing building – includes three components: (1) transitional housing, (2) supportive housing, and (3) offices for the Montgomery County Coalition for the Homeless. Capital funds will be provided solely for the transitional housing component, which will include 36 beds in 10 bedrooms, bathrooms, a community room, a dining room and training kitchen, a computer room, and offices. Services are provided while the resident progresses through an individual treatment program and in to the mainstream. Montgomery County budgets annual building maintainance; operating funds come from the County Department of Health and Human Services. The project is located in the City of Rockville.

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

9. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (cont'd)**FUND SOURCE:**

Source	Amount
<i>Maryland Consolidated Capital Bond Loan 2008:</i>	
<i>Shelter and Transitional Housing Facilities Grant</i>	\$ 250,000
Financing Adjustment Factor Grant Funds	350,000
Montgomery County Housing Initiative Fund FY2007 & FY2008	<u>931,911</u>
Total	\$1,531,911

The Department of Planning reviewed and approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy (Project #SP20071214-4344) on December 29, 2007.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

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John Maneval 410-514-7451 maneval@dhcd.state.md.us
Linda Webb 410-514-7590 webb@dhcd.state.md.us

10. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

GRANTEE Family Crisis Center of Prince George's County, Inc.

AUTHORITY *Maryland Consolidated Capital Bond Loan 2008:
Shelter and Transitional Housing Facilities Grant*
COMAR 05.05.09.01 – .19

Program Requirements:

- The Shelter and Transitional Housing Facilities Grant Program provides capital financing in the form of a grant to develop facilities that provide shelter with supportive services to homeless persons.
- Eligible uses include acquisition of land or buildings, new construction, rehabilitation, predevelopment costs, and the purchase of capital equipment.
- Only nonprofit organizations and local government units are eligible.

PROJECT Safe Passage Emergency Shelter

AMOUNT \$250,000

DESCRIPTION Reference is made to Secretary's Agenda Item 9 (9/12/07) in which the Board approved a grant of \$250,000 to the Family Crisis Center of Prince Georges' County, Inc, in general obligation bond proceeds to rehabilitate and construct a new building. This request is for additional funds to rehabilitate the current shelter and construct a new connecting building for homeless victims of domestic violence in Lanham. The project will increase capacity of the facility and offer support services for residents to become self sufficient. The facility will have 24 hour supervision by on-site and live-in staff. Operating and supportive services are funded by the Department of Human Resources Office of Victim Services, Prince George's County Victims of Crime Fund, State, local and federal programs, community organizations, individuals, and private foundations.

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

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

FUND SOURCE

Source	Amount
Maryland Consolidated Capital Bond Loan - Shelter and Transitional Housing Facilities Grant of 2008	\$ 250,000
MCCBL - Shelter and Transitional Housing Facilities Grant of 2007 (previously approved)	250,000
Prince George's County supplemental	86,800
Give Me Shelter	268,730
Prince George's County CDBG	372,270
State Bond Bills of 2005 and 2007	<u>400,000</u>
Total	\$ 1,627,800

The Department of Planning reviewed and approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy (Project # SP 20060126-3683) on February 10, 2006.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: George C. Eaton (410) 514-7348
eaton@dhcd.state.md.us

11. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

BORROWER	Housing Authority of Calvert County		
LOAN AUTHORITY	<i>Multi-Family Bond Program :</i> Housing & Community Dev't Article, §§ 4-101 through 4-255, Md Annotated Code COMAR chapter 05.05.02 <i>Rental Housing Production Program:</i> Housing & Community Dev't Article, §§ 4-1501 – 4-1511, Md Annotated Code COMAR 05.05.01 <i>Partnership Rental Housing Program:</i> Housing & Community Dev't Article, §§ 4-1201 – 4-1209 Md Annotated Code COMAR 05.05.05		
AUTHORITY TO GRANT EASEMENT	State Finance & Procurement Article, § 10-305, Md Annotated Code		
AMOUNT	MBP: Original Loan	\$	353,956.00
	Current Principal Balance	\$	236,784.85
	RHPP: Original Loan	\$	1,000,000.00
	Current Principal Balance	\$	609,795.09
	PRHP: Original Loan	\$	1,563,085.00
	Current Principal Balance	\$	1,563,085.00

RECOMMENDATION: That the Board of Public Works permit the borrower to grant: (1) a permanent storm drainage easement; and (2) a temporary grading and construction easement, on property in Prince Frederick, Calvert County – known as Calvert Pines II – that is encumbered by DHCD deeds of trust .

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

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

BACKGROUND: On November 16, 1990, DHCD made three loans to the Housing Authority of Calvert County: \$353,956 (multi-family bond program); \$1,000,000 (rental housing production program); and \$1,563,085 (partnership rental housing program). The loans enabled the Housing Authority to finance the construction of Calvert Pines II, a 48-unit apartment complex located on 5.5 acres. Calvert Pines II provides housing for low and moderate income families and individuals, with preference given to senior citizens. The loans are secured by first, second, and third lien deeds of trust.

The proposed easement agreements are related to a development and construction project that is the subject of a Development Agreement between the Board of County Commissioners for Calvert County and John M. Gott, Jr., the owner of 90 acres that borders Calvert Pines II. As proposed, the Gott property development consists of a mixture of commercial and residential uses with at least 10% of the residential units to be made available for rental or purchase by households earning no more than 80% of the Calvert County median income.

The Housing Authority of Calvert County will receive a payment in the amount of \$10,000 as consideration for granting the easements. The funds will be used to make upgrades at Calvert Pines II. DHCD will receive no payment for permitting the granting of the easements.

Market Value: An appraisal of Calvert Pines II prepared by Integra Realty Resources and dated December 18, 2006, estimated the market value with unrestricted rents to be \$1,400,000, and the "as financed" value to be \$1,700,000. There is sufficient collateral coverage for the first lien loan and the second lien loan. The third lien loan is deferred in perpetuity, unless the property is no longer used as affordable housing. The granting of the easements will have no negative impact on the value of Calvert Pines II.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: George C. Eaton (410) 514-7348
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12. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

BORROWER	Community Housing Associates Limited Partnership I
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LOAN AUTHORITY	Rental Housing Production Program: Housing and Community Dev't Article, §§ 4-1501 – 4-1511, Md Annotated Code COMAR 05.05.01
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AUTHORITY TO RELEASE LIEN State Finance and Procurement Article,
§ 10-305, Md Annotated Code

AMOUNT	Original Loan:	\$1,000,000
	Current Balance:	\$1,000,000
	Accrued Interest:	\$ 248,160

RECOMMENDATION: That the Board of Public Works approve the release of property located at 903 West Lexington Street in Baltimore City from the lien established by a first lien deed of trust in favor of the Department of Housing and Community Development, for a payment in the amount of the net proceeds generated by the sale of the property to the Mayor and City Council. DHCD will retain its first lien position on the remaining 14 properties following the sale and release of 903 West Lexington.

BACKGROUND

In January 1992, DHCD lent \$1,000,000 to Community Housing Associates Limited Partnership I (CHA I) to fund a portion of the acquisition and rehabilitation costs for 15 buildings located throughout Baltimore City. Renovation of the buildings was intended to provide 24 rental units for homeless, chronically mentally ill individuals. Additional funding was provided by: a grant from the Department of Health and Mental Hygiene in the amount of \$200,000, loans and capital contributions from an affiliate company in the approximate amount of \$400,000, and low-income housing tax credit syndication proceeds in the amount of \$590,000.

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

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

The City has extended an offer to CHA I to purchase the property located at 903 W. Lexington Street for \$157,000. CHA I has signed an option agreement which would require the Board of Public Works to release the property from the lien of the DHCD deed of trust

Market Value. The City, through its Department of Real Estate, obtained two independent appraisals: \$45,000 and \$157,000. DHCD in-house asset management and appraisal staff reviewed the appraisals. Current sales prices for comparable properties were taken into consideration and the exteriors of the properties were visually inspected. The assessed value of the property is \$30,000.

DHCD will retain its first lien position on the remaining 14 properties following the sale and release of 903 West Lexington. Additional security for the loan is provided by a zero coupon bond pledged to DHCD with a market value of \$563,440 as of March 31, 2008.

The vast majority of the properties along the West Lexington corridor in the 600 – 900 blocks are owned by either the City or the University of Maryland. The property is apparently part of an assemblage that is being established for the benefit of University of Maryland Medical System; DHCD deems appropriate the price the City has offered.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: Gene L. Neff, P.E. (410) 585-3026

gneff@dpscs.state.md.us

13. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

Description: Board of Public Works approval is requested to allocate the itemized unencumbered balances in the total amount of \$80,069.79 to the Construction Contingency Fund. These unencumbered balances are funds remaining after the Department of Public Safety and Correctional Services completed capital projects.

The Department of General Services and Department of Budget and Management (Office of Capital Budgeting) recommend approval.

An itemized listing of completed projects is as below:

Item 004/MCCBL 1992	Garrett County Public Safety Center, Maryland State Police	\$27,630.13
Item 083/MCCBL 2000	Kitchen/Dining Addition/Renovation Patuxent Institution	\$ 37.74
Item 165/MCCBL 2001	Support Services Building/ State Use Industries Building	\$51,596.10
Item 169/MCCBL 2001	Maryland Correctional Institution for Women	
	256-Cell Housing Unit No. 1 and Support Services Building	\$ 805.82
	North Branch Correctional Institution	
	Total	\$ 80,069.79

Authority: SFP Article, §8-129.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**MAY 21, 2008****SECRETARY'S AGENDA**

Contact: David Lever 410-767-0610
dlever@msde.state.md.us

14. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM
Aging Schools Program

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the following allocations to each school system for the Aging School Program for fiscal year 2009. Funding is \$11,108,986.

Background: The Aging Schools Program, administered by the Interagency Committee, funds capital improvements, repairs, maintenance, and deferred maintenance of existing school buildings. The allocations are based on the school district's proportion of pre-1970s building area that has not been renovated. For fiscal year 2009 each LEA's funding level was increased by the product of the funding level for the LEA's for the prior fiscal year and the percentage change in the Consumer Price Index (.0269).

Fund Source: Fiscal Year 2009 total funding/General Funds

Authority: Education Article, Section 5-206(2)(ii) Distribution of Grants - Aging Schools Program.

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

14. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM (cont'd)
Aging Schools Program

Allocations: The proposed allocations FY 2009 are:

<u>LEA</u>	<u>FY 2008 Base Allocation</u>	<u>FY 2009 CPI Adjustment</u>	<u>Total FY 2009 Allocation</u>
Allegany	\$173,171	\$4,658	177,829
Anne Arundel	\$896,109	\$24,105	920,214
Baltimore City	\$2,457,779	\$66,114	2,523,893
Baltimore	\$1,548,109	\$41,644	1,589,753
Calvert	\$67,808	\$1,824	69,632
Caroline	\$88,672	\$2,385	91,057
Carroll	\$243,066	\$6,538	249,604
Cecil	\$170,042	\$4,574	174,616
Charles	\$88,672	\$2,385	91,057
Dorchester	\$67,808	\$1,824	69,632
Frederick	\$323,392	\$8,699	332,091
Garrett	\$67,808	\$1,824	69,632
Harford	\$384,941	\$10,355	395,296
Howard	\$155,437	\$4,181	159,618
Kent	\$67,808	\$1,824	69,632
Montgomery	\$1,067,194	\$28,708	1,095,902
Prince George's	\$2,141,690	\$57,611	2,199,301
Queen Anne's	\$88,672	\$2,385	91,057
St. Mary's	\$88,672	\$2,385	91,057
Somerset	\$67,808	\$1,824	69,632
Talbot	\$67,808	\$1,824	69,632
Washington	\$238,893	\$6,426	245,319
Wicomico	\$188,819	\$5,079	193,898
Worcester	\$67,808	\$1,824	69,632
Totals	<u>\$10,817,986</u>	<u>\$291,000</u>	<u>\$11,108,986</u>

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
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15. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM*****Public School Construction Capital Improvement Program – Fiscal Year 2009***

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the State School Construction Program for the Fiscal Year 2009. The Interagency Committee is recommending a total statewide program in the amount of \$340 million.

The proposed \$340 million program comprises:

- Approximately \$225 million previously approved by the Board of Public Works (Secretary's Agenda Item 1, Jan. 30, 2008);
- Additional recommendations for specific projects in the approximate amount of \$102.4 million; and
- Statewide Contingency in the approximate amount of \$12.6 million.

The recommended Program will be funded by \$327.4 million from a proposed new bond authorization and \$12.6 million in reverted funds from the Statewide Contingency Account.

Background: The Interagency Committee has considered each local school system's capital improvement school construction program request submitted for Fiscal Year 2009. After full evaluation including discussion between local representatives and Interagency Committee staff, the Interagency Committee recommends the Fiscal Year 2009 Program to the Board of Public Works. The recommended Program reflects local priorities, while recognizing projects that address the mandates of the Bridge to Excellence in Education Act, urgent major projects that require a high level of State commitment to move forward, the high school science classroom initiative, and the highest priority systemic renovation projects. The Program also includes planning approval for a number of major projects and for projects that will address Bridge to Excellence requirements for full-day kindergarten and for pre-kindergarten for disadvantaged four-year olds. Planning approvals have been recommended in accordance with the *Regulations for the Administration of the Public School Construction Program*, which require, among other things, that all design costs be paid by the local education agency.

Authority: Section 5-301 of the Education Article, Maryland Code and COMAR 23.03.02.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:**APPROVED***

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

* - *The following condition is placed on the approval of the Fiscal 2009 Public School Construction Capital Improvement Program: \$3,938,701 of the total Baltimore County Public Schools allocation that is designated for the Loch Raven High School addition (Priorities No. 30 and 31) must be held in reserve in the Statewide Contingency Account until the Interagency Committee reviews further the project scope; submits a recommendation to the Board of Public Works; and the Board of Public Works approves the recommendation.*

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
dlever@msde.state.md.us

16. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM**
Disposal of Surplus Relocatable Buildings

Recommendation: To approve the disposal of five State-owned relocatable classroom units deemed to be surplus property located in Calvert County, Montgomery County, and St. Mary's County. On April 22, 2008, the Interagency Committee approved the disposal of these five units.

Background: No other school system statewide desire these units.

Authority: The action proposed is consistent with *COMAR 23.03.02.16H*

School Name	County	ID#
Patuxent High School	Calvert	#533-12
Fairland Center	Montgomery	#49306
Fields Road Elementary School	Montgomery	#265
Albert Einstein High School	Montgomery	#533-47
Leonardtwn High School	St. Mary's	#533-56

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
dlever@msde.state.md.us

17. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve – subject to the two conditions below – the closure by the Baltimore City Board of School Commissioners of:

Dr. Lillie M. Jackson #315 (Alternative Elementary #288)

4.97 acres

1504 Ashburton Street, Baltimore 21216

The Baltimore City Government shall:

- (1) Assume the outstanding State bond debt effective on the date of closure. (The outstanding bond debt as of June 30, 2007 was \$52,745); and
- (2) Obtain approval from the Board of Public Works before transferring any right, title or interest of any portion of the facility.

Background: The site consists of 4.97 acres, including a 20,725 square foot educational facility, Dr. Lillie M. Jackson #315 that was originally built in 1979. The facility houses students from #288 Alternative Elementary School. Students are severely disabled and enrollment reflects these students only. #315 no longer exists. The facility is underutilized and has been closed as part of the Baltimore City Board of School Commissioners policy to reduce BCPSS facility square footage by 15% before the 2008-2009 school year for more efficient operation of City schools. The building is underutilized and has been operating well under capacity – 13 enrollment in 2006 (12.75% of 102 SRC) and 10 enrollment in 2005 (9.8% of 102 SRC). #288 program relocation to #21 Hilton Elementary School.

At its regular meeting of February 27, 2007, the Baltimore City Board of School Commissioners declared this facility surplus to the needs of Baltimore City Public Schools. The City Board requests the Interagency Committee on School Construction and Board of Public Works approval to transfer this facility to the City government. A future use of the building has not yet been determined.

Authority: COMAR 23.03.02.23: The Board of Public Works, upon recommendation of the Interagency Committee on School Construction, must approve, disapprove, or conditionally approve a request to transfer school sites or buildings to the local government. The Interagency Committee approved this proposed transfer on December 3, 2007.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: Charles Jackson, 240-895-4412
ccjackson@smcm.edu

18. **ST. MARY'S COLLEGE OF MARYLAND*****Calvert Hall Entry Ramp******Pre approval - Use of Design/Build Construction Method***

Recommendation: That the Board of Public Works approve the design/build method for the design and construction of an entry ramp into Calvert Hall.

Background: Calvert Hall is one of the oldest campus buildings at St. Mary's College of Maryland. It houses the Offices of the President and College Vice Presidents. The entry ramp will ensure that Calvert Hall is ADA accessible. Because of the historic nature of the campus, the College completed the schematic design of the entry ramp for approval by the Maryland Historic Trust of the architectural approach. The Historic Trust has approved the concept. The project is small and does not require developing full scale construction documents. The use of the design/build method will reduce the overall costs by reducing the costs to produce a complete biddable set of documents. The design portion of the work will require a structural engineer to design the walls and footings and other structural components and the finalization of the specific architectural details.

Proposed Procurement Method: The Request for Proposal method will be used.

Fund Source: Access Maryland Funds MCCBL 07-032

Remarks: The Board's approval of this request does not indicate approval of a contract award. The recommended award of the contract will be submitted to the Board following evaluation of proposals if the contract costs are anticipated to exceed \$500,000.

Authority: BPW Advisory 1999-1

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

Contact: Jordan R. Loran (410) 260-8907
jloran@dnr.state.md.us

19. **DEPARTMENT OF NATURAL RESOURCES**
Smith Island Environmental Restoration -- Bonds

Recommendation: That the Board of Public Works grant a temporary exception for one year – until June 1, 2009 – for the following State debt authorization. This exception will retain the State's authority to issue general obligation bonds in the amount of \$ 414,619.19 and retain DNR's authority to spend these funds for environmental restoration projects at Smith Island, Somerset County. Loss of State funds could jeopardize matching federal funds. The Department of Budget and Management (Office of Capital Budgeting) has reviewed this request and concurs with the recommendation.

Chapter 111, Acts of 2001: Smith Island Environmental Restoration and Protection Project
MCCBL 2001 Unencumbered balance..... \$ 414,619.19

Background: The Smith Island Environmental Restoration Project is a partnership with the U.S. Army Corps of Engineers, U.S. Fish & Wildlife Service, Somerset County, and the Maryland Departments of the Environment and Natural Resources. The project was initiated in 2000; two of the phases of work have been completed or are scheduled for construction. However the Corps did not receive authorization from Congress for the final phase until 2008 and is expected to appropriate funding in 2009. The State bond funds will be used to provide a portion of the local matching funds.

Authority: Section 8-128, State Finance and Procurement Article. State law provides that except for the extent that money authorized by an enabling act for a state program or project has been encumbered by the Board, an authorization of State debt shall automatically terminate 7 years after the date of the authorization, unless, in an emergency, the Board unanimously grants a temporary exception for one year.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

APPENDIX

Report of emergency contracts awarded by various agencies in accordance with **COMAR 21.05.06** (Title 21 - State Procurement Regulations) and reported in accordance with **COMAR 21.02.01.05(A)(3)**.

Individual reports enclosed.

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

Contact: Jan Schmid 410-841-5855r
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REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

DEPARTMENT OF AGRICULTURE

Forest Pest Management

CONTRACT TITLE: MDA- 1806- 08 (1806-A-08, 1806-B-08 and 1806-C-08)
Aerial Application of Insecticides to Control Gypsy Moths in
selected areas of Eastern, Central and Western Maryland

CONTRACT TYPE: Service

DESCRIPTION: Aerial application of insecticides for gypsy moth control (including
personnel, equipment and insurance) to approximately 100,000 acres

1806-A-08:	Rotary Wing Aircraft	Eastern and Central Maryland (Anne Arundel, Baltimore, Baltimore City, Carroll, Cecil, Frederick, Harford, Howard, Montgomery, Talbot, Worcester Counties)
1806-B-08:	Fixed Wing Aircraft	Central and Western Maryland (Allegany, Frederick, Garrett, and Washington Counties)
1806-C-08:	Rotary Wing Aircraft	Central and Western Maryland (Allegany, Frederick, Garrett and Washington Counties)

PROCUREMENT METHOD: Emergency

BIDS:

1. Provine Helicopters (A single) -	\$ 714,580
2. B&S Air, Inc. (A single) -	\$ 744,200
3. Summit Helicopters (A single) -	\$ 783,500
4. Maurice's Flying Service (B single) -	\$ 692,750
5. Summit Helicopters (C single) -	\$1,586,500
6. Summit Helicopters (A & C combined)	\$2,169,835

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 1 (cont'd)**AWARD:** Summit Helicopters – rotary wing (A & C combined)
Maurice's Flying Service – fixed wing (B single)**AMOUNT:** \$2,471,625 (NTE) Summit: A & C Combined
\$ 723,565 (NTE) Maurice's: B Single**TERM:** 4/15/08 – 6/15/08**MBE PARTICIPATION:** 0%**FUND SOURCE:** 78% General, 10% Special, 13% Federal
Appropriation Code: 31.01.14.02**REMARKS:**

Nature of Emergency: The emergency nature of this aerial pesticide application contract is due to the vast size of the treatment area and the need to secure a contractor early so there is sufficient time for both MDA and the contractor to complete all activities to initiate this project. Aerial applications occur in the mid-Atlantic region over a 4-5 week span, usually from late April through the month of May. The specific launch date is dependent on a number of environmental factors relating to temperature, weather and leaf expansion that trigger the emergence and subsequent feeding of the gypsy moth caterpillars. Application must be made to coincide with the active feeding of early stage caterpillars and the residual life of the insecticide in order to control the gypsy moth.

Because of the massive volume of gypsy moth egg masses and acres of forest defoliated in 2007 in Maryland and across neighboring states, concern about the availability of aircraft and licensed pilots to conduct spray services in 2008 arose. A number of entities, particularly in western Maryland, were competing for limited firms and specialized aircraft (helicopters and planes) that can make aerial applications in basically the same time period. Only four Maryland firms and 13 out of state firms are licensed by the State and the Federal Aviation Administration to conduct this work. As a result, it is imperative for Maryland to get its contract "out on the street" early to avoid higher treatment costs per acre and the possibility of not having enough aircraft and pilots available to do the job. This contract requires the contractor(s) to provide at least three helicopters and one plane.

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 1 (continued)**REMARKS:** (cont'd)

As part of the bid process, MDA had to provide the bidder with maps of proposed spray blocks that showed total acreage of treatment area and location so bidders could review the terrain and congested areas to determine their costs and equipment needs and number and types of permits required from FAA. With a down-sized staff (MDA has less than one half of the staff as in 1994 when 96,000 acres were sprayed) and an uncertainty of funding for the program, MDA was completing egg mass surveys in late December and geo-dating treatment areas through January. To meet the treatment bio-window critical to successfully reduce the gypsy moth population, MDA had to obtain contract bids as soon as the maps of spray blocks were complete in late January. More than 620 spray blocks ranging from 25 acres to 4,000 acres had to be configured detailing the type of aircraft and pesticide selected for the contract. A total of six bids were received from four aerial application firms. Based on the size of the 2008 operation, MDA determined that from the date the contractor selection was made and cost per acre of treatment was established (which in turn influences total number of acres sprayed), the contractor needs at least 45 days to apply for and obtain permits and waivers from the FAA to treat congested areas and fly near restricted fly zones. In addition, the contractor must have this time available to custom build their spray equipment (spray booms, nozzles and pumps) to the size and type of treatment required in the contract. As a result, MDA did not have sufficient time to go through the normal bid process but had to obtain competitive spray bids through a truncated process.

Basis for selection: Lowest bidder.**TAX COMPLIANCE NO:**08-1126-0001 (Summit)
08-1119-0000 (Maurice's)**RESIDENT BUSINESS**No (Summit)
No (Maurice's)**BOARD OF PUBLIC WORKS ACTION:****REPORT ACCEPTED:**

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT/AGENCY:**REMARKS:**

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

Contact: Albert Annan: (410)-767-0114
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REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

DEPARTMENT OF EDUCATION

Correctional Education Program

CONTRACT TITLE: Leasing of Relocatable Classrooms
ADPICS NO.: R00B8200037: Modular Space Corporation
R00B8200049: EMH Environmental Inc.

CONTRACT TYPE: Service

DESCRIPTION: Leasing, renovation and installation of modular classrooms for the education programs at the J. DeWeese Carter Juvenile Center in Chestertown, Kent County and Victor Cullen Juvenile Center in Sabillasville, Frederick County. The Carter Center, with capacity for 27, provides emergency detention facilities to youth in the Eastern Shore. The Cullen Center, with capacity for 48, cares for delinquent boys, ages 15 to 18, in a six to nine months program for issues related to mental health and substance abuse.

PROCUREMENT METHOD: Emergency

BIDS OR PROPOSALS: Intergovernmental Cooperative Purchasing Agreement

AWARD: (A) Modular Space Corporation
(B) EMH Environmental Inc.

AMOUNT: (A) \$279,452.33 (Renovation costs)
\$249,748.80 (5 Years leasing costs)
\$529,201.13 (Total Costs: Carter Center)
(B) \$357,720.00 (Renovation costs)
\$453,960.00 (5 Years leasing costs)
\$811,680.00 (Total: Cullen Center)

TERM: 2/15/2008-6/30/2008 (Renovation)
7/01/2008-6/30/2013 (Leasing)

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

MBE PARTICIPATION: 0%

FUND SOURCE: 100% General
APPROP. CODE: R00O6307

REQUESTING AGENCY REMARKS:

Background: The Department of Juvenile Services operates the Carter Center and the Cullen Center. The Maryland State Department for Education develops and implements the Educational Program for the youths in the facilities, Section 15, Chapter 53, 2003 Maryland Laws. MSDE assumed the operation of the Educational Program at the facilities effective July 1, 2007.

Nature of Emergency: The educational program is currently being held in the Carter Center cafeteria and in the library and housing units at the Cullen Center. The student population averages 13-20 in the Carter Center and 30-48 in the Cullen Facility creating undue overcrowding in the limited space occupied by the education program. To meet the legal and educational needs of the youths, MSDE is leasing modular classrooms with 3,500 square feet of space for the Carter Center and 7,140 square feet of space for the Cullen Center.

Basis for Selection: MSDE leased the units through price comparisons among existing Baltimore County Public Schools and Harford County Public Schools competitively awarded contracts for modular classrooms.

Work on the modular classrooms started in March and will be substantially completed by June 30, 2008 for occupation by the programs.

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0177-1111 (EMH Environmental, Inc.)
08-0364-1111 (ModSpace Corporation)

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED:

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY:

REMARKS:

MAY 21, 2008

APPENDIX 2

INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT PRICE
COMPARISONS

	<u>Financial*</u> <u>Amt/Ranking</u>	<u>CO. Public</u> <u>Sch. Contract</u>
<u>Carter Center:</u>		
ModSpace Corporation Rosedale, MD	\$529,201.13(1)	Baltimore
EMH Environmental Inc. Glenwood, MD	\$570,320.00(2)	Harford
<u>Cullen Center:</u>		
EMH Environmental Inc. Glenwood, MD	\$811,680.00(1)	Harford
ModSpace Corporation Rosedale, MD	\$827,120.00(2)	Baltimore

***Note:** Selected favorable financial proposal from Baltimore County Public Schools and Harford County Public Schools existing contracts for modular classrooms.

BOARD OF PUBLIC WORKS**MAY 21, 2008****APPENDIX****SECRETARY'S AGENDA**

Contact: Kelly Devilbiss (410) 970-7013
Kdevilbiss@dhmh.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Developmental Disabilities Administration (DDA)
Springfield Hospital, Sykesville

CONTRACT NO. & TITLE: Clinical Laboratory Services
DMMH-OPASS-08-9867
ADPICS NO. M00B8200550

CONTRACT TYPE: Service

DESCRIPTION: Clinical laboratory testing and services for the patients and residents at Springfield Hospital Center.

PROCUREMENT METHOD : Emergency

PROPOSALS: Quest Diagnostics, Inc./\$123,738

AWARD: Quest Diagnostics, Inc.

CONTRACT AMOUNT: \$123,738

TERM: 3/12/2008 – 2/28/2009

FUND SOURCE: 100% General Funds

APPROP. CODE: M00L0801

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3 (continued)**REMARKS:**

Nature of Emergency: On October 17, 2007, the Board of Public Works (DBM Item 1-S) approved a contract for Clinical Laboratory Services between Springfield Hospital Center and Princeton Biomedical Laboratories, Inc. Performance by Princeton Biomedical Laboratories, Inc. was unacceptable (*i.e.*, failure to meet turnaround times for tests, failure to follow established procedures for STAT testing and reporting, untimely and incorrect procedures for reporting critical values). Further, the vendor failed to provide an adequate plan of correction that addressed its unacceptable performance. Through meetings and correspondence, Springfield Hospital Center and the DHMH Office of Procurement & Support Services deemed the contractor to be in non-compliance with the contract and the contract was terminated on March 11, 2008.

Basis for Selection: Quest Diagnostics, Inc. was the only other vendor to submit a bid for the original solicitation of this contract and therefore was contacted to provide clinical laboratory testing and services for Springfield Hospital Center effective March 12, 2008, at the originally quoted bid prices. The contract will be in place for one year to allow DHMH to solicit another contract for laboratory services and reduce the undue hardship on the staff and patients at Springfield Hospital Center.

TAX COMPLIANCE NO: 08-0591-1001**RESIDENT BUSINESS:** Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED:

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT/AGENCY:**REMARKS:**

BOARD OF PUBLIC WORKS

MAY 21, 2008

SECRETARY'S AGENDA

APPENDIX

Contact: Alvin Collins 410-767-4960
Alvin.Collins@dgs.state.md.us

REPORT OF EMERGENCY PROCUREMENT**ITEM** Appendix 4**DEPARTMENT OF HEALTH & MENTAL HYGIENE**

Developmental Disabilities Administration (DDA)
 Springfield Hospital Center, Sykesville

CONTRACT NO. AND TITLE Project No. S-492-080-001
 Shower Room Renovations
 McKeldin Building

CONTRACT TYPE Maintenance

DESCRIPTION Labor, materials, and equipment to renovate the shower rooms located in four wards in the McKeldin Building. The project will be completed in two phases. Renovations include removing and replacing the plumbing, electrical, and mechanical fixtures, removing and replacing concrete slab, terrazzo floor, partition walls, gypsum board ceilings, installing new doors and frames, hardware, grab bars, handicapped seating, and new AHU units to make each shower anti-suicidal and handicapped accessible. Project also includes new air distribution and controls system.

PROCUREMENT METHOD Emergency

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
Warwick Supply & Equipment Co., Inc., Sparks	\$419,000
Denver Elek, Inc., Baltimore	\$496,000
Emjay Engineering, Inc., Baltimore	\$484,000
John W. Brawner Contractors, Inc., Glen Burnie	\$521,000

AWARD Warwick Supply & Equipment

AMOUNT \$419,000

FUND SOURCE MCCBL 2007 Item 035

MBE PARTICIPATION: 25%

BOARD OF PUBLIC WORKS**MAY 21, 2008****SECRETARY'S AGENDA****APPENDIX****REPORT OF EMERGENCY PROCUREMENT****ITEM** **Appendix 4 (cont'd)****REMARKS**

The closure of the Rosewood Hospital Center required the relocation of patients to other facilities. The Muncie Building at Springfield was selected for the location of the forensic type patients from Rosewood as it is equipped properly. In order to use the Muncie building, the patients currently residing there must be relocated to the McKeldin Building. The McKeldin Building does not have the proper facilities and equipment to handle the relocated patients, requiring renovations.

An A/E was procured to assure the compliance with all hospital standards and codes. Once the design was complete, an emergency procurement was undertaken. Four vendors attended the prebid, and all four submitted bids. The Government estimate was \$500,000.

RESIDENT BUSINESS Yes**TAX COMPLIANCE NO.** 08-0849-1111

BOARD OF PUBLIC WORKS ACTION:**REPORT ACCEPTED:****WITH DISCUSSION****WITHOUT DISCUSSION****REPORT REMANDED TO DEPT/AGENCY:****REMARKS:**

BOARD OF PUBLIC WORKS**MAY 21, 2008****APPENDIX****SECRETARY'S AGENDA**

Contact: La Juan Lee 410-260-8463
llee@dm.state.md.us

REPORT OF EMERGENCY PROCUREMENT**ITEM:** **Appendix 5****DEPARTMENT OF NATURAL RESOURCES**

Boating Services

Derelict Boat & Debris

CONTRACT TITLE: Marine Vessel Edwards – Emergency Removal
ADPICS NO. K00P8201257

CONTRACT TYPE: Service

DESCRIPTION: Remove abandoned deteriorated Menhaden vessel (160' wooden fishing trawler) bearing the name Wilbert A Edwards on the Wicomico River in White Haven. Due to the vessel parts breaking away from the hull, a navigational hazard for the boating community existed.

PROCUREMENT METHOD: Emergency

<u>BIDS:</u>	Smith Brothers	\$63,221.00	Small Business
	Bay Pile Diving	\$96,400.00	Small Business
	DCR Construction	\$123,000.00	Small Business

AWARD: Smith Brothers, Galesville

AMOUNT: \$63,221

TERM: March 21, 2008 – April 7, 2008

MBE PARTICIPATION: 0%

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 5 (cont'd)**FUND SOURCE:** 100% Special Funds Budgeted to MAA
Appropriation Code: 30.01.05.005.004.04**REMARKS:**

Nature of Emergency: The Marine Vessel Wilbert Edwards is a 160' wooden fishing trawler abandoned vessel, which Maryland Historic Trust declared property of the State of Maryland. The vessel has remained abandoned and unattended to since the Maryland Historic Trust finding in December 1999.

Maryland Historic Trust concluded that the accelerated deterioration of the vessel, the shore side condition, and the loss of the internal bulk heading no longer qualifies the M/V Edwards as a "submerged archeological historic property." The Trust will permit DNR to remove the vessel. Due to the quick deteriorating of the vessel parts and the breaking away of debris from the hull and creating a navigational hazard to the boating public, an emergency procurement was necessary.

Basis for Selection: The bid was awarded based on lowest price.

TAX COMPLIANCE NO.: 08-0657-1111**RESIDENT BUSINESS:** Yes

BOARD OF PUBLIC WORKS ACTION:**REPORT ACCEPTED****WITH DISCUSSION****WITHOUT DISCUSSION****REPORT REMANDED TO DEPT./AGENCY****REMARKS:**

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

George L. Herlth (410) 260-8282
gherlth@dnr.state.md.us,

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 6

DEPARTMENT OF NATURAL RESOURCES

Fisheries Service

CONTRACT TITLE: Removal of concrete habitat from Sillery Bay,
 Magothy River in Anne Arundel County
 K00P8201336

CONTRACT TYPE: Service

DESCRIPTION: Remove recycled material (concrete) from Sillery Bay,
 Magothy River, Anne Arundel County

PROCUREMENT METHOD: Emergency

BIDS:

Langenfelder, Inc.	\$ 59,000
Bay Coastal Contracting	\$ 92,264
Shoreline Design, LLC	\$249,327
Maryland Paving and Sealant, Inc.	\$258,000
Corman Imbach Marine	\$265,720
Mike Davison Excavating, LLC	\$315,000

AWARD: Langenfelder, Inc.

AMOUNT: \$59,000.00

TERM: May 1, 2008 – May 22, 2008

MBE PARTICIPATION: 0%

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 6 (continued)**FUND SOURCE:** 100% Special Funds Budgeted to DNR - Fisheries
30.01.17.001.004.01**REMARKS:**

Nature of Emergency: DNR constructed the Sillery Bay alternate material oyster reef site in June 2007. After the material was placed, DNR found the site shallower than expected in some areas. The material in those areas has proved to be hazardous to the boating community. There have been several reports of vessels hitting the reef. Claims filed against the State have resulted in payments to three vessel owners because of damage to their engines/boats by the reef. The site has been buoyed and the local channel re-routed around the area. However, the site still poses a navigational threat to boaters who do not use the marked channel. DNR determined it is in the best interest of public safety to remove the material immediately. The local community groups are also opposed to the site remaining in place and have requested its removal.

Basis for Selection: DNR selected Langenfelder because the vendor has submitted the lowest bid through the bidding process.

TAX COMPLIANCE NO.: 08-0998-1111**RESIDENT BUSINESS:** Yes

BOARD OF PUBLIC WORKS ACTION:**REPORT ACCEPTED****WITH DISCUSSION****WITHOUT DISCUSSION****REPORT REMANDED TO DEPT./AGENCY****REMARKS:**

BOARD OF PUBLIC WORKS

MAY 21, 2008

APPENDIX

SECRETARY'S AGENDA

Contact: W. Stan Lane 410-767-3355
Slanel@mtamaryland.com

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 7**DEPARTMENT OF TRANSPORTATION**

Maryland Transit Administration

ORIGINAL CONTRACT NO.'s & TITLE:

MTA-1258
 MTA-1259
 Paratransit Services for Baltimore City,
 Baltimore County, and Anne Arundel County
 ADPICS NOS. TMTA1258 and TMTA1259

CONTRACT TYPE:

Estimated quantity contract

DESCRIPTION:

Provide paratransit services while MTA
 completes a new solicitation.

PROCUREMENT METHOD:

Emergency

BIDS:

Veolia Transportation, Inc. \$11,015,830
 Baltimore, MD

MV Transportation, Inc. \$10,445,537
 Fairfield, CA

AWARD:

Veolia Transportation, Inc. (MTA-1259)
 MV Transportation, Inc. (MTA-1258)

AMOUNT:

\$11,015,830 (MTA-1259)
 \$10,445,537 (MTA-1258)

TERM:

January 1, 2008 to October 31, 2008 (10 months)

MBE PARTICIPATION:

15%

BOARD OF PUBLIC WORKS

May 21, 2008

APPENDIX

Secretary's Agenda

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 7 (cont'd)**FUND SOURCE:** 100% Special Funds Budgeted to MTA
Appropriation Code: J05H0102**REMARKS:**

Nature of Emergency: The need for this emergency arises from the federal Americans with Disabilities Act (ADA), which requires providing paratransit services to disabled individuals. MTA's paratransit service must accommodate individuals with disabilities who require the use of public transportation for medical, employment or other purposes and are physically incapable of using the conventional fixed route transit system. This emergency procurement avoids serious damage to the public health, safety and welfare that would result in the disabled population that uses this service should there be a lapse in service. MTA has continually provided this service, and must continue to provide this service without interruption, in part because of the federal statutes governing the service, but also to ensure that individuals most in need of public transportation are not harmed because of delays in the procurement process.

Since notice to proceed for the current emergency contracts was issued in September 2005, delays in the current procurement process have occurred due to a number of factors, the most significant of which are explained in the following narrative:

As a result of the MDLC lawsuit, the MTA needed to ensure that information obtained during the lawsuit that would positively impact the service model, was completely reviewed and incorporated where appropriate. The parties to *Smith v. Flanagan* arranged to participate in a settlement process using a mutually agreed-upon consultant, TranSystems Corporation. The Board approved the settlement on February 1, 2006. Although the MTA had prepared a Request for Proposal for the continuation of the existing model, in accordance with the settlement agreement, MTA provided a draft RFP to TranSystems for review on June 6, 2006. Comments from the Consultant were received on June 26, 2006 and were examined in detail as to the appropriateness of inclusion. No formal sign-off was received or required from the consultant, but the process under the agreement did include an opportunity for the Plaintiff's to review and comment on the RFP through early September 2006. On July 10, 2006, a new Director of Mobility was hired. It was felt that the new Director should be afforded the opportunity to review all documents, including those changes recommended by the consultant, prior to completion of the RFP document. Accordingly, several meetings were conducted between Procurement and the new Director and staff to review the draft RFP, and on August 25, 2006, a final meeting was held with the Mobility staff to incorporate changes to the RFP.

BOARD OF PUBLIC WORKS

**May 21, 2008
APPENDIX**

Secretary's Agenda**REPORT OF EMERGENCY PROCUREMENT****ITEM: Appendix 7(continued)*****Nature of Emergency:*** (cont'd)

As a result of the input from those meetings as well as improvements learned from implementation of the new service model, a revised RFP was developed during the October/November 2006 timeframe containing significant improvements to the then current model.

Noteworthy modifications included:

- The flexibility to modify a contractor's number of vehicle service hours beyond a set base level, according to a contractor's achievement of specified performance standards.
- The right to stagger contract periods to facilitate transition.
- The requirement that Contractors will provide an ADA compliant methodology for furnishing non-dedicated service during periods, such as taxi service providers.
- The provision of overflow service for trips not being satisfactorily serviced by the two prime contractors.
- Where contractors are unable to meet agreed upon vehicle hours or a scheduled run, they will be subject to permanently forfeiting the run or the hours.
- A modified thirteen- point requirement list for vehicle drivers.
- Contractor requirement to include in their proposals a methodology for improving turnover ratios.
- Require Contractors to document all vehicle maintenance activity using MAXIMO software provided by MTA.
- Modification of Liquidated damage and incentive language to reflect a higher risk/reward profile.

BOARD OF PUBLIC WORKS

May 21, 2008
APPENDIX

Secretary's Agenda

REPORT OF EMERGENCY PROCUREMENT**ITEM:** **Appendix 7(continued)*****Nature of Emergency:*** (cont'd)

With the knowledge that a new Administration would be in place by late January 2007, MTA's General Counsel and Assistant Deputy Administrator felt that it would be prudent to brief the incoming Secretary and Administrator on the status of the RFP prior to advertising. MTA's General Counsel briefed the acting Secretary on January 24, 2007, and the Assistant Deputy Administrator issued a briefing paper to the Administrator on March 1, 2007. On March 23, 2007 the RFP was advertised.

The pre-proposal conference was held on April 27, 2007, and over the next several weeks, numerous questions and requests for clarification were received. Also during this period, the Procurement Officer testified before the Ethics Commission on the eligibility of a contractor to submit a proposal in response to the RFP. On September 10, 2007, the Procurement Officer was notified of the results of that hearing. Because of the time required to answer all questions, the proposal due date was extended several times. On July 31, 2007, an addendum was issued changing the due date to September 7, 2007. That addendum answered most of the outstanding questions, and offered documentation on the fleet rosters including mileage and retirement, a table identifying zip codes with more than 1,000 pick ups and drop offs per quarter, and a table showing supplemental service requirements. On August 21, 2007, an addendum was issued with answers to the balance of questions, a revised liquidated damage chart with consultant input, a revised financial proposal in excel format, Title 11 covering vehicle maintenance requirements and a chart showing run hours by provider. After this addendum, there was quite a bit of internal discussion on the fairness of the revised liquidated damages and if they might be considered punitive. As a result, an addendum was issued extending the proposal due date to October 26, 2007. On October 11, 2007, an addendum was issued amending the liquidated damages, updating the latest vehicle hour utilization and adding a definition for "Door-to-Door Assistance" at the request of the Consultant.

Proposals were received on October 26, 2007 and the evaluation Committee has been selected for the Technical and Financial proposals. Our current plan is to issue notice to proceed by May 1, 2008 and to have the transition to new providers (if applicable) in effect by August 1, 2008.

BOARD OF PUBLIC WORKS**May 21, 2008****APPENDIX****Secretary's Agenda****REPORT OF EMERGENCY PROCUREMENT****ITEM: Appendix 7(continued)*****Reason for Selection:***

- The MTA service model requires the resources of vendors to supplement MTAs limited resources. Without the vendors, the MTA would lack sufficient resources resulting in customer-scheduling issues, missed trips, bus no shows, and create an unacceptable level of service. In summary, a lack of action by MTA to extend the current contracts will result in serious conditions affecting the safety and welfare of our customers. The following is a list of the issues that MTA and MDOT will likely face should MTA proceed without an emergency procurement.
- ADA is a federal civil rights law prohibiting discrimination against persons with disabilities. A cessation of ADA mandated service would be a violation of the law, and the resulting loss of service would invite additional lawsuits against the State of Maryland.
- MTA would be in non-compliance with FTA / ADA regulations, thereby jeopardizing our federal funding.
- The welfare of the disabled customer community would be seriously harmed as a result of eliminating the community's means of transportation. Many people will not be capable of getting to work or to critical medical appointments.
- The safety, and, in some cases, the lives of our customers would be at risk if their transportation was eliminated.

As the MTA evaluates the proposals and awards new contracts, the potential exists that new vendors could be operating in the Baltimore area. To ensure a smooth transition and avoid serious disruptions in service to MTA customers, the MTA is including a three (3) month transition period to provide for continuity of service should there be a change in service providers. This will allow new vendors to phase in service and become more experienced with the operation.

BOARD OF PUBLIC WORKS

May 21, 2008

APPENDIX**Secretary's Agenda****REPORT OF EMERGENCY PROCUREMENT****ITEM:** Appendix 7(continued)

<u>TAX COMPLIANCE NO.:</u>	Veolia Transportation, Inc.	08-0968-1111
	MV Transportation, Inc.	08-0967-0000
<u>RESIDENT BUSINESSES:</u>	Veolia Transportation , Inc.	Yes
	MV Transportation, Inc.	No

BOARD OF PUBLIC WORKS ACTION:**REPORT ACCEPTED:****WITH DISCUSSION** ✓**WITHOUT DISCUSSION****REPORT REMANDED TO DEPT/AGENCY:****REMARKS:**

PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A**BOARD OF PUBLIC WORKS**

May 21, 2008

Secretary's Agenda

Contact: James W. Price
 cprice@dnr.state.md.us
 (410) 260-8426

ITEM 1A

Approval is requested to cancel and revert encumbrances on the following projects previously approved by the Board of Public Works. These amounts represent the balance of Program Open Space funds not expended by the county for the referenced project.

PROGRAM OPEN SPACE LOCAL SHARE: 81.20.04

Ref. Doc. #	Project #	Project Name	Co.	Leg Dist #	Fund Source	FY	Amount
PZ280014016	5286-19-75	Westover Centralized Site (Gourley)	SO	38A	819	08	\$ 350.80
PZ270024008	5092-16-670	Landover Road Entrance Feature (Murphy)	PG	47	000	06	\$3,477.00
PZ280020002	5215-12-259	Liriodendron Park (Kelly)	HA	35A	812	08	\$11,909.80
PZ280021007	4360-7-184	Elk Landing Park (Young)	CE	36	807	08	\$9,748.00

TOTAL FUNDS REVERTED**\$25,485.60**

Cecil, Harford, Prince George's, and Somerset Counties have completed these projects and requested that these funds be reverted to their county's unencumbered POS account for future projects

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

☒ Approved

☐ Disapproved

☐ Deferred

☐ Withdrawn

☐ With Discussion

☒ Without Discussion

PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A

BOARD OF PUBLIC WORKS

May 21, 2008

Secretary's Agenda

ITEM 2A

PROGRAM OPEN SPACE LOCAL SHARE:

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Approval is requested to commit \$386,853.00 for the following **development** projects located in **Carroll County**. Funding will come from the Program Open Space Local Share that is allocated to the County.

1. **Wakefield Valley Trail Extension (City of Westminster) - \$94,500.00**

POS #5357-6-286 - MD20080317-0224

Extend the existing 2.3 mile trail by approximately 1,000 feet into downtown Westminster. The trail will be paved similar to the existing trail.

FUND SOURCE: Program 81.20.04 Item 806 \$94,500.00

2. **Union Bridge Community Park Improvements (Town of Union Bridge) - \$130,230.00**

POS #5363-6-287 - MD20080317-0225

Construct a 6' wide paved trail around the existing ballfields and construct a storage shed for recreational equipment.

FUND SOURCE: Program 81.20.04 Item 806 \$130,230.00

3. **Bollinger Park Trail System (City of Taneytown) - \$45,123.00**

POS #5364-6-288 - MD20080327-0262

Develop Phase I of a 7,600 linear foot fitness trail within the 51 acre park. The trail system will operate as a walking/bicycling route and will provide a series of wellness stations.

FUND SOURCE: Program 81.20.04 Item 806 \$45,123.00

4. **Memorial Park Improvements (City of Taneytown) - \$117,000.00**

POS #5365-6-289 - MD20080327-0261

Construct a new multi-purpose field and parking area. In addition, provide further site planning for this 60 acre park to accommodate projected growth in the area.

FUND SOURCE: Program 81.20.04 Item 806 \$117,000.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A

BOARD OF PUBLIC WORKS

May 21, 2008

Secretary's Agenda

ITEM 3A

PROGRAM OPEN SPACE LOCAL SHARE:

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Approval is requested to commit \$253,500.00 for the following **acquisition** project located in **Harford County**. Funding will come from the Program Open Space Local Share that is allocated to the County.

Gwinner Property Acquisition - \$253,500.00 - POS #5366-12-266 - MD20080331-0272

Acquire a 1.5 acre parcel adjacent to Cedar Lane Park. The park has 13 athletic fields and a 90-foot diamond. This acquisition is needed to complete road improvements to Cedar Lane and Route 136 in order to provide safe and appropriate traffic flow for the park. The existing one and one-half story house will serve as a caretaker dwelling for the park.

<u>Appraised Value:</u>	Real Property Consultants, Inc.	\$220,000.00
	Page Appraisal Company	\$250,000.00

Property Cost: \$275,000.00

Incidental Costs: \$ 18,500.00

FUND SOURCE: Program 81.20.04 Item 812 \$253,500.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A**BOARD OF PUBLIC WORKS****May 21, 2008****Secretary's Agenda**

ITEM 4A

PROGRAM OPEN SPACE LOCAL SHARE:

Contact: James W. Price
 cprice@dnr.state.md.us
 (410) 260-8426

Approval is requested to commit \$541,500.00 for the following **acquisition** projects located in **Montgomery County**. Funding will come from the Program Open Space Local Share that is allocated to the County.

1. Poolesville Skate Park Acquisition (Town of Poolesville) - \$288,000.00**POS #5304-15-616 - MD28000317-0221**

Acquire 3.77 acres for a new park. The total cost of this acquisition is \$519,000.00. This project will be funded through installments. The remaining \$231,000.00 will be requested as additional Program Open Space funds become available.

Appraised Value: J. Hunter Pugh, Jr. \$505,000.00

Peter A. Moholt \$985,000.00

Property Cost: \$500,000.00

Incidental Costs: \$ 19,000.00

FUND SOURCE: Program 81.20.04 Item 939 \$288,000.00

2. Upper Paint Branch Stream Valley Park (Beatty Property) - \$253,500.00**POS #5361-15-618 - MD20080327-0263**

Acquire 0.46 additional acres for the existing 858 acre park. The back half of the parcel supports a small scatter of trees, while the front half is an open grassy area. The right fork tributary of Paint Branch passes just south of the property and joins the main stem of Paint Branch Stream. The tributary is critical for sustaining naturally reproducing brown trout in the Upper Paint Branch Watershed. This property will be available for reforestation in the future.

Appraised Value: Peter A. Moholt \$260,000.00

Laura G. Lamb \$220,000.00

Property Cost: \$250,000.00

Incidental Costs: \$ 3,500.00

FUND SOURCE: Program 81.20.04 Item 939 \$179,300.00

Program 81.20.04 Item 815 \$ 74,200.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A

BOARD OF PUBLIC WORKS

May 21, 2008

Secretary's Agenda

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

ITEM 5A

**COMMUNITY PARKS AND PLAYGROUNDS INITIATIVE:
MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2007:**



Approval is requested to commit \$75,000.00 for the following **development** project located in **Queen Anne's County**. Funding will come from the Community Parks and Playgrounds Initiative's MCCBL proceeds as noted.

Grasonville Pond Park - \$75,000.00 - CPP #5140-17-143 - MD20080317-0226

Improve the 18.5 acre park with a nature trail system around the 7 acre pond, fishing and canoe launch piers, parking, a gazebo, benches, bollards, landscaping, and an environmental education area.

FUND SOURCE: Program 89.22.38 Item 073 (MCCBL 2007) \$75,000.00

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

 Approved	Disapproved	Deferred	Withdrawn
With Discussion		 Without Discussion	

PROGRAM OPEN SPACE - SUPPLEMENT A

BOARD OF PUBLIC WORKS

May 21, 2008

Secretary's Agenda

ITEM 6A

RURAL LEGACY PROGRAM FUNDS:

Contact: Shaun P. K. Fenlon
(410) 260-8450
sfenlon@dnr.state.md.us

Approval is requested to grant to Garrett County, \$463,580.33 for the following project from Rural Legacy Funds.

PROJECT NAME: Bear Creek Rural Legacy Area

REFERENCE: The Board of Public Works authorized a \$371,705 FY 2006 Grant and a \$1,000,000 FY 2007 Grant for easement acquisitions in Garrett County for the Bear Creek Rural Legacy Area on February 1, 2006 and October 4, 2006 of the Program Open Space Agenda, Items 4A and 6A.


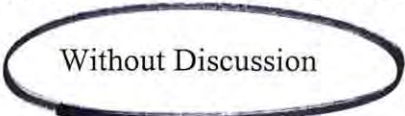
PROJECT DESCRIPTION:

James F. and Ruby K. Margroff -- \$ 463,580.33

Acquisition of this 114.42 acre conservation easement located in the Bear Creek Rural Legacy Area will protect valuable agricultural and forested land. The easement will be held by Garrett County.

FUND SOURCE: Program 81.20.04 Item 000 \$ 60,220.19 (FY 2006)
Program 81.20.04 Item 000 \$ 403,360.14 (FY 2007)

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

 Approved Disapproved Deferred Withdrawn
With Discussion  Without Discussion

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 1-S **Agency Contact:** Donna Smith
(410) 767-1271
dms@ooa.state.md.us

DEPARTMENT/PROGRAM: Maryland Department of Aging (MDOA)
Congregate Housing Services (CHS)

CONTRACT ID: See Attachment

CONTRACT DESCRIPTION: Four contracts to provide congregate housing services consisting of meals, housekeeping and personal assistance to 260 eligible residents living in 12 various senior housing facilities in Maryland that are certified by the Department to provide such services. These services are for seniors who as a result of chronic health conditions or age-related disabilities, depend on others for daily help with their routine activities.

AWARDS: See Attachment

TERM: 7/1/2008 – 6/30/2009

AMOUNT: \$717,790 Grand Total

PROCUREMENT METHOD: Sole Source (Continuity of Care)

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENTS: Same

AGENCY REMARKS: Sole Source procurement is appropriate under COMAR 21.14.01.06C in order to provide continuity of care. This program, which was established by the General Assembly in 1976, provides support to services to seniors who, as a result of chronic health conditions or age-related disabilities, depend on others for daily help with routine activities. The Maryland Department of Aging contracts with private management companies, housing authorities, and non-profit organizations to provide Congregate Housing Services (CHS) services to eligible elderly residents of senior housing apartment buildings certified by the Department to provide such services.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

MDOA's Congregate Housing Services Program (CHSP) promotes independent living in senior housing by providing a package of services consisting of meals, housekeeping, and personal assistance to residents who are 62 years of age and older and who require temporary or periodic assistance with daily living activities.

CHSP provides a state subsidy to low-income seniors who lack sufficient resources to pay for the full cost of the service. The amount of the subsidy depends upon the actual income of each client in the congregate housing program. Under a sliding scale arrangement, clients pay a specified portion of their monthly income directly to the congregate housing contractor. The Department then pays the contractor the difference between the amount each client is to directly pay the contractor and the maximum contract amount.

Due to the nature and scope of services provided by the CHSP, the availability of services must be ensured for recipients who without these services, may be at risk of relocating to a nursing home or other health-related institution in order to receive needed services.

FUND SOURCE:	100% General
APPROP. CODE:	D26A07.01
RESIDENT BUSINESS:	Yes for all
MD TAX CLEARANCE:	See Attachment

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 1-S (Cont.)

ATTACHMENT

BPW 5/21/2008

Vendor Name ADPICS No. MD Tax Clearance	Number of Residents	Award/ Contract Amount
Associated Catholic Charities, Inc. Baltimore, MD Standard - CHSP (DePaul House, St. Joachim, & St. Luke's Place) ADPICS NO. D26B9200002 MD TAX ID 08-0945-1110	71	\$160,420
National Capital B'nai B'rith Multi Family Housing Silver Spring, MD (Homecrest Facility III, Moskowitz Bldg., & Stein Bldg.) ADPICS NO. D26B9200003 MD TAX ID 08-0947-0000	42	\$162,000
MAC, Inc. Salisbury, MD (Pine Bluff Village) ADPICS NO. D26B9200004 MD TAX ID 08-0948-0110	60	\$185,000
Associated Catholic Charities, Inc. Baltimore, MD Individualized - CHSP (Basilica Place, Friendship Station, Arundel Woods, Trinity House, & Senior Housing at Aberdeen) ADPICS NO. D26B9200001 MD TAX ID 08-0946-1110	87	\$210,370
TOTAL	260	\$717,790

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

Only one bid was received in response to this solicitation. The recommended contractor, Dunbar Armored, Inc., is deemed responsible and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable and other prospective bidders had a reasonable opportunity to respond to the solicitation.

Dunbar Armored, Inc. is the incumbent contractor and has provided excellent service for the past nine years during the previous contracts. All pick-ups and deliveries have been made according to schedule. They have successfully met the timeframes for same day pick-up in Annapolis and delivery to Baltimore in order to receive the highest possible interest earning on State revenues.

One vendor who was directly emailed submitted a No Bid stating that they were unable to meet the requirement for same day delivery. Inquiries were made to the other two directly solicited vendors. One vendor replied that the timeframe for completion was insufficient. The other vendor did not reply to the inquiry.

This contract is important to the State as the Comptroller of Maryland collects nearly \$15 billion in State revenues each year. Although a large portion of this revenue is received electronically, much still is received in the form of checks. The average daily check deposit is \$10 million for all months except April. In April the average daily check deposit climbs to \$35 million. To ensure that these checks are deposited as quickly as possible and to allow the State Treasurer to maximize the interest earnings on these funds, an armored car service is used to transport these checks to the State Depository Bank each evening so that those funds can be credited the same day.

An MBE subcontract goal was not established for this procurement. It was determined that an MBE subcontract goal would not be attainable due to the fact that services being requested are for an armored car service to pick-up daily deposits in Annapolis and deliver the deposits to the State Depository in Baltimore. The subject matter does not lend itself to subcontracting and there are no ancillary services to be provided. There are 11 Certified MBE's on MDOT's MBE Directory listed as providing this type of service. However, after contacting all 11 vendors, it was determined that none of them specifically provide armored car services. They are more geared to uniformed guard services.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: E00A0401

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0527-1111

Note: This Item appeared as Item 2-S on the DBM BPW Agenda on 4/30/2008 and was withdrawn.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF BUDGET AND MANAGEMENT ACTION AGENDA

SERVICES CONTRACT

ITEM: 3-S

Agency Contact: Walter Bayne
(410) 768-7354
wbayne@mdot.state.md.us

DEPARTMENT/PROGRAM:

Transportation (MDOT)
Motor Vehicle Administration (MVA)

CONTRACT ID:

V-MUL-08043-S;
Armored Car Services
ADPICS NO. J00B8200025

CONTRACT DESCRIPTION:

CONTRACT DESCRIPTION: Contract to provide armored car services to pick-up, store and deposit daily receipts collected from 23 MVA offices located Statewide. This service ensures the essential protection of State assets.

AWARD:

Dunbar Armored, Inc.
Hunt Valley, MD

TERM:

7/1/2008 - 6/30/2011 (W/1 two-year Renewal Option)

AMOUNT:

\$354,000 (3 Year Base Contract)
\$250,000 Est. (2 Year Renewal Option)
 \$604,000 Est. Total (5 Years)

PROCUREMENT METHOD:

Competitive Sealed Bidding

BIDS OR PROPOSALS:

Only one responsive bid received

MBE PARTICIPATION:

0% (See Requesting Agency Remarks)

MBE WAVIER:

100%

PERFORMANCE SECURITY:

None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

INCUMBENTS: Dunbar Armored, Inc.
Hunt Valley, MD

Brinks Inc.
Washington, DC

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation For Bids (IFB) was advertised on *emarylandmarketplace.com*. Copies of the IFB were mailed directly to three prospective vendors, all of which were Maryland firms and none were MBEs.

The award of this contract was based on bidders submitting the lowest total monthly cost for collection from each of the 23 MVA locations. One bid was received on time. One bid, from the second incumbent, was received late and was returned unopened. Dunbar Armored submitted the only responsive bid, and is recommended for award.

MVA is dedicated to providing excellent customer service, promoting a safe driving environment, and protecting consumer interests. The MVA collects fees for services provided to customers at MVA that include, but are not limited to: issuance of driver licenses, titles, registrations and tags, driver records etc. This contract provides for the armored car services to pick-up, store, and deposit daily receipts to earn interest collected from MVA's network of facilities to various banks as designated by the MVA. This service ensures the essential protection of State assets.

The award amount for the base period of the contract is based upon the quoted firm fixed monthly rates for each MVA office. The pricing for the renewal period if exercised, will be calculated using the Consumer Price Index (CPI), as specified in the bid documents.

Due to the specialized services, a 5% MBE goal was established for this contract to subcontract for fuel and uniforms. However, Dunbar Armored requested and was granted a waiver due to the secure nature of the business. Also, Dunbar Armored is part of a "Fuel Man Nationwide Program" and under a national uniforms contract of which the providers are not MDOT MBE certified, so they are unable to subcontract the MVA proposed services.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

FUND SOURCE: 100% Special (MVA Operating Budget)

APPROP. CODE: J04E0001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0665-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Walter Bayne
(410) 768-7354
wbayne@mdot.state.md.us

DEPARTMENT/PROGRAM: Transportation (MDOT)
Maryland Motor Vehicle Administration (MVA)

CONTRACT NO. & TITLE: V-HQ-08007-S;
Marketing, Consultant Services
ADPICS NO. J00B8200026

CONTRACT DESCRIPTION: Contract for a full-service advertising agency to provide: media planning and buying; creative services (art, copywriting, graphic design, print & broadcast production); account management; marketing research and analysis; public relations planning; on-line interactive services; and miscellaneous services on an as needed basis.

AWARD: Design House
Washington, DC
MBE Certification No. 97-362

TERM: 6/1/2008 – 5/31/2013

AMOUNT: \$6,500,000 Est. (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 100% (Contractor is a Maryland Certified MBE)
35% Subcontracting Goal (on Contractor's
Administrative Fees only)

PERFORMANCE SECURITY: Yes, 25% of the amount proposed by Contractor

INCUMBENT: Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

REQUESTING AGENCY REMARKS: The notice of the availability of the Request For Proposals (RFP) was advertised on *eMarylandMarketplace.com* (EMM) under five different, but related commodity codes. The total number of vendors that received the EMM notice was 487 of which 210 were Maryland firms, 180 were small businesses and 126 were minority businesses (74 of those were both small and minority businesses).

A total of 20 firms attended the pre-proposal conference. Eight proposals were received for these services and seven of them were determined to be reasonably susceptible of being selected for award (see Attachment).

As indicated in the Attachment, Design House was both the highest ranked offeror technically and had the lowest financial offer price. Accordingly, Design House's composite score of #1 both technically and financially ranked it number one overall. Design House's years of experience, accompanied with its creative ability and understanding of MVA's marketing challenges, and its lowest price makes its offer the most advantageous to the State. (Maryland's reciprocal preference law was applied to the awardee based on Washington, D.C.'s existing preference laws, and it did not affect the outcome of the awardee's financial proposal.)

One offeror was notified on 2/28/2008 that its proposal was not reasonably susceptible of being selected for award. The other six unsuccessful offerors were all notified of their non-selection in certified letters dated 3/31/2008. Four debriefings were requested and provided.

The award amount shown above and the offer amount shown in the Attachment are different. Design House's five-year labor bid of \$593,047.27 represents its fixed hourly labor rates/administrative fees (\$362,906.25) and a media placement commission percentage (\$230,141.02) to perform the "market basket" of tasks that the MVA estimates it will utilize from its advertising and communications agency over the next five years. This represents Design House's in-house labor. The remainder of the contract award amount represents the potential expenditure for outside advertising production and media placement costs, e.g. TV air time.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

This contract will allow the MVA to work with an advertising agency to provide a comprehensive, coordinated strategy and all services normally associated with advertising and marketing support for MVA's public awareness effort. The MVA has entered into a joint effort with the District of Columbia, Virginia and the Federal Motor Carrier Agency to curb aggressive driving throughout Maryland and the Capital Beltway area. The Maryland MVA is the lead agency on the public awareness campaign.

Examples of the "market basket" of tasks sought by the MVA to accomplish its public information communication goals include, but are not limited to:

- Assistance in the graphic design, messages and image the MVA is establishing with the public, including collateral materials, website and campaign components;
- Identification and development of the mechanisms available to the MVA to convey its messages, publicize its services, and educate the public on alternative delivery of motor vehicle related services;
- Assistance with the marketing of alternative service delivery systems and identification of how they affect different segments of the driving population;
- Assistance with the design and lay-out of the employee newsletter, *The Vehicle*;
- Analysis of the effectiveness of MVA marketing and public awareness efforts; and, possibly,
- Assistance with various printing requests on an as-needed basis.

MVA is dedicated to providing excellent customer service, promoting a safe driving environment, and providing a unified message to the public and businesses regarding services it provides, including the legal requirements that must be met to own and operate a motor vehicle in Maryland. MVA also works closely with other jurisdictions on public awareness efforts to notify the public about common problems associated with enforcing driving laws, such as controlling aggressive drivers and drunk driving.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

FUND SOURCE: 91.5% Reimbursable; 8.5% Special (Transportation Trust Fund & Federal Highway Grant)

APPROP. CODE: J04E0001

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 08-0942-0011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

RANKING AND TOTAL PRICING FOR MARKETING, CONSULTING SERVICES

COMPANY	TECHNICAL RANK	FINANCIAL PRICE*	FINANCIAL RANK	OVERALL RANK**
Design House Washington, DC MBE	1	\$593,047.27	1	1
TBC, Inc. Baltimore, MD	2	887,703.75	3	2
Pinnacle Baltimore, MD MBE	4	781,449.38	2	3
Planit Baltimore, MD	3	1,146,750.00	6	4
SNS Marketing Owings Mills, MD	5	972,118.13	4	5
URS Corporation Hunt Valley, MD	7	982,224.88	5	6
BUS Design Company New Haven, CT	6	1,322,706.25	7	7

Note: * The financial proposal was based on a model of Fixed Hourly Labor Rates for each fiscal year to obtain an annual estimate for evaluation purposes only. The composite hourly rates quoted by the offeror on the Price Proposal Worksheet Form are the rates that shall be paid when invoicing for services delivered. The financial price represents the Fixed Hourly Labor Rates plus a Media Placement Commission Percentage.

** Technical factors and financial factors had equal weight in the overall ranking determination.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 5-S **Agency Contact:** Terry Niswonger
(410) 537-7522
tniswonger@mdta.state.md.us

DEPARTMENT/PROGRAM: Maryland Transportation Authority (MDTA)
Division of Finance

CONTRACT ID: 10732389;
Financial Audit Services
ADPICS NO. J01B8200010

CONTRACT DESCRIPTION: Provide financial auditing services to the Maryland
Transportation Authority.

AWARD: Clifton Gunderson, LLP
Timonium, MD

TERM: 7/1/2008 - 6/30/2013

AMOUNT: \$500,000

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice for the Request for Proposals (RFP) was advertised on both the Authority's website and *eMarylandMarketplace.com*, which directly solicited 271 prospective vendors. Copies of the solicitation notice were mailed directly to 105 prospective vendors, 79 of which were Maryland firms and 100 were MBE firms. A copy was also sent to the Governor's Office of Minority Affairs.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S (Cont.)

Three proposals were received in response to the RFP. One proposal was deemed not reasonably susceptible of being selected for award. The two remaining proposals met the RFP requirements and possessed the expertise and knowledge to conduct the required audits. Clifton Gunderson, LLP was ranked #1 technically because it was determined that it had greater experience in electronic toll auditing, conducting SAS 70 audits, and auditing construction projects. Also Clifton Gunderson, LLP has the resources to draw from on a national level for expertise and knowledge in conducting other audits required by the Authority.

While Clifton Gunderson was ranked higher technically, it had the second ranked financial offer. As stated in the RFP, technical factors had greater weight than financial factors in the overall ranking determination. It was therefore determined that the approximately 4% higher price of Clifton Gunderson, LLP was outweighed by their technical proposal, giving them the #1 overall ranking. Therefore, award is recommended to Clifton Gunderson, LLP.

It is unknown how many audits will be conducted during the term of the contract. Similarly, it is also unknown what the mix of the 5 labor categories required under the contract will be for any given audit. Because of this uncertainty the traditional method of creating a model of assumed usage for the financial proposal was not used. Instead, the financial proposal consisted of a single 5 year blended hourly labor rate. This blended hourly rate is comprised of fixed hourly rates for each of the 5 labor categories, weighted by the percentage of expected usage for each.

The \$500,000 Amount requested for this item is based upon an estimate of roughly \$100,000 being spent for audits for each of the 5 years of the contract. However, the actual expenditure under the contract will depend on the actual audits conducted, which would outline the total numbers of hours to be spent in each labor category, at the fixed hourly rates quoted in the financial proposal.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S (Cont.)

FUND SOURCE: 100% Special (Toll Revenues)

APPROP. CODE: 29.10.02.01

RESIDENT BUSINESSES: Yes

MD TAX CLEARANCE: 08-0854-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 5-S (Cont.)

ATTACHMENT

18B
BPW 5/21/2008

BIDS OR PROPOSALS (Cont):

<u>Offeror</u>	<u>Technical Rank</u>	<u>Financial* Amount (Rank)</u>	<u>Overall Rank**</u>
Clifton Gunderson, LLP Timonium, MD	1	\$118.31 (2)	1
SB & Company, LLC Hunt Valley, MD	2	\$113.35 (1)	2

Note: * The financial proposal was based on a model of Fixed Hourly Labor Rates for five categories of labor each weighted for expected usage and blended for each fiscal year. The financial amount above is a blended hourly rate of all labor categories for all five years of the contract.

** Technical factors had greater weight than financial factors in the overall ranking determination.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICE CONTRACT

ITEM: 6-S **Agency Contract:** Bruce Kozlowski
(410) 764-3482
bkozlowski@mhcc.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Maryland Health Care Commission (MHCC)

CONTRACT ID: MHCC 08-016;
Health Plan Performance Evaluation –
Report Development
ADPICS NO. M00B8200576

CONTRACT DESCRIPTION: Contract to develop three health plan performance reports published annually by MHCC and disseminate information of the findings that communicates the content of the reports in a manner that makes the information most accessible to the respective target audiences.

AWARD: National Committee for Quality Assurance
(NCQA)
Washington, DC

TERM: 6/1/2008 – 5/31/2009 (W/3 one-year
Renewal Options)

AMOUNT: \$153,660 (1 Year Base Contract)
\$160,282 (1st Renewal Option, 1 Year)
\$167,197 (2nd Renewal Option, 1 Year)
\$174,416 (3rd Renewal Option, 1 Year)
\$655,555 Total (4 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: Only one acceptable offeror

MBE PARTICIPATION: 15% (See Requesting Agency Remarks below)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S (Cont.)

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice of availability of the Request for Proposals (RFP) was advertised on *eMarylandmarketplace.com* and the DHMH and MHCC websites. Copies of the solicitation were also mailed to 56 prospective vendors, 27 of which were Maryland firms, and 62 were MBE firms. A copy was also sent to the Governor's Office of Minority Affairs.

Two proposals were received in response to the RFP. One of the proposals was determined to be not to be reasonably susceptible of being selected for award for failure to comply with the MBE submission requirements.

The recommended vendor, National Committee for Quality Assurance (NCQA), will support Commission staff in the production of an annual report series on the quality of commercial Health Maintenance Organizations (HMOs) operating in Maryland. Some of the key functions performed by the vendor are data analysis and content development, including targeted research unique to each report, writing, professional editing, and graphic design to add visual clarity to the statistical content.

Since public reporting began in 1997, the annual HMO performance report series consisted of a four-publication set. For this contract, the annual report series has been reduced to three individual reports: the consumer guide (combined with the policy issues report), the employee guide, and the comprehensive report. Each report has a different release date that occurs over the course of a one-year period.

As consumer preferences have shifted toward the Preferred Provider Organization (PPO) model, expansion efforts to include comparative results for this plan type alongside HMO results began in 2006 in preparation for the 2008 report series. The Commission brokered a new public-private partnership with four major health care providers in the State to voluntarily collect and report PPO comparative data in 2008. The providers are Aetna, CareFirst BlueCross BlueShield, CIGNA, and United Healthcare. As it currently stands, Maryland will become the first state in the nation to provide consumers with audited, comparative analysis of clinical and member satisfaction measures for both HMOs and PPOs, giving consumers an opportunity to make distinctions about their health plan choices on factors beyond price.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S (Cont.)

The vendor will work in conjunction with Commission staff to create an appropriate methodology, graphic layout, and conceptual integration of the new plan type into the 2008 report series to more efficiently address multiple audiences.

A 15% MBE Participation goal was established based on subcontracting the graphic designs and printing of all three annual reports.

FUND SOURCE:	100% Special (Fees assessed on medical providers and insurance companies)
APPROP. CODE:	M00R0101
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	08-0796-1010

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request For Proposals (RFP) was advertised on *eMarylandmarketplace.com* and DHMH's and OPASS's websites. Copies of the solicitation notice were mailed directly to six prospective vendors, all of which were Maryland firms and included three MBE firms.

Two proposals were received in response to the RFP. However, only one of these proposals was deemed reasonably susceptible of being selected for award. Resource Connections of Prince George's County, Inc. was the only vendor that submitted a proposal that satisfactorily addressed all areas of the technical factors. The technical proposal for the other offeror was deemed not qualified and their financial proposal was returned unopened. Therefore, award is recommended to Resource Connections of Prince George's County, Inc. (Resource Connections).

Resource Coordination Services began in Maryland in 1982. As fiscal resources permitted, Developmental Disabilities Administration (DDA) offered Resource Coordination Services, including Eligibility Services, to a variety of people with developmental disabilities who live in various neighborhoods throughout Maryland. Resource coordination services is a key component of the overall service delivery system in Maryland. It is a central part of DDA's compliance with the Centers for Medicare and Medicare Services (CMS) approved Home and Community-Based Waiver Program, which allows DDA to get Federal Financial Participation (FFP) for services provided in the community.

No MBE participation goal was established for this contract because there are no subcontractable elements for this contract due to the requirements of the eligibility process, which are outlined in COMAR 10.22.09 and the requirements for resource coordination services, outlined in COMAR 10.22.12. These tasks must be performed by staff who have developed expertise in interviewing, case management, advocacy, locating and linking individuals and their families to community resources, understanding the service delivery system for services that are funded and monitored by the DDA.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S (Cont.)

FUND SOURCE: 63% General; 37% Federal
(Medicaid Reimbursable)

APPROP. CODE: M00 M0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0698-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request For Proposals (RFP) was advertised on *eMarylandmarketplace.com* and DHMH's and OPASS's websites. Copies of the solicitation notice were mailed directly to seven prospective vendors, all of which were Maryland firms, and one that was a small business and one that was a minority business.

Three potential vendors attended the pre-proposal conference; however only one proposal was received in response to the RFP. In addition, no potential offerors returned the Notice to Contractors form as to why they did not submit proposals. It was determined that other offerors had a reasonable opportunity to respond to the solicitation.

The proposal received from Comprehensive Developmental Services, LLC was deemed to be reasonably susceptible of being selected for award and its price was considered fair. Therefore, Comprehensive Developmental Services, LLC is recommended for award of the contract.

The requirements of the Forensic Evaluation process as defined in Title 3 of the Criminal Procedure Article and Title 3-A of the Court and Judicial Proceedings Article state that these evaluations must be conducted by staff with specified credentials, experience and expertise in court-ordered forensic evaluations, which limits the number of vendors that can perform these services.

This contract will provide forensic evaluation services to developmentally disabled individuals in Maryland who require program services pursuant to the Titles mentioned above. Services include the assessment of individuals with developmental disabilities and mental disorders, testifying, writing reports, travel time, consulting and coordinating with the two Regional Offices and various individuals involved in court proceedings.

It was determined that there were no subcontracting opportunities for this contract; therefore no MBE participation goal was established.

The incumbent vendor for this contract is listed as the same even though the previous contract was awarded to Dr. James C. Tolan. Dr. Tolan is the owner of Comprehensive Developmental Services, LLC. He has provided great service during the previous contract and is assisting with the closing of Rosewood.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S (Cont.)

FUND SOURCE: 72% General; 28% Federal (Medicaid Reimbursable)

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0764-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 9-S **Agency Contact:** Jane Bailey
(410) 767-7072
jbailey@dhr.state.md.us

DEPARTMENT/PROGRAM: Human Resources (DHR)
St. Mary's County Department of Social Services

CONTRACT ID: SMCDSS/CWS-08-002;
ADPICS NO. N00B8200494

CONTRACT DESCRIPTION: Contract to provide After Hours Crisis Line
(AHCL) coverage for the citizens of St. Mary's County.

AWARD: A & J Shryock, LLC
Mechanicsville, MD

TERM: 6/1/2008 - 5/31/2009 (W/ 1 one-year renewal
option)

AMOUNT: \$48,000 (1 Year; Base Contract)
\$48,000 (1 Year; Renewal Option)
\$96,000 Total (2 Years)

PROCUREMENT METHOD: Multi-Step Sealed Bidding

BIDS OR PROPOSALS: Only One Bid Received

MBE PARTICIPATION: None (See Requesting Agency Remarks Below)

PERFORMANCE SECURITY: None

HIRING AGREEMENT ELIGIBLE: Yes

INCUMBENT: Alexis Zoss
Leonardtown, MD

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S (Cont.)

REQUESTING AGENCY REMARKS: An Invitation For Bids (IFB) was advertised on the DHR web site and on *eMarylandMarketplace.com*, and was directly solicited to three potential bidders, of which one was a certified small business vendor and none was a certified minority business.

The St. Mary's County Department of Social Services (SMCDSS) has the responsibility of administering social services programs that protect the children, families, and residents of St. Mary's County. This responsibility includes time beyond the SMCDSS normal business hours on weekdays and on weekends and holidays. The After Hours Crisis Line (AHCL) will respond to calls from the St. Mary's County Control Center, Maryland State Police, Sheriff's Department, or other community agencies and individuals after normal working hours. These calls deal with potential crisis situations, which involve children who are alleged to be abused, neglected, or at risk, adults who are in need of protection, children or adults in foster and adoptive homes certified by the agency, or homeless persons. In some instances, individuals in danger may have to be removed from their homes and placed into temporary safe alternative living situations.

Although only one bid was received in response to the solicitation, other bidders were given a reasonable opportunity to respond. Notices were sent to the bidders directly solicited requesting their reason(s) for not submitting a bid; one vendor, the incumbent vendor, Alexis Zoss, returned a reply stating that other commitments precluded its participation at this time.

The specifications of the IFB required vendors to have an office located close to the population area being served in order to respond quickly to any potential crisis and be knowledgeable of local resources that may be needed in the performance of crisis/placement efforts. It is not clear if potential bidders felt they could not meet these requirements.

The recommended vendor, A & J Shryock, LLC (A & J), has prior experience in After Hours services. The technical offer from A & J reflected a comprehensive and extensive knowledge of problem understanding, job responsibilities, and community resources on the part of the vendor and staff. It also reflected the proven experience and abilities of the vendor to provide services to meet the community's needs for After Hours services, especially the protection of children and vulnerable adults and emergency response to homelessness. The price bid submitted was determined to be fair and reasonable, and within the Department's budget.

Since the contract is for individual personnel, it was determined that there were no opportunities for an MBE sub-contracting goal to be established.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S (Cont.)

FUND SOURCE: 57% Federal; 43% General

APPROP. CODE: N00G0003; N00G0004

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0596-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICE CONTRACT

ITEM: 10-S **Agency Contact:** Patricia Tarpley
(410) 230-6024
ptarpley@dllr.state.md.us

DEPARTMENT/PROGRAM: Labor, Licensing and Regulation (DLLR)
Maryland Racing Commission

CONTRACT ID: DLLR-2008-0005;
Veterinarian Services for the Rosecroft Racetrack
ADPICS NO. P00B8200112

CONTRACT DESCRIPTION: Contract to provide for Veterinarian services for the
Rosecroft Racetrack located in Fort Washington, MD, to include the drawing of blood from a
minimum of two horses in each race scheduled that day.

AWARD: Jennifer L. Levitsky, DVM
Veterinarian Ventures, LLC
Bowie, MD
MBE Certification No. 03-506

TERM: 1/1/2009 - 12/31/2013

AMOUNT: \$152,600

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: Only one bid received

MBE PARTICIPATION: 100% (Contractor is a Maryland Certified MBE)
(see Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 10-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* and was posted on the DLLR Bid Board. A total of 51 vendors received a copy of the IFB, (39 vendors received the notification via eMM and the solicitation was mailed directly to 12 prospective vendors). 11 of the 12 directly solicited vendors were Maryland firms and one was a MBE firm. A copy was also sent to the Governor's Office of Minority Affairs.

Only one bid was received in response to this solicitation, which was from the incumbent. The recommended contractor is responsible and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable and other prospective bidders had a reasonable opportunity to respond to the solicitation. Accordingly, award approval is requested for this single bidder. Previous experience to procure Veterinarian service for the Rosecroft Racetrack location has resulted in only one bidder responding to the IFBs.

Vendors not responding to the IFB were contacted and provided the following reasons for not submitting a bid: (1) Lack of interest; (2) The scope of work is beyond the current capacity; and/or (3) The subject of the contract is not something the vendor normally provides.

This Veterinarian service is required at the Rosecroft Racetrack during the racing period of January through December annually. At the direction of the Racing Commission, a veterinarian will draw not less than three vials of blood each from no less than two horses out of every race at Rosecroft Racetrack, which is located in Fort Washington, MD. This service is necessary to ensure fair, impartial and appropriate conduct by all parties involved with the horses in the races.

After a thorough review of the specifications in the IFB, the Department's Procurement Review Group determined that no MBE subcontracting opportunities existed for this contract. However, the awardee is a MDOT certified MBE.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 10-S (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: P00E0103

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0425-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 11-S **Agency Contact:** Norma Cook
(410) 554-9285
ncook@dors.state.md.us

DEPARTMENT/PROGRAM: Education (MSDE)
Division of Rehabilitation Services (DORS)
Maryland Blind Enterprise Program (MBEP)

CONTRACT ID: Refrigerated Commercial Food Service
Equipment Preventive Maintenance and Repair:
ADPICS NO. R00B8200062 (Annapolis)
ADPICS NO. R00B8200063 (Baltimore)
ADPICS NO. R00B8200064 (Washington Metro)

CONTRACT DESCRIPTION: Three contracts to provide preventive maintenance at designated facilities and repair services, as required, to all refrigerated commercial food service equipment owned by and located in the Maryland Blind Enterprise Program's (MBEP) facilities throughout the Annapolis, Baltimore, and Washington Metropolitan areas.

AWARD: Quick Servant Company
Elkridge, MD

TERM: 6/1/2008 – 5/31/2011

AMOUNTS: \$225,960 (Annapolis)
\$309,680 (Baltimore)
\$307,760 (Washington Metro)
\$843,400 Total 3 Contracts (3 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-S (Cont.)

INCUMBENT: Same (See Requesting Agency Remarks below)

REQUESTING AGENCY REMARKS: Notices of the availability of the Invitation for Bids (IFB) for all three contracts were advertised on the *eMarylandMarketplace.com* website. Copies of the solicitation notices were mailed or emailed directly to 42 prospective vendors, all of which were Maryland firms, and 20 were small businesses and nine were minority businesses. Copies were also sent to the Governor's Office of Minority Affairs.

Three separate IFBs were solicited allowing vendors to bid on one, two, or all three contracts. Three bids were received in response to each of the three IFBs. Quick Servant Company had the lowest prices for all three contracts and was determined to be a responsible bidder. Therefore, Quick Servant Company is recommended for award of all three contracts.

These contracts are required to insure that the refrigerated commercial food service equipment in all of the MBEP's facilities is in appropriate working order to maintain the ongoing operation of the food service facilities. There are 12 facilities in the Annapolis area, 33 facilities in the Baltimore area, and 37 facilities in the Washington Metro area. The MBEP is responsible for maintaining federally owned equipment. 55 of the 82 facilities being serviced are federal property. The equipment includes large walk-in freezers and refrigerators, merchandisers, deli cases, sandwich units, ice cream makers and ice cream cabinets.

The services to be performed for these contracts consist of ongoing preventive maintenance and repair of all of the equipment, including the requirement to service and repair equipment upon notification of the need for emergency repairs. The vendor must be on call and provide service upon notification. Whereas some of the work for these services might be able to be divided for subcontracting, there are no available MBEs to perform the services.

Even though the Board has never seen these service contracts for approval before, since 1997, Quick Servant Company has been one of the contractors utilized for these services through small procurements. Quick Servant Company's previous performance on these service contracts has been satisfactory by performing scheduled maintenance and emergency repairs on a timely basis with no multiple repairs for the same problems.

The MBEP is a program that is funded through commissions from vending machines on federal property, military bases, Post Offices properties, state property, and from highway rest stops, such as I-95 in Laurel, and set-aside for the blind vendors; the funding for this contract is thus considered to be Special Funds.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-S (Cont.)

FUND SOURCE: 100% Special (Blind Vendors Program)

APPROP. CODE: R00A0124

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0424-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 11-S (Cont.)

ATTACHMENT

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BPW 5/21/2008

BIDS OR PROPOSALS (Cont):

Bidders

Bids/Contract Areas

	<u>Annapolis</u>	<u>Baltimore</u>	<u>Washington Metro</u>
Quick Servant Company Elkridge, MD	\$225,960	\$309,680	\$307,760
Ocean Air Heating & Cooling Chester, MD	\$310,936	\$431,156	\$452,571
RJH AC & Refrigeration Services Beltsville, MD	\$387,596	\$539,389	\$556,657

Note: Each area was a separate IFB. Bidders could respond to any or all of the IFBs. Bids were based upon a model for a fixed number of hours for equipment repairs and calculated based on the fully loaded labor hourly rates and a flat rate for preventive maintenance for the three year period. Also included in the bid price was an agency specified projected amount for parts reimbursement.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 12-S **Agency Contact:** Debi Chronister
(410) 767-2211
DChronister@choosemaryland.org

DEPARTMENT/PROGRAM: Business and Economic Development (DBED)
Division of Tourism, Film and the Arts and
Division of Business Development

CONTRACT ID: T00R8201556;
Advertising & Research Services
ADPICS NO. T00B8200033 - Functional Area I
T00B8200031 - Functional Area II

DESCRIPTION: Two separate contracts to provide advertising and media placement services for two Functional Areas: I – Creative Services and II – Media Services. These two areas include creative development and production, media planning and buying, promotion development and implementation assistance and direct marketing.

AWARDS: Functional Area I:
Trahan, Burden & Charles, Inc.
Baltimore, MD

Functional Area II:
Media Works, LTD
Owings Mills, MD

TERM: 7/1/2008 – 6/30/2013 (5 Years)

AMOUNTS: \$ 5,550,000 (Functional Area I)
\$19,000,000 (Functional Area II)
\$24,550,000 Total 2 Contracts

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 25% (Functional Area I)
20% (Functional Area II)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 12-S (Cont.)

PERFORMANCE SECURITY: \$300,000 each

INCUMBENT: Gray, Kirk & VanSant
Baltimore, MD

REQUESTING AGENCY REMARKS: A notice of the availability of the Request For Proposals (RFP) was published on *eMarylandMarketplace.com* and was sent to 315 potential contractors of which 85 were minority businesses. Copies of the solicitation notice were mailed directly to 13 Maryland firms. A copy of the RFP was also sent to the Governor's Office of Minority Affairs.

The RFP defined four Functional Areas as shown below encompassing all required services:

- I- Creative Services
- II- Media Services
- III- Public Relations
- IV- Research

Offerors were allowed to submit proposals for one, some or all of the Functional Areas and to receive a contract award for one or multiple Functional Areas. However, as described below, no awards are being made for Functional Areas III and IV.

Seven offerors submitted 11 proposals for the individual Functional Areas in response to the RFP. One offeror's single proposal was determined to be not reasonably susceptible of being selected for award for failure to comply with MBE submission requirements and their financial proposal was returned unopened. The breakdown of the remaining proposals is as follows:

In Functional Area I – Creative Services: Four proposals were received. The technical proposal for one of the offerors was deemed not qualified and their financial proposal was returned unopened. The recommended vendor, Trahan Burden & Charles, Inc. (TBC), was ranked #1 technically and had the lowest price.

In Functional Area II – Media Services: Four proposals were received. The recommended vendor, Media Works, LTD, was ranked #1 technically and had the second lowest price. The superior technical offer from Media Works, LTD outweighed their 5% higher price making their offer the most advantageous to the State.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 12-S (Cont.)

In Functional Area III – Public Relations: Two proposals were received. During the evaluation process it came to light that public relations assistance may not be required for the entire term of the contract. Therefore, Functional Area III was cancelled. This service may be resolicited at a later date for a shorter term.

In Functional Area IV – Research: One proposal was received. However the proposed price for this service exceeded the budgeted amount. Therefore, Functional Area IV was also cancelled.

The Contract for each Functional Area establishes a fixed monthly fee amount that will be paid. The Award Amount is composed of two components as described below:

- Contractor's Fee: This component is the fixed monthly fee, based on the Financial Offers, to be paid to the Contractors for the service to be provided in the appropriate Functional Area.
- DBED's Marketing Budget: This component is the portion of DBED's marketing budget as estimated in the RFP for each Functional Area and is the same regardless of the Contractor selected. The Contractor(s) will be placing and paying for various productions, media buys, and other projects with third-parties. These costs shall be pre-approved by DBED and reimbursed at the Contractor's actual cost with no markup allowed. The Marketing Budget for Functional Area I is \$4,000,000; the Functional Area II Marketing Budget is \$18,212,500.

DBED's mission is to function as an economic development catalyst for Maryland by promoting the State as a world-class location for business expansion and retention, film production and as a destination for consumers on vacation and business travel.

The Office of Tourism will be the primary user of this contract to help spur economic vitality to the State through visitor spending. Maryland's latest visitor data confirms that in 2006, Maryland welcomed more than 28 million visitors who generated more than \$11.4 billion in visitor spending. That figure is up from \$10.7 billion the previous calendar year. During 2006, the Maryland tourism industry generated more than \$895 million in State and local taxes and provided more than 116,000 jobs to Maryland residents.

One of the major components of a healthy tourism economy is the invitation, and a positive response to that invitation, to consumers within our primary market - women 25-64 in households with income of \$60,000 or more and who live within 400 miles of Maryland's borders.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 12-S (Cont.)

The advertising agency and the media services firm will help craft messages and delivery mechanisms such as purchasing ads in print, on electronic platforms (internet, radio and television) and other venues such as outdoor advertising.

It is anticipated with this contract that the Maryland Office of Tourism will have a higher propensity of reaching people within its target market due to its hiring of the technically best creative development advertising agency and media planning services team, which should result in increased interest in its marketing message as measured by inquiries requesting further Maryland travel information and conversion rates. The conversion rate is the measurement of those people that requested Maryland travel information that actually spend their travel dollars in Maryland.

Additionally, DBED will be using the contracts to craft marketing messages and media placements to elevate Maryland's position in the consideration set for businesses that are considering relocation or expansion. The advertising agency and the media services firm will help craft messages and delivery mechanisms such as purchasing ads in print, on electronic platforms (internet, radio and television) and other venues such as outdoor advertising.

FUND SOURCE: 100% General

APPROP. CODES: T00E0001 (Division of Business Development)
T00G0001 (Division of Tourism, Film and the Arts)

RESIDENT BUSINESS: Yes for both

MD TAX CLEARANCE: 08-0638-1111 (Trahan, Burden & Charles, Inc.)
08-0639-0111 (Media Works, LTD)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 12-S (Cont.)

ATTACHMENT

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BPW 5/21/2008

BIDS OR PROPOSALS (Cont):

<u>Offeror</u>	<u>Tech. Rank</u>	<u>Financial Offer (Rank)</u>	<u>Overall Rank *</u>
<u>Functional Area I – Creative Services</u>			
Trahan, Burden & Charles, Inc. Baltimore, MD	1	\$1,549,999.80 (1)	1
Gray, Kirk and VanSant, Inc. Baltimore, MD	2	\$1,971,132.00 (2)	2
Carton Donofrio Partners, Inc. Baltimore, MD	3	\$3,005,520.00 (3)	3
<u>Functional Area II – Media Services</u>			
Media Works, Ltd. Owings Mills, MD	1	\$ 787,500.00 (2)	2
Trahan, Burden & Charles, Inc. Baltimore, MD	2	\$ 750,000.00 (1)	1
Gray, Kirk/VanSant Advertising, Inc. Baltimore, MD	2	\$1,488,000.00 (3)	3
Carton Donofrio Partners, Inc. Baltimore, MD	4	\$1,167,360.00 (4)	4

Note: * Technical factors had greater weight than financial factors in the overall award determination.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

INFORMATION TECHNOLOGY CONTRACT

ITEM: 13-IT **Agency Contact:** Elliot Schlanger
(410) 260-2994
eschlanger@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget & Management (DBM)
Office of Information Technology (OIT)

CONTRACT ID: Sole Source – ChangeMan Software
ADPICS NO. F10B8200016

CONTRACT DESCRIPTION: Request for retroactive approval to provide software maintenance support to ChangeMan software for the Department of Budget & Management (DBM).

AWARD: Serena Software, Inc.
San Mateo, CA

TERM: 12/14/2007 - 12/13/2010

AMOUNT: \$86,454 (3 Years)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: Request for retroactive approval to provide system support and maintenance for Serena ChangeMan Software. This software is used to satisfy requirements for configuration management and application development for the Financial Management Information System (FMIS), R*STARS, ADPICS, and ADHOC applications.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 13-IT (Cont.)

Serena owns the exclusive rights to the source code and has no arrangements with any other contractor for third party support. Accordingly, Serena is the only company that can provide software maintenance support.

In the past, the annual maintenance contract was done as a small procurement since the annual cost was less than \$25,000; however, the cost of the yearly maintenance has reached a level that requires a formal contract following other than small procurement procedures. Further, a more thorough legal review of the contract by both parties revealed issues that resulted in protracted negotiations, partly since the Contractor was reluctant to sign a Maryland contract due to its terms and conditions. Unfortunately, the negotiations went beyond the contract end date and Serena has been providing telephone support during the interim period as a sign of good faith. Final agreement has been reached and a signed contract is in hand.

Remote maintenance support provided from California is not divisible or practical to subcontract; accordingly, there is no MBE subcontracting opportunity for this contract.

FUND SOURCE: 100% General

APPROP. CODE: F10A0402 12/14/2007 - 12/13/2008
F50B0402 12/14/2008 - 12/13/2010

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 08-0918-1111

DBM REMARKS: Retroactive approval requested pursuant to
11-204(c) State Finance & Procurement Article.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

INFORMATION TECHNOLOGY CONTRACT

ITEM: 14-IT **Agency Contact:** Elliot Schlanger
(410) 260-2994
eschlanger@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget & Management (DBM)
Office of Information Technology (OIT)

CONTRACT ID: 050B8800008;
Local Telecommunications Services
ADPICS NO. 050B8800008

CONTRACT DESCRIPTION: Contract to provide local telecommunications services for State offices, which is available for use by all State agencies and includes all local network lines and local calls.

AWARD: Verizon Business Network Services Inc. (Verizon)
(on behalf of the Verizon affiliates)
Linthicum, MD

TERM: 8/1/2008 - 7/31/2013

AMOUNT: \$55,000,000 Est. (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 5%

PERFORMANCE SECURITY: None

INCUMBENTS: Verizon Maryland, Inc.
Baltimore, MD

AT&T Local Services
Columbia, MD

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-IT (Cont.)

MCI Communications Services, Inc.
(dba Verizon Business Services)
Baltimore, MD

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* and the DBM website. It was also posted on the DBM Bid Board. Copies of the RFP notice were sent directly to 14 prospective vendors, of which 10 were Maryland firms and none were minority businesses. A copy of the RFP was also sent to the Governor's Office of Minority Affairs.

The local telecommunications services consists of the local network lines and local phone service call usage from the phone company to the State offices within the local territories called LATAs (Local Access and Transport Area). Under the split-up of AT & T that occurred in 1984 LATAs were established for all states to geographically delineate the telecommunications traffic that could be handled by local telephone companies (originally C & P Telephone within Maryland, now Verizon) versus traffic that had to be handled as long distance calls by a non-local telephone company (originally the surviving, greatly reduced, AT & T). In 1984, Maryland was separated into four LATAs, commonly referred to as the Baltimore, Washington, Hagerstown and Salisbury LATAs, to roughly denote the geographic areas each LATA encompassed. These four LATAs still exist today, exactly as first created in 1984.

Under the RFP offerors could propose to serve one, some or all four Maryland LATAs. The specific responses are as follows.

Hagerstown and Salisbury LATAs: Verizon was the only offeror for these LATAs.

Baltimore and Washington LATAs: Three proposals were received for each of these LATAs. However, one of the three offerors for the Baltimore and Washington LATAs was eliminated because it was judged not to be responsible. The two remaining offerors for the Baltimore and Washington LATAs were both judged to be responsible and to have submitted proposals that were reasonably susceptible of being selected for award. Verizon was ranked #1 technically in each of the Baltimore and Washington LATA and was the lower priced offeror in the Washington LATA. Broadview Networks was the lower priced offeror for the Baltimore LATA.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-IT (Cont.)

Award Recommendations:

- Verizon is recommended for award of the Hagerstown and Salisbury LATAs because it was the only offeror proposing to serve these LATAs. For these LATAs Verizon's price has been deemed fair and reasonable and it was determined that other prospective offerors had a reasonable opportunity to respond to the solicitation.
- Verizon is recommended for award of the Washington LATA because it had the #1 ranked technical proposal and the lower price on the RFP pricing model.
- Verizon is recommended for award of the Baltimore LATA because overall it was judged to be the more advantageous offeror for this LATA. For the Baltimore LATA Verizon had the #1 technical proposal, but the #2 price proposal. Under the terms of the RFP technical factors had more weight in the award determinations than the price proposal. Verizon's technically superior offer demonstrated a higher level of support and capability to perform this size contract for the State, which was judged to outweigh the 11.8% higher price on the RFP pricing model.

Because Verizon is being recommended for awards in all four LATAs, the four awards are being consolidated into one contract.

The MBE participation goal of 5% was determined based upon analysis of the available subcontracting opportunities for this type of telecommunications business. The majority of the monthly prices are fixed prices for networks and usage due to local calls which may not be subcontracted. The areas identified as being subcontractable were for billing support, software support, and installation.

This contract is also available for use by local governments within Maryland.

The award of this contract was first submitted to appear on the 4/30/2008 DBM BPW Agenda. However, upon notification of its non-selection for the Baltimore LATA Broadview Networks, the only other qualified offeror for this LATA, filed a protest. This protest was filed the same day that the 4/30/2008 agenda was submitted, and with the cooperation of the BPW staff, the item for the proposed contract award was removed from the agenda before it was published. The protest by Broadview of the proposed Baltimore LATA award was denied by the Department on 5/8/2008.

Although no protest was filed by Broadview for the Washington LATA, or by any vendor for the Hagerstown or Salisbury LATAs, because the Baltimore LATA accounts for approximately 88% of the State's expenditures on local access and to maintain the same contract terms for all

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-IT (Cont.)

LATAs, in response to this protest via Item 26-IT-MOD on this 5/21/2008 Agenda it is requested that a one month extension be granted for the existing contracts to serve all four LATAs. Accordingly, the requested start date in this Item for all contracts is 8/1/2008.

FUND SOURCE: Various

APPROP. CODE: Various

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0618-1111 (Verizon Business Network Services)
08-0617-1101 (Verizon Maryland, Inc.)
08-0600-1101 (Verizon Network Integration Corp.)
08-0618-1111 (MCI Communications Services Inc.
dba Verizon Business Services)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 14-IT (Cont.)

ATTACHMENT

BPW 5/21/2008

	TECHNICAL RANKING	FINANCIAL RANKING	FINANCIAL PROPOSAL (5 YEARS)	OVERALL RANKING
BALTIMORE LATA				
Verizon Linthicum, MD	1	2	\$17,510,079	1
Broadview Networks, Inc. Rye Book, NY	2	1	\$15,662,924	2
WASHINGTON LATA				
Verizon Linthicum, MD	1	1	\$ 786,652	1
Broadview Networks, Inc. Rye Book, NY	2	2	\$ 1,004,100	2
SALISBURY LATA				
Verizon Linthicum, MD	1	1	\$ 795,814	1
HAGERSTOWN LATA				
Verizon Linthicum, MD	1	1	\$ 800,299	1

*LATA-Local Access Transport Area – The geography defined by the telecommunications industry in which calls are rated either Intra-LATA or Inter-LATA for billing purposes.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

INFORMATION TECHNOLOGY CONTRACT

ITEM: 15-IT **Agency Contact:** Charles Bristow
(410) 865-1040
cbristow@mdot.state.md.us

DEPARTMENT/PROGRAM: Transportation (MDOT)
The Secretary's Office

CONTRACT ID: OTTS-09-002;
IBM Mainframe Software Licenses and
Related Support Services
ADPICS NO. J01B8200008

CONTRACT DESCRIPTION: Provide for the maintenance and usage of IBM
mainframe operating system software located at the Glen Burnie Data Center.

AWARD: IBM Corporation
Baltimore, MD

TERM: 7/1/2008 - 6/30/2009

AMOUNT: \$1,716,501 (1 Year)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

INCUMBENT: Same

REQUESTING AGENCY REMARKS: This contract provides for the continuation of
essential maintenance and usage of proprietary IBM mainframe operating system and related
software products currently installed on the IBM mainframe processor located at the Glen Burnie
Data Center.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 15-IT (Cont.)

IBM is the sole owner of the proprietary operating system software and its subsystems installed on the existing IBM mainframe processor; therefore, there is no other available source for the maintenance software.

This software license agreement is critical to the ability to fulfill MDOT's responsibility as the central data processing center for all of MDOT, including the Maryland Transportation Authority.

Due to the proprietary nature of the services being provided, there are no subcontracting opportunities and therefore no MBE participation goal for this Contract.

FUND SOURCE: 100% Special (Transportation Trust Fund)

APPROP. CODE: J01A0107

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0633-1101

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

INFORMATION TECHNOLOGY CONTRACT

ITEM: 16-IT **Agency Contact:** Charles Bristow
(410) 865-1040
cbristow@mdot.state.md.us

DEPARTMENT/PROGRAM: Transportation (MDOT)
The Secretary's Office

CONTRACT ID: OTTS-09-001;
CA Mainframe Software Licenses and
Related Support Services
ADPICS NO. J01B8200007

CONTRACT DESCRIPTION: Provide for the maintenance and usage of Computer
Associates mainframe operating system software located at the Glen Burnie Data Center.

AWARD: Computer Associates International, Inc.
Islandia, NY

TERM: 7/1/2008 - 6/30/2011

AMOUNT: \$1,351,425 (3 Years)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

INCUMBENT: Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 16-IT (Cont.)

REQUESTING AGENCY REMARKS: This contract provides for the continuation of essential maintenance and usage of the proprietary Computer Associates mainframe operating system and related software products currently installed on the IBM mainframe processor located at the Glen Burnie Data Center.

Computer Associates is the sole owner of the proprietary operating system software and its subsystems installed on the existing IBM mainframe processor; therefore, there is no other available source for the maintenance software.

This software license agreement is critical to the ability to fulfill MDOT's responsibility as the central data processing center for all of MDOT, including the Maryland Transportation Authority.

Due to the proprietary nature of the services being provided, there are no subcontracting opportunities and therefore no MBE participation goal for this Contract.

FUND SOURCE:	100% Special (Transportation Trust Fund)
APPROP. CODE:	J01A0107
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	08-0634-1001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 17-S-OPTION **Agency Contact:** Bruce Kozlowski
(410) 764-3482
bkozlowski@mhcc.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Maryland Health Care Commission
(MHCC)

CONTRACT ID: MHCC 07-019;
Maryland Nursing Facility Family Survey
ADPICS NO. M00B8200558

CONTRACT APPROVED: 6/6/2007 DBM BPW Agenda Item 3-S

CONTRACTOR: Market Decisions, LLC
South Portland, ME

CONTRACT DESCRIPTION: Contract to conduct an annual family satisfaction survey related to the care provided to a family member in Maryland nursing facilities and produce reports (Statewide and for each participating facility) of the results of the survey suitable for public dissemination and use by Marylanders when selecting a nursing facility.

OPTION DESCRIPTION: Approval request to exercise the first of two one-year renewal options as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 7/1/2007 – 6/30/2008 (W/2 one-year
Renewal Options)

TERM OF OPTION: 7/1/2008 – 6/30/2009

AMOUNT OF ORIGINAL CONTRACT: \$246,218

AMOUNT OF OPTION: \$240,162 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNT: \$486,380

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 17-S-OPTION (Cont.)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

REQUESTING AGENCY REMARKS: Request for approval to exercise the first of two one-year renewal options as contained in the original contract for an annual family satisfaction survey and related services.

Under the provisions of Health-General Article §19-135(d), the Maryland Health Care Commission must implement a system to comparatively evaluate the quality of care and performance of nursing facilities and annually report findings to nursing facilities, Marylanders, and other interested parties. The authorizing legislation requires that, as appropriate, performance information be solicited from consumers and their families. This contract will provide services needed to conduct an annual survey of responsible parties' (family members or designated representatives) experience of the care provided to over 25,000 residents in nursing facilities and produce reports of the results of the survey. The purpose of the comparative evaluation system is to improve the quality of care provided by nursing facilities by establishing a common set of performance measures and disseminating results for use by individuals in making informed healthcare choices. It also serves to identify for each nursing facility areas where improvement is needed.

There is widespread interest in the survey results. The web site that displays the results currently receives nearly 20,000 visits annually. In 2007, there were 13,220 hits on the nursing home website. In the nine months of FY 2008, it has had 14,501 hits. It is expected to have a 15% increase in hits for the year. Traffic on the web site increased from 1,200 visits per month to 1,950 visits per month for the first three months following release of the survey findings in January. The survey also generates significant media interest in print and television making a broad spectrum of Marylanders aware of this information which resides on the Commission's website www.mhcc.maryland.gov as part of the Long-Term and Community-Based Care Guide.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 17-S-OPTION (Cont.)

The current contractor successfully and efficiently completed the 2007 survey and produced the required reports in both written and electronic formats. Execution of the 2007 survey required the contractor:

- to create and implement a survey administration protocol resulting in mailing of 17,000 surveys and reminder cards, 10,025 follow-up surveys, and nearly 5,000 follow-up phone calls;
- write programs to tabulate results;
- establish templates for required reports in paper and electronic formats; and
- distribute reports to the 224 participating nursing homes.

Additionally, because 2008 will represent the third consecutive survey administration, a comparison of trends in scores among the surveys is needed. The current contractor is in the best position to identify trends and interpret their meaning for users of the survey (nursing home staff and Maryland consumers), having conducted similar surveys in other states. Resoliciting the scope of work would require the new contractor to learn the protocols, programs and tools requiring additional time and cost for both the contracted staff and Commission staff. Therefore, exercising the renewal option on this contract is believed to be the most cost effective course of action.

FUND SOURCE:	100% Special (Fees assessed on medical providers and insurance companies)
APPROP. CODE:	M00R0101
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	08-0631-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 18-S-OPTION **Agency Contact:** Stephen Bocian
(410) 402-8570
bocians@dhmmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Alcohol & Drug Abuse Administration
(ADAA)

CONTRACT ID: DHMH-OCPPM 06-9081 (Gaudenzia);
DHMH-OCPPM 06-9082 (Second Genesis);
Statewide Therapeutic Community
Residential Substance Abuse Treatment
Program
ADPICS NO. M00B9200010

CONTRACT APPROVED: 2/1/2006 DBM BPW Agenda Item 2-S

CONTRACTORS: Gaudenzia, Inc.
Norristown, PA
(Local Office in Baltimore, MD)

Second Genesis, Inc.
Silver Spring, MD

CONTRACT DESCRIPTION: Multiple awards contract to three vendors to
provide Statewide residential substance abuse treatment services for patients referred by the
court system for a total of 110 beds, Statewide.

OPTION DESCRIPTION: Approval request to exercise the second and
final option as contained in the original contract for two of the contractors. (See Requesting
Agency Remarks below.)

TERM OF ORIGINAL CONTRACT: 2/1/2006 - 6/30/2007 (W/2 one-year renewal
options)

TERM OF OPTION: 7/1/2008 - 6/30/2009

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 18-S-OPTION (Cont.)

AMOUNT OF ORIGINAL CONTRACT: \$1,917,209
AMOUNT OF OPTION: \$2,876,988
PRIOR MODIFICATIONS/OPTIONS: \$4,308,652 (See Attachment)
REVISED TOTAL CONTRACT AMOUNT: \$9,102,849
ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final one-year option as contained in the original contract for residential substance abuse treatment services. (A modification to Option #1 is being requested for approval on this agenda as Item 23-S-MOD.)

The vendors are providing services that are consistent with the industry standard. As allowed in the contract, ADAA will continue to make referrals to the lowest priced bed available within the ADAA service region in which the patient resides. In the contract option year, the order of referral may be adjusted by the Department based on the vendor's performance during the base contract term.

To ensure vendor performance relative to the contract, an attestation process is used. Upon receipt of a monthly invoice, ADAA program staff compares the invoiced services with the vendor's patient records. ADAA program staff attests that invoiced services have been provided consistent with the level of care the patient needs. The attestation process occurs before payment of the invoice is authorized by the ADAA.

It would be in the best interest of the State to continue these contracts for the remaining renewal option versus rebidding for these services. The multi-step sealed bidding procurement resulted in prices that were comparable to or below the industry standard. The certified vendors available to provide these services are limited. Rebidding these services could result in a higher per patient per day price.

Because this is the last renewal option on this contract, the ADAA intends to re-solicit for these services on a competitive basis with contracts to be in place in time for FY2010.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 18-S-OPTION (Cont.)

The third contractor, Addiction Recovery, Inc., was deleted from the list of possible providers because they have not provided any services to date due to a per bed price of \$208.78 compared to \$62.30 or \$87.59 from the other two contractors. Addiction Recovery, Inc. has not been called by ADAA to provide services since the contract allows for provision of service according to the per bed price. Addiction Recovery, Inc., therefore, saw no need to sign the modification form related to Item 23-S-MOD since the possibility of providing services in the future did not seem likely. Because of the non-usage of Addiction Recovery, Inc. since this contract started and because it declined to participate in the modification contained in Item 23-S-MOD, ADAA is not seeking to renew the contract with Addiction Recovery, Inc. for this final option year.

FUND SOURCE:	99% General; 1% Federal (SAPT Block Grant)
APPROP. CODE:	M00K0201
RESIDENT BUSINESS:	Yes for both
MD TAX CLEARANCE:	08-0401-0110 (Gaudenzia) 08-0403-0110 (Second Genesis)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 18-S-OPTION (Cont.)

ATTACHMENT

60B
BPW 5/21/2008

PRIOR MODIFICATIONS/OPTIONS: (Cont.)

Mod. #1	\$1,256,664	Mod to increase the total amount of funding available for this contract due to a greater than anticipated demand for these services for the period 1/4/2007 – 6/30/2007. Total number of beds was increased to 130. Approved on the 1/3/2007 DBM BPW Agenda Item 10-S-MOD.
Mod #2	\$ 175,000	Mod to increase the total amount of funding available for this contract due to retention and completion rates being higher than originally anticipated for the period 5/10/07 – 6/30/2007. Approved on the 5/9/2007 DBM BPW Agenda Item 9-S-MOD.
Opt #1	\$2,784,988	Exercise the first of two one-year renewal options on the contract for the period 7/1/07 – 6/30/08. Approved on the 6/6/2007 DBM BPW Agenda Item 18-S-OPTION.
Mod #3	\$ 92,000	Mod to increase the total amount of funding available for this contract due to a greater than anticipated demand for these services for the period 6/1/2008 – 6/30/2008. If approved on this agenda: 5/21/2008 DBM BPW Agenda Item 23-S-MOD.
	<hr/> \$4,308,652	Total

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 19-S-OPTION **Agency Contact:** Stephen Bocian
(410) 402-8570
bocians@dhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Alcohol & Drug Abuse Administration
(ADAA)

CONTRACT ID: See Attachment 1
Statewide Long Term Residential Substance
Abuse Services for Pregnant and Postpartum
Women and Their Children
ADPICS NO. M00B9200008

CONTRACT APPROVED: 2/1/2006 DBM/BPW Agenda Items 1-S

CONTRACTORS: See Attachment 1

CONTRACT DESCRIPTION: Multiple awards contract to three vendors to
provide Statewide long-term residential substance abuse treatment services for pregnant and post
partum women with their children, for a total of 46 beds, Statewide.

OPTION DESCRIPTION: Approval request to continue existing
residential substance abuse treatment services by exercising the second and final one-year
renewal option as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 2/1/2006 - 6/30/2007 (W/2 one-year renewal
options)

TERM OF OPTION: 7/1/2008 - 6/30/2009

AMOUNT OF ORIGINAL CONTRACT: \$2,831,637 (3 Years)

AMOUNT OF OPTION: \$1,753,332 (1 Year)
(\$1,718,265 General; \$35,067 Federal)

PRIOR MODIFICATIONS/OPTIONS: \$1,453,332 (See Attachment 2)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 19-S-OPTION (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$6,038,301

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to continue existing residential substance abuse treatment services by exercising the second and final one-year renewal option as contained in the original contract.

The vendors are providing services that are consistent with the industry standard. As allowed in the contract, ADAA will continue to make referrals to the lowest priced bed available within the ADAA service region in which the patient resides. In the contract option year, the order of referral may be adjusted by the Department based on the vendor's performance during the base contract term.

To ensure vendor performance relative to the contract, an attestation process is used. Upon receipt of a monthly invoice, ADAA program staff compares the invoiced services with the vendor's patient records. ADAA program staff attests that invoiced services have been provided consistent with the level of care the patient needs. The attestation process occurs before payment of the invoice is authorized by the ADAA.

It would be in the best interest of the State to continue these contracts for the remaining renewal option versus rebidding for these services. The multi-step sealed bidding procurement resulted in prices that were comparable to or below the industry standard. The certified vendors available to provide these services are limited. Rebidding these services could result in a higher per patient per day price.

Because this is the last renewal option on this contract, the ADAA intends to re-solicit for these services on a competitive basis with contracts to be in place in time for FY2010.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 19-S-OPTION (Cont.)

FUND SOURCE: 98% General, 2% Federal (SAPT Block Grant)

APPROP. CODE: M00K0201

RESIDENT BUSINESS: Yes for all

MD TAX CLEARANCE: See Attachment 1

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 19-S-OPTION (Cont.) **ATTACHMENT 1**

64B
BPW 5/21/2008

AWARDS: (Cont):

<u>Contractors</u>	<u>Contract ID</u>	<u>MD Tax Clearance</u>
Gaudenzia, Inc. Norristown, PA (Local Office in Baltimore, MD)	DHMH-OCPMP 06-9076	08-0401-0110
Second Genesis, Inc. Silver Spring, MD	DHMH-OCPMP 06-9078	08-0403-0110
Potomac Healthcare Baltimore, MD	DHMH-OCPMP 06-9077	08-0402-0110

ITEM: 19-S-OPTION (Cont.)

ATTACHMENT 2

65B
BPW 5/21/2008

PRIOR MODIFICATIONS/OPTIONS (Cont):

Mod. #1	(\$300,000)	Mod to decrease the total amount of funding available for this contract. The anticipated expenditures have been less than originally projected. Approved on the 5/9/2007 DBM BPW Agenda, Item 8-S-MOD.
Opt. #1	\$1,753,332	Exercised Renewal Option Year 1 to continue existing services for the period 7/1/2007 – 6/30/2008. Approved on the 6/6/2007 DBM BPW Agenda, Item 17-S-OPTION.
	<u>\$1,453,332</u>	Total

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 20-S-OPTION **Agency Contact:** Elise Green-Watford
(410) 767-5454
EGreen-Watford@dhhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Office of Systems, Operations and
Pharmacy (OSOP)

CONTRACT ID: OPASS 06-8749-3;
Enrollment Broker Services
ADPICS NO. M00B8200535

CONTRACT APPROVED: 8/10/2005 DBM BPW Agenda Item 15-S

CONTRACTOR: Policy Studies, Inc.
Denver, CO
(Local office Baltimore, MD)

CONTRACT DESCRIPTION: Contract to provide Statewide outreach,
education and enrollment services to HealthChoice and Maryland Children's Health Program
enrollees in order to ensure the availability of and access to appropriate health care services (see
requesting agency remarks below).

OPTION DESCRIPTION: Approval request to continue existing
outreach services by exercising the first of three one-year renewal options as contained in the
original contract.

TERM OF ORIGINAL CONTRACT: 8/11/2005 - 6/30/2008 (W/3 one-year
renewal options)

TERM OF OPTION: 7/1/2008 – 6/30/2009

AMOUNT OF ORIGINAL CONTRACT: \$20,767,825 Est. (Base Contract)

AMOUNT OF OPTION: \$8,084,684 (1 Year)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 20-S-OPTION (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$2,681,372 Est. Total for Base Contract
(See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$31,533,881 (Base plus 1st Renewal Option)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

REQUESTING AGENCY REMARKS: Request for approval to continue existing outreach services by exercising the first of three one-year renewal options as contained in the original contract.

This HealthChoice enrollment services contract is the centerpiece of the HealthChoice program in terms of recipient outreach, education, enrollment, primary care provider selection, transfers in and out of managed care organizations, and annual right to change opportunities. The Enrollment Broker will continue to provide customer service to recipients by contacting and educating enrollees about their managed care opportunities, assisting HealthChoice beneficiaries in choosing and enrolling into a managed care organization (MCO), assisting enrollees in selecting a Primary Care Provider (PCP), and assisting enrollees and members in accessing and effectively using their MCO and PCP in order to ensure the availability of and access to appropriate health care. In addition to performing services for HealthChoice, the Contractor will continue to perform Enrollment/Broker Consultant Services for all enrollments into the Primary Adult Care (PAC) programs.

This renewal option is recommended because Policy Studies, Inc. (PSI) has exceeded their contractual obligation with the State of Maryland. The enrollment broker has consistently provided superior customer service to the over 465,000 citizens of Maryland who currently receive health care services through their Medicaid coverage.

PSI also has consistently managed to exceed the Voluntary Enrollment Rate (VER) of 80% as required in the contract even with the challenges of the new PAC population. The PAC population is very transient making it difficult to provide outreach as they move and possibly have incorrect contact information in the system.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 20-S-OPTION (Cont.)

PSI has provided consistent service to the HealthChoice program since the inception the contract. There have been no outstanding complaints about the service of this vendor. PSI is accurate and meets all deadlines in a timely manner. As the contract has been monitored the enrollment broker has continued to display satisfactory customer service for the recipients of the Maryland Medicaid program. This enables members to effectively use their MCO and PCP in order to ensure the availability of and access to appropriate health care services.

FUND SOURCE: 50% General/50% Federal

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0504-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

PRIOR MODIFICATIONS/OPTIONS (Cont):

Mod # 1	<p>\$2,553,998 (Base Contract)</p> <p>\$1,197,013 (1 Year; 1st Renewal Opt.)</p> <p>\$1,203,788 (1 Year; 2nd Renewal Opt.)</p> <p><u>\$1,260,238</u> (1 Year; 3rd Renewal Opt.)</p> <p>\$6,215,037</p>	<p>Modification request to add additional services to the existing base contract period and to three available renewal option periods to accommodate the State's new Primary Adult Care (PAC) Program. This includes increase in funding for all periods. Effective 5/1/2006 - 6/30/2008. Approved on the 4/19/2006 DBM BPW Agenda Item 10-S-MOD.</p>
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Mod #2	<p>\$127,374 (Base Contract)</p> <p>\$ 58,235 (1 Year; 1st Renewal Opt.)</p> <p>\$ 59,982 (1 Year; 2nd Renewal Opt.)</p> <p><u>\$ 61,781</u> (1 Year; 3rd Renewal Opt.)</p> <p>\$307,372 Total (3 Years, 8.5 Months)</p>	<p>Modification request to add additional services to the existing base contract period and to three available renewal option periods to accommodate mandated legislation. This includes an increase in funding for all Periods. Effective 10/18/2007 - 6/30/2008. Approved on the 10/17/2007 DBM BPW Agenda Item 12-S-MOD.</p>
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\$6,522,409

Total for Base Contract and all three Renewal Options, if exercised.

\$2,681,372 Total for MODs added to Base Contract that has been expended.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION/MODIFICATION

ITEM: 21-S-MOD **Agency Contact:** Kathleen Knolhoff
(410) 767-5239
kknolhoff@dhhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Office of the Maryland Women, Infants and
Children (WIC) Program

CONTRACT ID: DHMH-OCMP-04-8392-5;
WIC Targeted Areas in Baltimore City
ADPICS NO. M00B9200006

CONTRACT APPROVED: 3/24/2004 DBM BPW Agenda 5-S

CONTRACTOR: The Johns Hopkins School of Public Health
Baltimore, MD

CONTRACT DESCRIPTION: Contract to administer a Women, Infants
and Children (WIC) Program in a targeted area of Baltimore City which includes determining
eligibility and providing WIC benefits to 7,500 participants.

OPTION/MODIFICATION DESCRIPTION: Approval request to exercise the second and
final one-year renewal option and to modify the contract to (1) increase the funding per
participant from \$109 to \$111 per year; (2) increase the caseload assignment from 9,000
participants to 10,500 participants; and (3) provide appropriate funding to administer a
Breastfeeding Peer Counselor Program which promotes and supports breastfeeding.

TERM OF ORIGINAL CONTRACT: 5/1/2004 - 6/30/2007 (W/2 one-year
renewal options)

TERM OF OPTION/MODIFICATION: 7/1/2008 – 6/30/2009

AMOUNT OF ORIGINAL CONTRACT: \$2,987,275

AMOUNT OF OPTION/MODIFICATION: \$1,156,000 (Option)
\$ 314,500 (Mod)
\$1,470,500 Total (1 Year)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 21-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$1,633,300 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$6,091,075

PERCENT +/- (THIS MODIFICATION): +10.53%

OVERALL PERCENT +/-: +28.85%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final renewal option as contained in the original contract and to modify the contract for the option period to (1) increase the funding per participant from \$109 to \$111 per year; (2) increase the caseload assignment from 9,000 participants to 10,500 participants; and (3) provide appropriate funding to administer a Breastfeeding Peer Counselor Program which promotes and supports breastfeeding.

The second renewal option amount of \$1,156,200 is based on the approved rates in COMAR 10.54.02.18 as expressed in the original contract, and the net effect of Mods #1 and #2 which increased the payment per participant rate, the caseload assignment total and the base funding amount. The modification amount of \$314,500 on this agenda is being submitted to adhere to the conditions of the contract that payment be made in accordance with COMAR 10.54.02.18 which is being revised 7/1/2008 and includes a special project to administer a Breastfeeding Peer Counselor program which promotes and supports breastfeeding. Special projects are anticipated and in the scope of work but are approved and processed as modifications when the work is defined. The total amount requested is \$1,470,500.

The vendor has performed the WIC services in Baltimore City in accordance with the requirements in the contract. Local WIC agencies are required to serve 97% of their assigned caseload; Johns Hopkins School of Public Health is serving 101% of their assigned caseload. Also, according to the State WIC Office management evaluations, the vendor is performing "satisfactorily" in all aspects of the delivery of WIC services.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 21-S-MOD (Cont.)

FUND SOURCE: 100% Federal

APPROP. CODE: M00F0302

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0836-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

PRIOR MODIFICATIONS/OPTIONS: (Cont.)

Mod #1	\$ 152,300	Modification to increase base funding, payment per participant and increase the caseload from 7,500 to 9,000 participants for the term 7/1/2006 – 6/30/2007. Approved on the 5/3/2006 DBM BPW Agenda Item 16-S-Mod.
Opt. #1	\$1,086,000	Exercise 1 st Renewal Option for the term 7/1/2007 – 6/30/2008; combined with modification below. Approved on the 6/6/2007 DBM BPW Agenda Item 22-S-Mod.
Mod #2	\$ 200,000	Modification to increase base funding, payment per participant and provision for administering a Breastfeeding Peer Counselor program for the term 7/1/2007 – 6/30/2008; combined with option above. Approved on the 6/6/2007 DBM BPW Agenda Item 22-S-Mod.
Mod #3	\$ 195,000	Modification to provide funds to conduct a Breastfeeding Peer Counselor Evaluation and a WIC State Directors' Succession Study. Approved on the 1/30/2008 DBM BPW Agenda Item 7-S-Mod.
	<u>\$1,633,300</u>	Total

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION/MODIFICATION

ITEM: 22-S-MOD **Agency Contact:** Stephen Bocian
(410) 402-8570
bocians@dhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Alcohol & Drug Abuse Administration
(ADAA)

CONTRACT ID: See Attachment 1;
Statewide Long Term Residential Substance
Abuse Services for Patients with
Co-occurring Disorders
ADPICS NO. M00B9200007

CONTRACT APPROVED: 3/15/2006 DBM/BPW Agenda Items 6-S

CONTRACTORS: See Attachment 1

CONTRACT DESCRIPTION: Multiple awards contract to three vendors to
provide up to 50 treatment slot beds, Statewide, for long-term residential substance abuse
treatment services to patients with co-occurring disorders of substance abuse and mental illness.

OPTION/MODIFICATION DESCRIPTION: Approval request to continue existing
residential substance abuse treatment services by exercising the second and final one-year
renewal option and to modify the contract to increase the number of beds available by 20 to meet
the 90 days waiting period as agreed upon by the Department and the MD District Court for
Baltimore City for treatment admissions.

TERM OF ORIGINAL CONTRACT: 4/1/2006 - 6/30/2007 (W/2 one-year renewal
options)

TERM OF OPTION/MODIFICATION: 7/1/2008 - 6/30/2009

AMOUNT OF ORIGINAL CONTRACT: \$1,644,300 (3 Year Base)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 22-S-MOD (Cont.)

AMOUNT OF OPTION/MODIFICATION: \$1,976,600 (Option)
\$1,100,000 (Mod)
\$3,076,600 Total 1 Year

PRIOR MODIFICATIONS/OPTIONS: \$2,554,600 (See Attachment 2)

REVISED TOTAL CONTRACT AMOUNT: \$7,275,500

PERCENT +/- (THIS MODIFICATION): +66.90%

OVERALL PERCENT +/-: +102.05%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to continue existing residential substance abuse treatment services by exercising the second and final one-year renewal option and to modify the contract to increase the number of available beds from 50 to 70 to meet the 90 days waiting period as agreed upon by the Department and the MD District Court for Baltimore City for treatment admissions.

The vendors approved to provide services under this contract are performing in a satisfactory fashion relative to the requirements of the Invitation for Bid (IFB) and the resulting contracts. The vendors are also providing services that are consistent with the industry standard. In the contract option year, the order of referral may be adjusted by the Department based on the vendor's performance during the base contract term.

It would be in the best interest of the State to continue these contracts for the remaining renewal option versus rebidding for these services. The multi-step sealed bidding procurement resulted in prices that were comparable to or below the industry standard. The certified vendors available to provide these services are limited. Rebidding these services could result in a higher per patient per day price.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 22-S-MOD (Cont.)

To ensure vendor performance relative to the contract, an attestation process is used. Upon receipt of a monthly invoice, ADAA program staff compares the invoiced services with the vendor's patient records. ADAA program staff attests that invoiced services have been provided consistent with the level of care the patient needs. The attestation process occurs before payment of the invoice is authorized by the ADAA.

Because this is the last renewal option on this contract, the ADAA intends to re-solicit for these services on a competitive basis with contracts to be in place in time for FY2010.

FUND SOURCE: 98% General, 2% Federal (SAPT Block Grant)

APPROP. CODE: M00K0201

RESIDENT BUSINESS: Yes for all

MD TAX CLEARANCE: See Attachment 1

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 22-S-MOD (Cont.)

ATTACHMENT 1

77B
BPW 5/21/2008

AWARDS (Cont):

<u>Contractor</u>	<u>Contract #</u>	<u>MD Tax Clearance #</u>
Gaudenzia, Inc. Norristown, PA (Local Office in Baltimore, MD)	DHMH-OCPMP 06-9114	08-0401-0110
Potomac Healthcare Foundation, Ltd Baltimore, MD	DHMH-OCPMP 06-9115	08-0733-0110
Second Genesis, Inc. Silver Spring, MD	DHMH-OCPMP 06-9116	08-0403-0110

ITEM: 22-S-MOD (Cont.) **ATTACHMENT 2**

78B
BPW 5/21/2008

PRIOR MODIFICATIONS/OPTIONS (Cont):

Mod # 1	\$ 578,000	Mod to increase the total amount of funding available due to retention and completion rates being higher than originally anticipated for the period of 5/10/2007 – 6/30/2007. Approved on 5/9/2007 DBM BPW Agenda Item 10-S-MOD.
Opt #1	\$1,976,600	Exercise the first of two one year renewal options for the period of 7/1/2007 – 6/30/2008. Approved on 6/6/2007 DBM BPW Agenda Item 19-S-OPTION.
	<u>\$2,554,600</u>	Total

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 23-S-MOD **Agency Contact:** Stephen Bocian
(410) 402-8570
bocians@dhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Alcohol & Drug Abuse Administration
(ADAA)

CONTRACT IDS: DHMH-OCPMP 06-9081 (Gaudenzia);
DHMH-OCPMP 06-9082 (Second Genesis);
Statewide Therapeutic Community
Residential Substance Abuse Treatment
Program
ADPICS NO. COA67026

CONTRACT APPROVED: 2/1/2006 DBM/BPW Item 2-S

CONTRACTORS: Gaudenzia, Inc.
Norristown, PA
(Local Office in Baltimore, MD)

Second Genesis, Inc.
Silver Spring, MD

CONTRACT DESCRIPTION: Multiple award contract to three vendors to
provide Statewide residential substance abuse treatment services for patients referred by the
court system for a total of 110 beds, Statewide.

MODIFICATION DESCRIPTION: Approval request to increase the total
amount of funding available for the first option of this contract for two of the contractors. (See
Requesting Agency Remarks below.) (See also related item 18-S-OPTION for renewal.)

TERM OF ORIGINAL CONTRACT: 2/1/2006 – 6/30/2007 (W/2 one-year
renewal options)

TERM OF MODIFICATION: 6/1/2008 – 6/30/2008

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 23-S-MOD (Cont.)

AMOUNT OF ORIGINAL CONTRACT: \$1,917,209 NTE
AMOUNT OF MODIFICATION: \$92,000 (1 Month)
PRIOR MODIFICATIONS/OPTIONS: \$4,216,652 (See Attachment)
REVISED TOTAL CONTRACT AMOUNT: \$6,225,861
PERCENT +/- (THIS MODIFICATION): +4.80%
OVERALL PERCENT +/-: +79.47%
ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to increase the total amount of funding available for the first option of this contract for two of the contractors. Retention and completion rates have exceeded anticipated projections resulting in a greater rate of expenditures. The additional funds will allow the Alcohol & Drug Abuse Administration (ADAA) to continue admissions unabated for the remainder of the first option period and execute treatment for court committed individuals. This modification will have no financial or programmatic impact on the vendors currently providing these services. No contract terms will be modified as a result of this supplement. The vendors will continue to receive the respective per diem rates agreed to under the terms of the original contract.

The third contractor, Addiction Recovery, Inc., was deleted from the list of possible providers because they have not provided any services to date due to a daily per bed price of \$208.78 compared to \$62.30 or \$87.59 from the other two contractors. Addiction Recovery, Inc. has not been called by ADAA to provide services since the contract allows for provision of service according to the per bed price. Addiction Recovery, Inc., therefore, saw no need to sign the modification form since the possibility of providing services in the future did not seem likely.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 23-S-MOD (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: M00K0201

RESIDENT BUSINESS: Yes for both

MD TAX CLEARANCE: 08-0401-0110 (Gaudenzia)
08-0403-0110 (Second Genesis)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 23-S-MOD (Cont.) **ATTACHMENT**

82B
BPW 5/21/2008

PRIOR MODIFICATIONS/OPTIONS: (Cont.)

Mod. #1	\$1,256,664	Mod to increase the total amount of funding available for this contract due to a greater than anticipated demand for these services for the period 1/4/2007 – 6/30/2007. Total number of beds was increased to 130. Approved on the 1/3/2007 DBM BPW Agenda Item 10-S-MOD.
Mod #2	\$ 175,000	Mod to increase the total amount of funding available for this contract due to retention and completion rates being higher than originally anticipated for the period 5/10/07 – 6/30/2007. Approved on the 5/9/2007 DBM BPW Agenda Item 9-S-MOD.
Opt #1	\$2,784,988	Exercise the first of two one-year renewal options on the contract for the period 7/1/2007 – 6/30/2008. Approved on the 6/6/2007 DBM BPW Agenda Item 18-S-OPTION.
	<hr/> \$4,216,652	Total

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 24-S-MOD **Agency Contact:** Brenda Rose
(410) 767-5204
roseb@dhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Medical Care Programs
Office of Health Services (OHS)

CONTRACT ID: DHMH-OPASS-05-8519-4;
Perform Bill Audits Hospital Inpatient
Billing
ADPICS NO. COA71482

CONTRACT APPROVED: 7/7/2004 DBM BPW Agenda Item 1-S

CONTRACTOR: Integrated HealthCare Auditing Services
(IHAS) (Maryland Certified MBE)
Laurel, MD

CONTRACT DESCRIPTION: Revenue generating contract to recover
erroneous payments to hospitals.

MODIFICATION DESCRIPTION: Approval request to increase funding to the
Contract. The contractor is expected to exceed the current projected recovery amount; therefore
additional funds are needed to pay the contractor's fees. These fees are recovered from the
hospitals at the completion of the contractor's audit.

TERM OF ORIGINAL CONTRACT: 8/1/2004 – 7/31/2008 (4 Years)

TERM OF MODIFICATION: 5/28/2008 – 7/31/2008

AMOUNT OF ORIGINAL CONTRACT: \$820,000

AMOUNT OF MODIFICATION: \$600,000 (2 Months; 3 Days)

PRIOR MODIFICATIONS/OPTIONS: \$1,003,000 (See Attachment)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 24-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$2,423,000

PERCENT+/- (THIS MODIFICATION): +73.17%

OVERALL PERCENT +/-: +195.48%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 100% (Contractor is a MD Certified MBE)
15% Subcontracting Goal

REQUESTING AGENCY REMARKS: Request for approval to increase funding to the Contract. The contractor will again exceed the current projected recovery expectation. Therefore, DHMH's Office of Health Services (OHS) is requesting approval to increase the budgeted amount to allow for additional funds to pay the contractor's fees. The contract is a contingency fee contract, and since 7/1/2004 as a result of Legislative requirement, the vendor's fee is charged to the medical provider, as described below.

OHS has the task of monitoring hospital claims to identify and recover erroneous payments from hospitals. The contractor performs bill audits for inpatient claims paid by the Maryland Medicaid Program hospitals by comparing medical records and hospital itemized bills to the program payment history. The contractor's goal is to find the differences between the records and the bills. The contractor receives a percentage of the total amount recovered. Since 2004, this amount has been charged directly to the hospital and recovered from their future payments.

The total amount recovered for the past two years plus the current year was as follows:

- FY2006 - \$1,771,857 with the contractor receiving \$441,101;
- FY2007 - \$2,604,545 with the contractor receiving \$599,040; and
- FY2008 - \$2,262,447 (through 4/16/08) with the contractor receiving \$520,363.

It is anticipated that the total 2008 FY recovery amount will exceed the FY2007 total.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 24-S-MOD (Cont.)

FUND SOURCE: 100% Revenue Generating

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0898-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 24-S-MOD (Cont.)

ATTACHMENT

86B
BPW 5/21/2008

PRIOR MODIFICATIONS/OPTIONS (Cont):

Mod #1	\$ 500,000	Modification to identify additional savings based on reimbursements of ancillary charges for the term 3/1/2005 – 7/30/2008. Approved on the 2/16/2005 DBM BPW Agenda Item 8-S-MOD.
Mod #2	\$ 0	Modification to update the work flow process to be consistent with changes made in the previous modification, effective 10/24/2005 – 7/31/2008.
Mod #3	\$ 503,000	Modification based on over attainment of recoveries. Approved 1/30/2008 DBM BPW Agenda Item 6-S-MOD.
	<u>\$1,003,000</u>	Total

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 25-S-MOD **Agency Contact:** Judy W. Jaudon, CPA
(410) 462-8045
jjaudon@bccc.edu

DEPARTMENT/PROGRAM: Baltimore City Community College (BCCC)

CONTRACT ID: Shuttle Bus Services
ADPICS NO. COA74399

CONTRACT APPROVED: 4/5/2000 BPW Agenda Item 7-S

CONTRACTOR: Veolia Transportation
Baltimore, MD

CONTRACT DESCRIPTION: Contract to provide shuttle bus service between the BCCC's Liberty and Harbor campuses for students, faculty and staff.

MODIFICATION DESCRIPTION: Request for retroactive approval to extend the existing contract retroactively for approximately three months from 2/15/2008 through 5/21/2008 and prospectively for approximately three months from 5/22/2008 through 8/8/2008 for the daily shuttle bus between the Liberty and Harbor campuses and the Liberty Campus and the Rogers Avenue Metro Station parking lot.

TERM OF ORIGINAL CONTRACT: 4/15/2000 - 4/14/2003(W/2 one-year renewal options)

TERM OF MODIFICATION: 2/15/2008 – 8/8/2008

AMOUNT OF ORIGINAL CONTRACT: \$419,940 (3 Years)

AMOUNT OF MODIFICATION: \$150,000 (Approximately 6 Months)

PRIOR MODIFICATIONS/OPTIONS: \$979,233 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$1,549,173

PERCENT +/- (THIS MODIFICATION): +35.72%

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 25-S-MOD (Cont.)

OVERALL PERCENT +/-: +198.81%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MBE PARTICIPATION: 14%

REQUESTING AGENCY REMARKS: Veolia Transportation provides shuttle bus services for students, faculty and staff of the Baltimore City Community College (BCCC), using two mini-buses with wheel chair accessibility, between the Liberty and Harbor Campuses. To date, services have been deemed satisfactory and reliable.

The contract's original period of performance for the last renewal option was 4/15/2004 through 4/14/2005. There was a previous request to retroactively approve the extension of performance from 4/15/2005 through 12/31/2007. Additional service between the Liberty Campus and the Rogers Avenue Metro Station parking lot was added from 8/27/2007 through 12/31/2007 to address the parking shortage in the vicinity of the Liberty Campus, which was attributed to on-going construction on campus and the loss of approximately 300 parking spaces.

During the period from May 2007 through December 2007 there were three failed bid attempts for this service. The first bid attempt was not completed because changing parking and transportation needs at the Liberty Campus due to the construction effected the specifications. The second bid was cancelled, approved by DBM on or about 4/23/07, due to the lack of MBE due diligence by the bidders. The third attempt to bid the service was delayed due to a continued staffing shortage and subsequently failed when the vendor community raised questions about when the Rogers Avenue Metro Station service would end. It is now known that the additional bus service will no longer be needed as of 5/31/2008.

Whereas Mod. #2 ended on 12/31/2007, there was still approximately \$62,700 of available funds from the contract due to suspended bus service during the winter break. The College believed they could extend the contract term in order to utilize these funds with an additional \$25,000 under their own delegation for a three month extension until 3/31/2008. Because the value of Mod #2 was actually over \$90,000, this modification should have been approved by the Board. At this time, it has been calculated that the \$25,000 approved by the College would take the contract through 2/14/2008. Therefore, this modification (Mod. #4) will include the use of the excess funds of \$62,700 not utilized in Mod #2 and the additional request for \$150,000 to reach the new contract end date of 8/8/2008 for a total value of \$212,700.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 25-S-MOD (Cont.)

The breakdown of the modified contract term is as follows:

- 1/1/2008 – 2/14/2008: Partially under suspended winter schedule for services, approved by BCCC for \$25,000;
- 2/15/2008 – 5/31/2008: Full service with Rogers Avenue Metro Station service; and
- 6/1/2008 – 8/8/2008: Partially under limited summer schedule for services.

An IFB is being prepared with more appropriate specifications under the guidance of the Department of Budget and Management. It is believed that this time frame and funding will allow the College to complete the IFB with the contract award being presented to the Board by the 8/6/2008 BPW meeting and the new contract beginning before the next school year.

FUND SOURCE: 100% Current Unrestricted

APPROP. CODE: R95C0008

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0986-1111

DBM REMARKS: Retroactive approval requested pursuant to
11-204(c) State Finance & Procurement Article.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 25-S-MOD (Cont.) **ATTACHMENT**

90B
BPW 5/21/2008

PRIOR MODIFICATION/OPTIONS (Cont):

Option #1	\$139,978	Exercised first of two renewal options. Term: 4/15/2003 – 4/14/2004.
Option #2	\$154,360	Exercised second of two renewal options. Term: 4/15/2004 – 4/14/2005.
MOD #1	\$379,895	Extended the term of the contract for 2 Years, 4 months, 11 days. Term: 4/15/2005 – 8/26/2007. Retroactive approval on the 9/12/2007 DBM BPW Agenda Item 18-S-MOD.
MOD #2	\$280,000	Extended the term of the contract and added bus service between the Liberty Campus and Rogers Avenue for the period from 8/27/2007 - 12/31/2007. Approved on the 9/12/2007 DBM BPW Agenda Item 18-S-MOD.
MOD #3	\$ 25,000	Extended the term of the contract for all existing services for 1 ½ months. Term: 1/1/2008 – 2/14/2008. Approved by BCCC.
Total	<u>\$979,233</u>	

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

INFORMATION TECHNOLOGY CONTRACT MODIFICATION

ITEM: 26-IT-MOD **Agency Contact:** Elliot Schlanger
(410) 260-2994
eschlanger@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget & Management (DBM)
Office of Information Technology (OIT)

CONTRACT ID: DBM-9708;
Local Access Dial Tone Services
ADPICS NO. COA74692

CONTRACT APPROVED: 9/10/1997 DBM/BPW Agenda Item 2-S

CONTRACTORS: Verizon Maryland, Inc.
Baltimore, MD
(Successor to Bell Atlantic Maryland;
Baltimore, MD)

AT&T Local Services
Columbia, MD
(Successor to Teleport Communications
Group; Baltimore, MD)

MCI Communications Services, Inc. (d/b/a
Verizon Business Services)
Baltimore, MD
(Successor to MCI WorldCom
Communications; Baltimore, MD)

CONTRACT DESCRIPTION: Multiple award contract to provide local
access dial-tone voice services in the four Maryland Local Access Transport Areas (LATAs).

MODIFICATION DESCRIPTION: Extend contract by four months to allow
time to resolve an appeal to the protest denial and transition from the existing contract to the new
replacement contract.

TERM OF ORIGINAL CONTRACT: 9/10/1997 - 9/9/2000 (W/7 one-year
renewal options)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 26-IT-MOD (Cont.)

TERM OF MODIFICATION:	7/1/2008 – 10/31/2008 (4 months)
AMOUNT OF ORIGINAL CONTRACT:	\$45,000,000 Est. Total (for all vendors)
AMOUNT OF MODIFICATION:	\$0 (See Requesting Agency Remarks below)
PRIOR MODIFICATION/OPTIONS:	\$105,000,000 Est. (See Attachment)
REVISED TOTAL CONTRACT AMOUNT:	\$150,000,000 Est. Grand Total
PERCENT (+/-) THIS MODIFICATION:	0%
OVERALL PERCENT (+/-):	0%
ORIGINAL PROCUREMENT METHOD:	Competitive Sealed Proposals
MBE PARTICIPATION:	14%

REQUESTING AGENCY REMARKS: The State of Maryland is divided into four Local Access Transport Areas - LATAs (Baltimore; Washington; Hagerstown; and Salisbury). MCI and AT&T provide services in two of the four LATAs (Baltimore and Washington) and Verizon provides services in all four LATAs.

A protest was received related to the award of the new contract. (See Item 14-IT of this 5/21/2008 Agenda.) The protest was denied on 5/8/2008. The award was scheduled for the 4/30/08 BPW meeting but was removed because of the protest. The delay in awarding the new contract has necessitated this extension to allow additional time for a smooth transition between the incumbents and the potential new contractor(s).

Broadview Networks, Inc. filed an appeal of the protest denial on 5/15/2008. Therefore Item 14-IT will be withdrawn and additional time is being added to this extension to continue services throughout the anticipated time frame of the appeal process.

Although the amount of the modification is zero due to unused funding authorization, based on the historical spend rate, the actual amount estimated to be obligated during the period of the modification will not exceed \$2,000,000.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 26-IT-MOD (Cont.)

FUND SOURCE: Various

APPROP. CODE: Various

RESIDENT BUSINESS Yes for all

MD TAX CLEARANCES:

Verizon	08-0617-1101
AT&T	08-0617-1101
MCI	08-0618-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM 26-IT-MOD (Cont.) **ATTACHMENT** BPW 5/21/2008

PRIOR MODIFICATIONS/OPTIONS (Cont):

Opt. #1	\$15,000,000 Est.	Exercised renewal option for the period 9/10/2000 - 9/9/2001. DBM BPW Agenda 7/19/2000 Item 9-IT-MOD.
Opt. #2	\$15,000,000 Est.	Exercised renewal option for the period 9/10/2001 - 9/9/2002. DBM BPW Agenda 8/1/2001 Item 9-IT-MOD.
Opt. #3	\$15,000,000 Est.	Exercised renewal option for the period 9/10/2002 - 9/9/2003. DBM BPW Agenda 9/14/2002 Item 10-IT-MOD.
Opt. #4	\$15,000,000 Est.	Exercised renewal option for the period 9/10/2003 - 9/9/2004. DBM BPW Agenda 9/3/2003 Item 10-IT-MOD.
Opt. #5	\$15,000,000 Est.	Exercised renewal option for the period 9/10/2004 - 9/9/2005. DBM BPW Agenda 9/8/2004 Item 21-IT-MOD.
Opt. #6	\$15,000,000 Est.	Exercised renewal option for the period 9/10/2005 – 9/9/2006. DBM BPW Agenda 8/10/2005 Item 10-IT-Option.
Opt. #7	\$15,000,000 Est.	Exercised renewal option for the period 9/10/2006 – 9/9/2007. DBM BPW Agenda 8/30/2006 Item 8-IT-Option.
Mod. #1	\$0	Extended contract by about 3 ½ months from 9/10/07 to 12/31/07. DBM BPW Agenda 8/1/2007 Item 11-IT-MOD.
Mod. #2	\$0	Extended contract by three months from 1/1/2008 to 3/31/2008. DBM BPW Agenda 11/28/2007 Item 11-IT-MOD.
Mod. #3	\$0	Extended contract by three months from 4/1/2008 to 6/30/2008. DBM BPW Agenda 3/12/2008 Item 10-IT-MOD.
	<u>\$105,000,000 Est.</u>	Grand Total

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

INFORMATION TECHNOLOGY CONTRACT MODIFICATION

ITEM: 27-IT-MOD **Agency Contact:** Ronald Brothers
(410) 585-3130
rbrothers@dpscs.state.md.us

DEPARTMENT/PROGRAM: Public Safety & Correctional Services
(DPSCS)
Information Technology and
Communications Division (IT&CD)

CONTRACT ID: DPSCS IT&CD;
Maryland Automated Fingerprint
Identification System
ADPICS CO NO. COA70069

CONTRACT APPROVED: 8/9/2006 BPW Agenda Item 7-IT

CONTRACTOR: Cogent, Inc.
S. Pasadena, CA

CONTRACT DESCRIPTION: Contract to replace the Department's
Automated Fingerprint Identification System

MODIFICATION DESCRIPTION: Approval request to increase the available
funding to cover the increased amount of data to be converted to the electronic format and to
modify the processing of hardcopy fingerprint cards in daily operations to a more efficient
process.

TERM OF ORIGINAL CONTRACT: 8/14/2006 - 3/31/2012 (W/4 one-year
renewal options)

TERM OF MODIFICATION: 7/1/2008 - 3/31/2012

AMOUNT OF ORIGINAL CONTRACT: \$4,171,778

AMOUNT OF MODIFICATION: \$725,000 (3 Years, 8 Months)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 27-IT-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$2,000,000 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$6,896,778

PERCENT +/- (THIS MODIFICATION): +17.38%

OVERALL PERCENT +/-: +65.32%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 34%

REQUESTING AGENCY REMARKS: Request for approval to modify the existing contract for automated fingerprint services by increasing the available funding due to an increase in the amount of data that is converted from hardcopy fingerprint cards to an electronic format that is compatible with the FBI's electronic format. The modification also involves changing the current method of "Cardscan" processing to a more efficient enhanced software system to allow simultaneous data entry and card scanning.

Since the DPSCS is required by the FBI to submit all fingerprint cards in an electronic format, hardcopy cards must be scanned into the computer to be submitted into the system as if it were captured on a live scan. The process involves scanning the front of the card and waiting for the completion of the scan for the Data Entry staff to enter demographic information on the screen. While the scanning is being processed, the computer is inoperable. The scanning process is very slow and the system does not allow for staff to multi-task. Work is completed one card at a time.

The new enhanced software will allow Data Entry staff to work more efficiently by breaking the workflow into two separate tasks. One task will be the scanning process which will allow mailroom staff to load the card feeders (a new feature) on the scanners with the fingerprint cards as they are received. Once the cards are scanned they will be placed into a work queue for the Data Entry staff to complete task two – entering the demographic information into the computer for the electronic version of the fingerprint cards. Since the scanning is completed on a separate computer as a separate step from the data entry, the two tasks can be done simultaneously.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 27-IT-MOD (Cont.)

The amount of funding for this modification is as follows:

- \$325,000 – Conversion of MD State Police crime lab palm print cards
- \$ 20,000 – Conversion of Juvenile palm print cards
- \$ 10,000 – Conversion of electronic latent fingerprints from Sagem Morpho format
- \$285,000 – Conversion of additional fingerprint cards
- \$100,000 – Enhancement of manual fingerprint card processing software
- (\$15,000) – Deletion of Scanners from the contract scope

Cogent, Inc. is very committed to helping DPSCS have a successful project. The vendor has worked as a team to solve processing issues that needed to be addressed quickly. During the first two years of the contract term, Cogent, Inc. has performed better than expected by processing six million hardcopies of fingerprint cards out of the approximately 5-7 million fingerprint cards being converted to the electronic format. It is estimated that there are approximately 800,000 additional cards to be converted.

FUND SOURCE:	100% General
APPROP. CODE:	Q00A01
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	08-0858-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 27-IT-MOD (Cont.)

ATTACHMENT

98B
BPW 5/21/2008

PRIOR MODIFICATIONS/OPTIONS

Mod. #1	\$2,000,000	Mod to expand the scanning services to include card preparation of damaged and unscannable cards to enable the cards to be scanned into the system. Term: 6/21/2007 – 6/20/2008. Approved on the 6/20/2007 DBM BPW Agenda Item 25-IT-MOD.
	<u>\$2,000,000</u>	Total

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICE CONTRACT MODIFICATION

ITEM: 28-S-MOD **Agency Contact:** Ilene Carroll
(410) 767-2120
icarroll@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget & Management (DBM)
Central Collections Unit (CCU)

CONTRACT ID: F10R4200080; F10B7200044;
Outside Collection Services
ADPICS NO. COA75936

CONTRACT APPROVED: 3/24/2004 DBM BPW Agenda Item 1-S

CONTRACTOR: OSI Collection Services, Inc.
Pikesville, MD

CONTRACT DESCRIPTION: Contract to perform collection services on
secondary assignments of delinquent debt accounts. Contractor will provide coverage for
collection of accounts for debtors residing both inside and outside of Maryland.

MODIFICATION DESCRIPTION: Approval request to retroactively increase
the amount of funds available to be paid to the contractor. See Requesting Agency Remarks
below.

TERM OF ORIGINAL CONTRACT: 5/1/2004 - 4/30/2007 (W/2 one-year
renewal options)

TERM OF MODIFICATION: 1/1/2008 – 4/30/2008

AMOUNT OF ORIGINAL CONTRACT: \$750,000 Est. (3 Years)

AMOUNT OF MODIFICATION: \$210,000 (4 Months)

PRIOR MODIFICATION/OPTIONS: \$250,000 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$1,210,000

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 28-S-MOD (Cont.)

PERCENT (+/-) THIS MODIFICATION: 28.00%

OVERALL PERCENT (+/-): 28.00%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

REQUESTING AGENCY REMARKS: DBM's CCU is responsible for the collection of all delinquent debts, claims and accounts due to the State (other than the majority of taxes owed the State, child support, and certain other debts listed by statute). Typical debts are: college tuition and fees; a small number of student loans; public assistance and food stamp overpayments; Parole and Probation restitution accounts; reimbursement for vehicular damage to State property; bounced checks; reimbursement for care at a State hospital; unpaid workers' compensation insurance premiums; Home Improvement Commission awards; environmental fines; and other miscellaneous debts.

The purpose of this contract is to retain an independent organization to perform collection services on secondary assignments of delinquent debt accounts. Secondary assignments are accounts that have been actively pursued by the CCU for a minimum of six months with no success in locating or otherwise making contact with the debtor.

Prior to CCU's attempts to collect on these accounts, the originating agency will usually have also made some attempt to collect the debt. The accounts are finally turned over to the outside collection contractor for what is actually a third attempt at collecting the debt.

The first option year award amount, \$250,000, was estimated and reported on the 3/24/2004 DBM BPW Agenda Item 1-S based upon recovery projections the Department made in 2004.

Due to the effective collection efforts of OSI, the Department has received \$193,400,641 during this first renewal period. This represents an over 18% increase from the original amount estimated in the 3/24/2004 Board item. Because OSI collected more than anticipated in the initial projections reported on the Board item, collection payments to the contractor exceeded the original estimated \$250,000 for this period by \$210,000. OSI receives a 7.9% commission rate on monies actually collected and remitted to the State.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 28-S-MOD (Cont.)

FUND SOURCE: 100% Special (Debt Collection Fees)

APPROP. CODE: F10A0103

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-1154-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENTAL

ITEM: 28-S-MOD (Cont.) **ATTACHMENT**

PRIOR MODIFICATIONS/OPTIONS (Cont):

Option #1 \$250,000 Exercised Option 1 for term 5/1/2007 – 4/30/2008.

\$250,000 Total

DEPARTMENT OF BUDGET AND MANAGEMENT ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 29-GM **Agency Contact:** Karl A. Pothier, AAG
(410) 585-3071
kpothier@oag.state.md.us

DEPARTMENT: Department of Public Safety and Correctional Services (DPSCS)

AMOUNT OF REQUEST: \$500,000.00

DESCRIPTION: DPSCS requests approval, under Sections 12-404 and 12-501 of the State Government Article, to enter into a settlement of all claims against all defendants in the wrongful death/survivorship action captioned *Kenya Kelly, et al. v. Dameon Woods, et al.* (Circuit Court for Baltimore City, Case No. 24-C-06-000817). The proposed settlement requires: (1) plaintiffs to dismiss the lawsuit in its entirety and release all claims against all defendants and (2) the State to pay \$500,000 to the plaintiffs.

FUND SOURCE: State Insurance Trust Fund

APPROPRIATION CODE: E20B020

REQUESTING AGENCY REMARKS: This case arises from the May 14, 2005 beating and killing of Raymond Keith Smoot, by correctional officers, while he was a detainee at the Baltimore Central Booking and Intake Center. Plaintiffs (Mr. Smoot's estate and his four surviving children) seek millions of dollars in compensatory and punitive damages for alleged State-law civil rights violations and torts surrounding Mr. Smoot's death. The defendants remaining in the case are the State, DPSCS, two former senior officials of DPSCS, a former correctional officer who was convicted of murdering Mr. Smoot, and nine other current and former correctional officers who are alleged to have been at the scene of Mr. Smoot's murder. The proposed settlement will fully and finally resolve all claims against all defendants. The settlement has been approved by the Office of the Attorney General. It is recommended that payment for the settlement come from the State Insurance Trust Fund.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 29-GM (Cont.)

If this request is approved, a check in the amount of \$500,000 will be made payable to Shar, Rosen & Warshaw, LLC as Escrow Agent for all plaintiffs and mailed to Karl A. Pothier, Assistant Attorney General, 6776 Reisterstown Road, Suite 313, address, Baltimore, Maryland 21215-2341 for distribution.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

SERVICE CONTRACT OPTION

ITEM: 1-S OPT

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: Joe Evans

INSTITUTION: University of Maryland, Baltimore

CONTRACT ID: Management and Operation of the Student
Dental Clinics at UMB, RFP 84912-PH

CONTRACT DESCRIPTION: Manage and operate the Dental School student clinics by the tax-exempt faculty practice group, the University of Maryland Faculty Dental Service Plan, P.A. (U.M. FDSP) as directed by the Board of Regents of the University System of Maryland.

CONTRACT APPROVED: 5/11/2005 UMB BPW Agenda Item 1-S

CONTRACTOR: U.M. FDSP, P.A.
650 West Baltimore St.
Baltimore, MD 21201

TERM OF CONTRACT: June 1, 2008 through May 31, 2009. This is the third of five 1-year renewal options.

AMOUNT: \$7,293,000

ORIGINAL PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 5%

PERFORMANCE SECURITY: N/A

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 1-S OPT (continued)

REMARKS: Since 1985, the USM Board of Regents has directed this contract with the faculty group U.M. FDSP, P.A. Daily services include providing non-faculty support (dental assistants, hygienists, sterilization staff, clerical staff) for meeting patient clinical needs, scheduling patient visits, collecting fees, and providing materials for operations. The reason for the contract renewal is to meet the on-going need to provide the management and operation of the Dental School Student Clinics. The contract will not exceed generated revenues.

Most of the contract expenditures is in salaries and fringe benefits. Approximately \$1.5 million is spent on supplies. The contractor has identified \$369,000 to spend with certified MBEs. This actually represents 24% of the supplies budget amount. We continue to seek additional MBE participation.

FUND SOURCE: Current Unrestricted Funds

APPROP CODE: R30B21

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0822-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 2-C

Agency Contact: James Salt
301 445-1987
jsalt@usmd.edu
USM Rep: Joe Evans

INSTITUTION: University of Maryland, College Park

CONTRACT: RFP No. 83438-B
Golf Course Renovation
University of Maryland, College Park

DESCRIPTION: Labor, materials, equipment, supplies, supervision and other resources as required for the Golf Course renovation. The work consists of reconstructing 18 greens, reconstructing tee complexes, removing and disposing of existing sod, removing and recycling existing cart paths, grading fairways, installing drainage in fairways, and installing bridges. The architect's estimate of the construction cost for this project is \$2,950,000.

AWARD: Wadsworth Golf Construction Co.
9 La Crue Ave., Suite 100
Glen Mills, PA 19342

TERM: 5/21/08 to 12/27/08
220 calendar days from contract award

AMOUNT: \$2,956,155

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:	<u>Technical</u>	<u>Price</u>
Wadsworth Golf Construction Company Glen Mills, Pa 19342	Acceptable	\$2,956,155
Ryan Incorporated. Janesville, Wisconsin 53547	Acceptable	\$3,098,899

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

ITEM: 2-C (continued)

PROPOSALS: (continued)

Landscape Unlimited, LLC
Southern Pines, NC 28387

Technical

Price

Acceptable

\$3,282,057

McDonald & Sons, Inc.
Jessup, MD 20794

Acceptable

\$3,791,533

MBE PARTICIPATION:

8.5%

PERFORMANCE BOND:

Payment and performance bonds at 100% of contract amount.

REMARKS: This project was advertised on *eMarylandMarketPlace*. Four proposals were received. All proposals were determined to be technically acceptable and susceptible of award. The recommended contractor, Wadsworth Golf Construction Co., has extensive experience with this type of specialized construction work. Wadsworth demonstrated a complete understanding of the University's requirements in its proposal.

Facilities Management/Department of Architecture, Engineering and Construction at the University of Maryland, College Park will manage the Contractor's work, with Procurement support from the University's Department of Procurement and Supply.

FUND SOURCE:

USM Academic/Auxiliary Facility Revenue Bonds

APPROP CODE:

N/A

RESIDENT BUSINESS:

No

MD TAX CLEARANCE:

08-0628-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 3-C

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: Joe Evans

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Contract No. B-000978-K
Project No.07-285-656-00
Construction Management at Risk Services
Shoemaker Building Renovation
University of Maryland, College Park, MD

CONTRACT APPROVED: On-Call CM Services (USM Item 2-C 1/2/08)

DESCRIPTION: Construction management services for both pre-construction and construction phases, inclusive of the actual construction for the renovation of the Shoemaker Building. The project will renovate the 23,383 GSF/15,553 NASF Shoemaker Building, originally built in 1932, to replace antiquated HVAC, electrical, and lighting systems, and construct architectural improvements. Deficiencies in this building which houses the University's Counseling Center, include substandard environmental conditions, accessibility issues, inadequate temperature control and ventilation, dysfunctional space configurations and outdated/dilapidated finishes. The renovations will make more efficient and effective use of space, provide reliable temperature control and adequate ventilation and enhance delivery of services for the Counseling Center's clients. The estimated construction cost is \$5.6 million.

AWARD: Plano-Coudon, LLC.
Baltimore, MD 21230-1715

TERM: Pre-construction phase (10 months)
(05/21/2008 – 03/20/2009)
Construction Phase (13 months)

AMOUNT: \$100,000 (Preconstruction Phase Only)

PROCUREMENT METHOD: Competitive Sealed Proposals

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 3-C (continued)

PROPOSALS:

Plano-Coudon, LLC Baltimore, MD 21230	\$925,000
J. Vinton Schafer & Sons, Inc. Abington, MD 21009	\$936,000
P. J. Dick, Inc. Reston, VA 20190	\$975,098
Holder Construction Company Herndon, VA 20171	\$1,060,800

MBE PARTICIPATION: 28%

PERFORMANCE SECURITY: 100% payment and performance bonds
equal to the contract amount

REMARKS: The project was competed among the four approved On-Call Construction Management contractors. The evaluated price reflects preconstruction phase fee, construction phase fee, and the general conditions. A task order will be awarded initially for the pre-construction services. Upon completion of the design, the contractor will submit a guaranteed maximum price for the renovations. UMCP will seek Board approval if it determines to accept the GMP.

Facilities Management/ Department of Architecture, Engineering & Construction at the University of Maryland, College Park will manage the Contractor's work with procurement support from the University's Department of Procurement and Supply.

FUND SOURCE: Current Unrestricted Funds (Student Affairs)

APPROP CODE: R30B22

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0984-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA ITEM

ARCHITECT/ENGINEER CONTRACT

ITEM: 4-A/E

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: Joe Evans

INSTITUTION: University of Maryland, College Park

CONTRACT ID: B-000408-N
Project No.07-285-656-00
Shoemaker Building Renovation
University of Maryland, College Park, MD

CONTRACT APPROVED: IDC A/E services (USM Item 5-A/E 12/6/2006)

CONTRACT: Task order under previously approved indefinite delivery
Architect/Engineer contract: A/E to provide complete design services for renovation of Shoemaker Building. The project will renovate the 23,383 GSF/15,553 NASF Shoemaker Building, originally built in 1932, to replace antiquated HVAC, electrical, and lighting systems, and construct architectural improvements. Deficiencies in this building which houses the University's Counseling Center, include substandard environmental conditions, accessibility issues, inadequate temperature control and ventilation, dysfunctional space configurations and outdated/dilapidated finishes. The renovations will make more efficient and effective use of space, provide reliable temperature control and adequate ventilation and enhance delivery of services for the Counseling Center's clients. The estimated construction cost is \$5.6 million.

AWARD: Whitman, Requardt and Associates, LLP.
Baltimore, MD 21231-3311

TERM: Design - 10 months (05/21/08-03/20/2009)
Construction Administration Phase: 13 months from construction award

AMOUNT: \$767,925

PROCUREMENT METHOD: USM Procurement Policies and Procedures
for Architectural and Engineering Services
Selection.

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA ITEM**

ITEM: 4-AE

MBE PARTICIPATION: 40%

PERFORMANCE SECURITY: N/A

REMARKS: Whitman, Requardt and Associates, LLP brings a strong, experienced, integrated design team to the project. Its proposal demonstrates a complete understanding on the part of the A/E of the cost and schedule requirements.

Whitman, Requardt completed pre-schematic design services for the University under a previous task order totaling \$125,456. It has submitted an acceptable fee proposal for the remaining phases of design. Current funds are available for award of the schematic, construction documents and bidding phases of design, totaling \$560,912.

By approving this award, the Board grants the University authority to approve the unilateral exercise of all remaining phases and directs that the expenditure of those phases be reported to the Board once funding becomes available.

Facilities Management/ Department of Architecture, Engineering & Construction at the University of Maryland, College Park will manage the Architect/Engineer's work with procurement support from the University's Department of Procurement and Supply.

FUND SOURCE: Current Unrestricted Funds

APPROP CODE: R30B22

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0983-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 5-C MOD

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: Joe Evans

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Contract No. B-129524-K
Project No. 06-236-067-00
Construction Management at Risk Services
Knight Hall - Philip Merrill College of Journalism

CONTRACT APPROVED: Construction Management at Risk Services
Pre-Construction Award (USM Item 5-C, 11/15/06)

CONTRACTOR: J. Vinton Schafer & Sons, Inc.
Abingdon, MD 21009-6133

DESCRIPTION: Construction management services for both pre-construction/design and construction phases, inclusive of the actual construction of Knight Hall for the Philip Merrill College of Journalism. This will be a 59,700 GSF/ 32,830 NASF Building located northwest of the existing Tawes Building in Lot AA. The project includes classrooms, computer labs, and a teaching theatre/audio broadcast studio with TV production capability, as well as offices for faculty, staff, graduate students and professional outreach center. The project also includes related site improvements such as the entrance plaza and green spaces located immediately north and east of the proposed new building. The estimated construction cost for this project is \$22 million.

MODIFICATION: To incorporate the Guaranteed Maximum Price into the contract for the construction of the Philip Merrill College of Journalism.

ORIGINAL CONTRACT TERM: Pre-construction Phase-18 months
(11/15/2006 – 05/21/2008)

MODIFICATION TERM: Construction Phase-545 Calendar Days
(05/22/2008 -11/18/2009)

ORIGINAL AMOUNT: \$290,500

MODIFICATIONS TO DATE: \$5,666

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 5-C MOD (continued)

MODIFICATION AMOUNT:	\$21,558,518
REVISED TOTAL CONTRACT:	\$21,854,684
ORIGINAL PROCUREMENT METHOD:	Competitive Sealed Proposals
MBE PARTICIPATION:	25.4%
PERFORMANCE SECURITY:	Payment and Performance bonds at 100% of the contract amount

REMARKS: Based on the contractor's acceptable GMP, the University seeks Board approval to modify the contract to incorporate the GMP into the contract and proceed with the construction of Knight Hall for the Philip Merrill College of Journalism. The GMP amount includes the direct cost of construction, plus the CM construction phase fee and general conditions. This new facility has been designed and will be constructed to achieve a minimum of LEED Silver certification. Sustainable design features include, for example: water saving plumbing fixtures to reduce water consumption; water efficient landscaping; use of recycled content materials; use of low VOC products; procurement of materials from regional sources; roof reflectivity; and numerous other features to be accounted for in the LEED Credit Scorecard.

Facilities Management/ Department of Architecture, Engineering & Construction at the University of Maryland, College Park will manage the Construction Manager's work with procurement support from University's Department of Procurement and Supply.

FUND SOURCE:	CA 2007, Item 029	\$10,000,000
	USM Academic Revenue Bonds	\$ 6,000,000
	Private Funds	<u>\$ 5,854,684</u>
	Total	\$21,854,684

APPROP CODE: R30B22

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-1007-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

SERVICE CONTRACT MODIFICATION

ITEM: 6-S MOD

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: Joe Evans

INSTITUTION:	Towson University
CONTRACT ID:	TU-SC-BURKSHIRE-9814, Professional Property Management and Hospitality Services Program for the Burkshire
CONTRACT APPROVED:	6/24/1998, USM BPW Agenda Item 5-S
CONTRACTOR:	Marriott Corporation/Marriott Hotel Services, Inc. Washington, D.C. 20058
DESCRIPTION:	Professional property management and hospitality services for the Burkshire Conference Hotel at Towson University.
MODIFICATION DESCRIPTION:	Extend the final option term of the contract for up to six months, in 2 three-month increments
ORIGINAL CONTRACT TERM:	7/1/1998 – 6/30/2001 w/7 one-year renewal options.
MODIFICATION TERM:	7/1/2008 – 9/30/2008, w/1 additional three-month renewal option.
ORIGINAL CONTRACT AMOUNT:	Annual revenue to the University during the ten-year term averaged \$1.4 million.
MODIFICATION AMOUNT:	\$700,000 estimated revenue for the full six-month renewal terms.
ORIGINAL PROCUREMENT METHOD:	Competitive Sealed Proposals
MBE PARTICIPATION:	25%
PERFORMANCE SECURITY:	N/A

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 6-S MOD (continued)

MODIFICATION/OPTION RENEWAL HISTORY

Description	Amount	Period Covered	BPW Item No.	Approval Date
1 st renewal option	\$1,800,000	07/01/01-06/30/02	USM 2-S MOD	10/03/2001
2 nd renewal option	1,100,000	07/01/02-06/30/03	USM 2-S MOD	06/05/2002
3 rd renewal option	1,300,000	07/01/03-06/30/04	USM 8-S MOD	05/21/2003
4 th renewal option	1,400,000	07/01/04-06/30/05	USM 2-S MOD	05/19/2004
5 th renewal option	1,400,000	07/01/05-06/30/06	USM 2-S OPT	04/27/2005
Modification*	-0- (scope change)	Balance of term	USM 2-S MOD	09/21/2005
6 th renewal option	1,400,000	07/01/06-06/30/07	USM 2-S MOD	05/03/2006
7 th renewal option	1,400,000	07/01/07-06/30/08	USM 7-S OPT	05/23/2007
THIS ITEM	700,000	07/01/08-12/31/08		

*The no-cost scope modification expanded the contractor's responsibilities to include renovating and modifying existing University-owned space for the purpose of facility enhancements (e.g., patio enclosures to create additional dining spaces, etc.), enabling the contractor to respond to market demand with needed improvements, and increase revenue. There was no impact on net operating income or commission to the University, and the University incurred no additional costs in connection with the scope change.

REMARKS: The University requests approve its recommendation to award one or two three-month extensions. If approved, the new expiration date will be not later than December 31, 2008. The University is continuing to explore its options with respect to its recent request for proposals for a new contract. This is a management fee contract. The allowable fee to the Marriott Corporation is 4% of sales.

The original 1998 contract specified an MBE subcontract participation goal of 14%. Marriott Corporation has consistently exceeded that goal, attaining 25% participation in the current option year.

FUND SOURCE: Revenue generating

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: Control #08-1068-1101

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

☒ **APPROVED**
☐ **DISAPPROVED**
☐ **DEFERRED**
☐ **WITHDRAWN**
☒ **WITH DISCUSSION**
☐ **WITHOUT DISCUSSION**

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 7-C

Agency Contact: James Salt
301 445-1987
jsalt@usmd.edu
USM Rep: Joe Evans

INSTITUTION: Bowie State University

CONTRACT ID: IFB #BSU 2008-10
Thurgood Marshall Library Roof Replacement
Bowie State University

DESCRIPTION: Labor, materials, equipment, supplies, supervision and other resources to remove roof membranes, flashings and metal work down to the lightweight concrete roof deck. Contractor will:

- repair any damaged or defective roof decking; build or rebuild all curbs; and mechanically attach a base sheet to the lightweight concrete roof deck to meet FM 1-90 requirements.
- install a fully adhered 1/8-inch per foot tapered perlite insulation in full moppings of asphalt bitumen, 1/2 inch thick layer of flat stock perlite insulation over the tapered insulation.
- place a new two ply modified bitumen membrane covering.; bottom ply shall be fully adhered with Type IV asphalt and top ply shall be heat welded.
- perform all other work, as required by applicable industry standards or the manufacturer, in order to provide a first-class watertight system.

AWARD: Interstate Corporation
Rockville, Maryland 20850

TERM: 120 calendar days from date of notice to proceed.

AMOUNT: \$699,500

PROCUREMENT METHOD: Competitive Multi-step Sealed Bid

MBE PARTICIPATION: 100%

PERFORMANCE BOND: Payment and Performance bonds equal to 100% of the contract amount.

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 7-C (continued)

BIDS:	<u>Technical</u>	<u>Price</u>
Interstate Corporation Rockville, Maryland 20850	Acceptable	\$699,500
Vatica Contracting, Inc. Hyattsville, Maryland 20781	Acceptable	\$752,050
National Roofing Co. Baltimore, Maryland 21211	Acceptable	\$859,000

REMARKS: This project was advertised in *eMarylandMarketPlace*. Bid documents were sent to 14 potential bidders. Three firms submitted bids. All bids were deemed technically acceptable and susceptible for award. The prospective awardee, Interstate Corporation has extensive experience with installing the specific roof system and has demonstrated a complete understanding of the University's requirements. Interstate Corporation is a Maryland certified Minority Business Enterprise, certification #98-210.

The Bowie State University Facilities Management Department will manage the work with support from the University's Department of Procurement.

FUND SOURCE: OCR Funds
Current Restricted Funds

APPROP CODE: R30B23

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-1048-0111

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

☒ **APPROVED**
☐ **DISAPPROVED**
☐ **DEFERRED**
☐ **WITHDRAWN**

☐ **WITH DISCUSSION**
☒ **WITHOUT DISCUSSION**

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 8-C

Agency Contact: James Salt
301 445-1987
jsalt@usmd.edu
USM Rep: Joe Evans

INSTITUTION: Salisbury University

CONTRACT ID: IFB SU-08023-SS, Contract No.
Chesapeake Hall HVAC System Replacement

DESCRIPTION: Labor, materials, equipment, supplies, supervision and other resources as required for the Chesapeake Hall HVAC system replacement. The work includes removing existing fan coil units and associated equipment; installing owner-furnished fan coil units; removing and replacing brick and CMU and drywall chases, patch pipe penetrations; asbestos abatement; replacing fire protection system; and installing automatic temperature controls.

AWARD: Joseph M. Zimmer, Inc.
Salisbury, MD

TERM: 5/21/2008 – 8/10/2008
82 calendar days from Notice to Proceed

AMOUNT: \$979,000.00

PROCUREMENT METHOD: Competitive Sealed Bids

BIDS:

	<u>Bid Price</u>
Joseph M. Zimmer Inc. Salisbury, MD	\$ 979,000.00
Nason Construction Salisbury, MD	\$1,017,800.00

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

ITEM: 8-C (continued)

MBE PARTICIPATION: 0%

MBE WAIVER: 25%

PERFORMANCE BOND: Payment and performance bonds
of 100% of the contract amount.

REMARKS: This project was advertised in the *eMarylandMarketPlace*. Nineteen firms picked up bid documents. Two bids were received. Joseph M. Zimmer Inc. is the low responsive and responsible bidder. The University's estimate for this project was \$800,000. Electronic controls which were not included in original estimate, high liquidated damages, and very tight construction work window account for the bids coming in higher than estimate. The bid price is considered fair and reasonable.

Facilities Planning/Capital Projects at Salisbury University will manage the Contractor's work with procurement support from the University's Department of Procurement.

FUND SOURCE: Auxiliary Funds

APPROP CODE: R30B29

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0887-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Suzette Moore - (410) 859-7792
smoore2@bwiairport.com

BPW -- 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-08-016
 Airfield Lighting System Cable and Drainage Upgrades at
 BWI Marshall
 ADPICS NO. MAACO08016

CONTRACT DESCRIPTION: The work under this contract includes, but is not limited to airfield lighting system upgrades, and electrical structure drains for the Airport's three (3) major runways and seven (7) critical taxiways.

AWARD: Enterprise Electric Company
 Baltimore, MD

TERM OF CONTRACT: Six Hundred and Fifteen (615) Calendar Days after NTP

AMOUNT: \$9,094,850.69

PROCUREMENT METHOD: **Competitive Sealed Bidding
 (Multi-Step)**

BIDS:

Enterprise Electric Company Baltimore, MD	\$9,094,850.69
The Chappy Corp. Hyattsville, MD	\$10,983,227.00

MBE PARTICIPATION: 7%

PERFORMANCE SECURITY: Performance and Payment Bonds at 100% of Contract Amount exists.

REMARKS: The Engineer's estimate is \$10,808,000.00

MAA advertised on eMaryland Marketplace and on the MAA Website. Fourteen (14) sets of specifications were sold and three (3) firms submitted bids.

MAA received three (3) bids and found one (1) bidder, The Ryan Company not to meet the technical qualifications and its technical submission to not be acceptable under the criteria set forth in the invitation for bids. Its price bid was not considered or evaluated.

ITEM: 1-C (Continued)

BPW – 05/21/08

All work on this project will be performed in the Aircraft Movement Area (AOA). The work also includes, but is not limited to installation of new runway and taxiway edge lighting, centerline lighting, and new cables, in pavement stop bar lights, and the installation of new above ground stop bar lights.

The MBE goal was 6%.

APPROPRIATION CODE: J06I0003

FUND SOURCE: 100% Other Funds Budgeted to MAA

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-1039-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

180

W. Stanley Lane (410) 767-3355
Slane1@mtamaryland.com

BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-1188 A&B
 Miscellaneous Paving & Parking Area Construction
 ADPICS NO. T-1188A & T-1188B

CONTRACT DESCRIPTION: This contract is for two (2) qualified contractors to performed work that will include the furnishing of services necessary for the accomplishment of minor construction and pavement repairs to Maryland Transit Administration parking lots and roads.

AWARDEES: General Paving & Contracting, Inc. (Contract A)
 Baltimore, MD

Melvin Benhoff Sons, Inc. (Contract B)
 Baltimore, MD

AMOUNT: \$3,635,447.50 (Contract A)
 \$4,397,491.00 (Contract B)

TERM: Three (3) Years from Notice to Proceed

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

General Paving & Contracting, Inc. \$3,635,447.50
 Baltimore, MD

Melvin Benhoff Sons, Inc. \$4,397,491.00
 Baltimore, MD

Brawner Builders, Inc. \$4,503,468.00
 Hunt Valley, MD

P. Flanigan & Sons, Inc. \$4,738,425.00
 Baltimore, MD

Potts & Callahan, Inc. \$4,981,040.00
 Baltimore, MD

Ross Contracting, Inc. \$5,185,090.00
 Mount Airy, MD

ITEM: 2-C (Continued)

BPW – 05/21/08

MBE PARTICIPATION: 30% (Contract A)
31% (Contract B)

PERFORMANCE SECURITY: Performance Bond at 100% of Contract Amount

HIRING AGREEMENT ELIGIBLE: Yes

REMARKS: The engineer's estimate for this contract was \$4,400,000.00.

This Solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. Sixty-Nine (69) firms were sent bid packages; fifty-five (55) were Maryland firms. Six (6) bids were received.

Work will include maintenance of traffic, installation of underdrains, patching existing asphalt paving, patching existing concrete paving, joint repair, crack sealing, pavement markings, concrete curb and gutter, concrete sidewalks, and/or other types of repairs and improvements.

The MTA intends to make a multiple award in ascending order (from lowest to highest) to a minimum of two (2) Contractors in order to allow for back-ups in the event of unexpected demand for services. No minimum amount of work is guaranteed to any Contractor under this contract.

The MBE goal was 30%.

FUND SOURCE: 80% Federal Funds
20% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESSES: Yes

MD TAX CLEARANCE: 08-0641-1111 (General Paving)
08-0640-1111 (Melvin Benhoff)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

182

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BPW -- 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 3-C

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: CL3395129
 Construction of a Salt Storage Facility at the SHA's
 Westminster Shop in Carroll County
 ADPICS NO. CL3395129

CONTRACT DESCRIPTION: This contract consists of the construction of a new salt storage barn at the SHA's Westminster Shop in Carroll County.

AWARD: Tech Contracting Co.
 Baltimore, MD

AMOUNT: \$607,162.18 NTE

TERM OF CONTRACT: June 2, 2008 through March 31, 2009

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Tech Contracting Co. \$607,162.18
 Baltimore, MD

Ross Contracting, Inc. \$685,392.00
 Mt. Airy, MD

Orfanos Contractors, Inc. \$857,335.00
 Baltimore, MD

MBE PARTICIPATION: 8%

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award amount exist for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Eight-hundred eighty seven (887) contractors were notified for this project on eMaryland Marketplace; One-hundred fifty one (151) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

ITEM: 3-C (Continued)

BPW – 05/21/08

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0982-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 4-C

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: GA3335129
 Construction of a Salt Storage Facility with Crew Quarters
 At the SHA's Finzel Location in Garrett County
 ADPICS NO. GA3335129

CONTRACT DESCRIPTION: This contract consists of the construction of a new salt storage barn at the Maryland State Highway Administration's Finzel site located on the east side of Maryland Route 546 just south of Interstate Route I-70 in Garrett County Maryland.

AWARD: Callas Contractors, Inc.
 Hagerstown, MD

AMOUNT: \$2,058,500.00 NTE

TERM OF CONTRACT: June 2, 2008 through May 15, 2009

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Callas Contractors, Inc. \$2,058,500.00
 Hagerstown, MD

Orfanos Contractors, Inc. \$2,179,500.00
 Baltimore, MD

MBE PARTICIPATION: **21%**

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award amount exist for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Three-hundred Six (306) contractors were notified for this project on eMaryland Marketplace; Forty-four (44) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

The MBE goal was established at 12% for this contract.

ITEM: 4-C (Continued)

BPW – 05/21/08

REVISED

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0838-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Mark Krysiak – (410) 631-1153
mkrysiak@marylandports.com

BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION: (Construction)

ITEM: 5-C-MOD

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 507018
 Shed 4 Fire Protection Upgrades
 Dundalk Marine Terminal
 ADPICS NO.: CO224805

ORIGINAL CONTRACT APPROVED: Item 2-C, DOT Agenda 08/01/07

ORIGINAL PROCUREMENT METHOD: **Competitive Sealed Bidding**

CONTRACTOR: Advanced Fire Protection Systems
 Glen Burnie, MD

MODIFICATION: Modification No. 1 is to remove unsuitable soil that was discovered during excavation for installation of the new 10" and 12" Fire distribution mains. The extra work will add 25 working days to the original 110 working days.

AMOUNT: \$ 128,710.00

ORIGINAL CONTRACT AMOUNT: \$2,528,517.00

REVISED CONTRACT AMOUNT: \$2,657,227.00

PERCENTAGE INCREASE: 5% (MOD #1)

ORIGINAL MBE PARTICIPATION: 26%

REMARKS: The additional work is needed in order to obtain proper compaction of backfill; select borrow is to be brought in from an approved offsite source. Miscellaneous excavation will be performed for test pits to locate existing utilities where excavation is to take place. Advanced Fire Protection is also to undercut unsuitable material and stone backfill below grade to provide stable bedding for the fire distribution mains. They will grade aggregate base placing of the subbase course of the 15" finish paving section. Pipe casings are to be extended under and into the warehouse to ensure safe passage of fire distribution mains.

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03-D0002

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TAX CLEARANCE NO: 08-0884-1110

ITEM: 5-C-MOD (Continued)

BPW -- 05/21/08

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

John Thornton – (410) 631-1002
jthornton@marylandports.com

BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONTRACT MODIFICATION: (Construction)

ITEM: 6-C-MOD

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 507912
 Comprehensive Paving - Agency Wide
 ADPICS NO.: CO224270

ORIGINAL CONTRACT APPROVED: Item 4-C, DOT Agenda 09/20/06

ORIGINAL PROCUREMENT METHOD: **Competitive Sealed Bidding**

CONTRACTOR: P. Flanigan & Sons.
 Baltimore, MD

MODIFICATION: Modification No. 1 provides for the repair and/or replacement of damaged fencing along the perimeters of all MPA terminals.

AMOUNT: \$ 299,998.75

ORIGINAL CONTRACT AMOUNT: \$4,000,000.44

REVISED CONTRACT AMOUNT: \$4,299,999.19

PERCENTAGE INCREASE: 7.5% (MOD #1)

ORIGINAL MBE PARTICIPATION: 25%

REMARKS: This modification will remove 17,025 lin. ft. of damaged perimeter fencing and replace 9,500 lin. ft. of 8 ft. chain linked fencing. The work is the result of a February 14, 2008 inspection by the United States Coast Guard of all perimeter fencing on MPA terminals. The MPA is required to repair the fencing issues or be subject to a fine.

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03-D0002

TAX CLEARANCE NO: 08-0379-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Mark Krysiak – (410) 631-1002
mkrysiak@marylandports.com

BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION: (Construction)

ITEM: 7-C-MOD

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 508908
 DBED Renovations 7 Floors, World Trade Center
 ADPICS NO.: C0225317

ORIGINAL CONTRACT APPROVED: Item 27-C, DOT Agenda 3/12/08

ORIGINAL PROCUREMENT METHOD: **Competitive Sealed Bidding**

CONTRACTOR: Plano-Coudon, LLC
 Baltimore, MD

MODIFICATION: Modification No. 1 requests additional funding for unforeseen site conditions requiring the removal of asbestos flooring tiles.

AMOUNT: \$ 423,725.75

ORIGINAL CONTRACT AMOUNT: \$2,843,924.00

REVISED CONTRACT AMOUNT: \$3,267,665.63

PERCENTAGE INCREASE: 14.85% (MOD #1)

ORIGINAL MBE PARTICIPATION: 25%

REMARKS: During the removal/demolition of the top layer floor coverings (carpet, wood tile) within this contract, it was discovered that some asbestos-containing tiles in the substrate were no longer adhering to the concrete deck and were coming up with the floor coverings. This dislodging of floor tile exposes the mastic and subjects the tiles to breakage. Since both the mastic and tiles contain asbestos, there may be an increased risk that some of that asbestos could become friable during the demolition process, creating a potential risk of asbestos exposure if not properly abated. While the tiles were adhered and contained by floor coverings, there was essentially no risk of asbestos exposure to personnel within the building. The abatement of all of the exposed asbestos containing tiles and mastic will ensure that there is no increased asbestos-related health risk.

It is imperative that the asbestos be abated in a timely manner to minimize public health risks. The most expedient and economical method of achieving this is to modify the existing renovation contract to incorporate this work. The MPA has asked that its contractor, Plano Coudon, obtain prices from licensed, reputable asbestos abatement firms to perform this work. Plano Coudon obtained prices for this work and was instructed to proceed with the services of the firm submitting the lowest bid price. 190

ITEM: 7-C-MOD (Continued)

BPW – 05/21/08

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03-D0002

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 08-1055-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION (Construction)

ITEM: 8-C-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT NO. & TITLE: T-0520-0140
 Rehabilitation of Baltimore Northwest Yard
 ADPICS NO. CO225051

ORIGINAL CONTRACT APPROVED: Item 3-C, DOT Agenda 05/21/03

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Marta Track Constructors, Inc
 Eighty Four, PA

MODIFICATION: Change Order No. 001 is the final settlement of claims, changes and bid quantity adjustments. The estimated quantities are being revised to reflect actual quantities used in the contract. This change order increases the contract duration by 320 calendar days. This is the final closeout change order.

AMOUNT: \$(149,908.78)

ORIGINAL CONTRACT AMOUNT: \$ 9,181,817.00

REVISED CONTRACT AMOUNT: \$9,031,908.22

PERCENTAGE DECREASE: -1.63% (C.O. #1)

ORIGINAL MBE PARTICIPATION: 12%

REMARKS: Three hundred and twenty (320) days are added to the completion date, due to a number of delays; additional material needed to proceed; weather and MTA's directed shutdowns restricting access to various phases of work.

FUND SOURCE: 80% Federal Funds
 20% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0105

MD TAX CLEARANCE: 08-0609-1001

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

APPROVED

DISAPPROVED
 WITH DISCUSSION

DEFERRED WITHDRAWN
 WITHOUT DISCUSSION

192

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BPW -- 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 9-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2006-19 D
Engineering Support & Construction Management
Services, Statewide
ADPICS NOS.: SBCS0619D

CONTRACT DESCRIPTION: This is the last of four (4) open-end task order contracts to provide engineering support & construction management services, Statewide.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;**
recommendation approved by the Transportation
Professional Services Selection Board on May 1, 2008.

AWARD: Wallace, Montgomery & Associates, LLP/
Dewberry & Davis, LLC
Towson, MD

AMOUNT: \$7,500,000.00

TERM: Five (5) Years (ending May 1, 2013)

DBE PARTICIPATION: 24%

PROPOSALS:	<u>Technical Proposal Rating (Max 740)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
McCormick Taylor, Inc./ Greenman-Pedersen, Inc. Baltimore, MD	459	1	Contract A BPW Approval 4/30/08
Whitney, Bailey, Cox & Magnani, LLC/ Urban Engineers, Inc. Towson, MD	442	2	Contract B BPW Approval 2/27/08
Johnson, Mirmiran & Thompson Baltimore, MD	440	3	Contract C BPW Approval 2/27/08

ITEM: 9-AE (Continued)

BPW – 05/21/08

PROPOSALS (Cont'd):	<u>Technical Proposal Rating (Max 740)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Wallace, Montgomery & Associates, LLP/ Dewberry & Davis, LLC Towson, MD	434	4	\$7,500,000.00
KCI Technologies, Inc. Hunt Valley, MD	430	5	N/A
Rummel, Klepper & Kahl, LLP Baltimore, MD	426	6	N/A
A. Morton Thomas & Associates, Inc./ McDonough Bolyard peck, Inc./ Michael Baker Jr., Inc. Baltimore, MD	414	7	N/A
Alpha Corporation/ URS Corporation Baltimore, MD	404	8	N/A

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of eight (8) engineering consultant firms submitted technical proposals for this project, all of which are Maryland firms.

The Consultant shall provide engineering review and inspection of construction required to provide a completed project in accordance with the plans and specifications for the project.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: 08-0919-1111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

194

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 ngoodrum@sha.state.md.us

BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 10-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2007-05 H
 Traffic Engineering Services, District 6 (Washington, Garrett and Allegany)
 ADPICS NO. SBSC0705H

CONTRACT DESCRIPTION: This is one (1) of the two (2) Traffic Engineering Services task order contracts for District 6.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;** recommendation approved by the Transportation Professional Services Selection Board on May 1, 2008.

AWARD: KCI Technologies, Inc.
 Hunt Valley, MD

AMOUNT: \$1,000,000.00

TERM: Four (4) Years (ending May 1, 2012)

DBE PARTICIPATION: 21%

PROPOSALS:

	Technical Proposal Rating (Max 650)	Technical Ranking	NTE Price
KCI Technologies, Inc. Hunt Valley, Maryland	510	1	\$1,000,000.00
PB Americas, Inc. Baltimore, Maryland	501	2	Contract I
McCormick Taylor, Inc. Baltimore, Maryland	494	3	N/A
Jacobs Engineering Baltimore, Maryland	466	4	N/A

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REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Market Place and SHA web page. A total of four (4) engineering consultant firms submitted technical proposals for this project, all of which are Maryland firms.

ITEM: 10-AE (Continued)

BPW – 05/21/08

The Consultant shall perform various traffic engineering studies, analysis, or design services as applicable to the project assignments made by the District. Services furnished by the Consultant may be for the accomplishment of the Highway Administration's Candidate Safety Improvement, Congested Intersection Improvement, and Quick Action Projects Programs.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: 08-0961-1112

RESIDENT BUSINESSES: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert P. Gay 410-545-0433
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BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 11-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2007-05 J & K
 Traffic Engineering Services, District 7 (Carroll, Frederick
 and Howard Counties)
 ADPICS NO(s): SBCS0705J, SBCS0705K

CONTRACT DESCRIPTION: These are the two (2) of two traffic engineering services
 task order contracts for District 7.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;**
 recommendation approved by the Transportation
 Professional Services Selection Board on May 1, 2008.

AWARD:

Development Facilitators, Inc. / Michael Baker Jr., Inc. – JV Baltimore, MD	Contract J
Brudis & Associates, Inc. Baltimore, MD	Contract K

AMOUNT: \$1,000,000.00 each

TERM: Four (4) Years (ending May 1, 2012)

DBE PARTICIPATION: 21%

PROPOSALS:

	Technical Proposal Rating (Max 650)	Technical Ranking	NTE Price
Development Facilitators, Inc. / Michael Baker Jr., Inc. – JV - Severna Park, Maryland	473	1	\$1,000,000.00
Brudis & Associates, Inc. Columbia, Maryland	457	2	\$1,000,000.00
The RBA Group, Inc. Columbia, Maryland	399	3	N/A
Street Traffic Studies, Ltd. Glen Burnie, Maryland	398	4	N/A

ITEM: 11-AE (Continued)

BPW – 05/21/08

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Market Place and SHA web page. A total of four (4) engineering consultant firms submitted technical proposals for this project, all of which are Maryland firms.

The Consultant shall perform various traffic engineering studies, analysis, or design services as applicable to the project assignments made by the District. Services furnished by the Consultant may be for the accomplishment of the Highway Administration's Candidate Safety Improvement, Congested Intersection Improvement, and Quick Action Projects Programs.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: Development Facilitators, Inc. /
Michael Baker Jr., Inc. – JV 08-0937-1111
Brudis & Associates, Inc. 08-0857-0111

RESIDENT BUSINESSES: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 12-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2007-06 C
 Planning, Design, Integration and Project Development
 Services, CHART
 ADPICS NO. SBSC0706C

CONTRACT DESCRIPTION: This is the first of the three (3) open-end projects to provide Planning, Design, Integration and Project Development Services for CHART.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;** recommendation approved by the Transportation Professional Services Selection Board on May 1, 2008.

AWARD: Daniel Consultants, Inc. / Integrated Control Systems, Inc. /
 DMJM Harris, Inc.
 Columbia, MD

AMOUNT: \$2,000,000.00

TERM: Four (4) Years (ending May 1, 2012)

DBE PARTICIPATION: 48%

PROPOSALS:	Technical Proposal Rating (Max 790)	Technical Ranking	NTE Price
Jacobs Engineering Group Inc. (formerly Edwards and Kelcey Inc.) Baltimore, MD	622	1	Contract A
Telvent Farradyne, Inc. Rockville, MD	603	2	Contract B
Daniel Consultants, Inc. / Integrated Control Systems, Inc. / DMJM Harris, Inc. Columbia, MD	600	3	\$2,000,000.00
Siemens ITS Baltimore, MD	577	4	N/A

ITEM: 12-AE (Continued)

BPW – 05/21/08

PROPOSALS (Cont'd):	Technical Proposal Rating (Max 790)	Technical Ranking	NTE Price
IBI Group Boston, MA	550	5	N/A
Delcan Corporation Atlanta, GA	533	6	N/A

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of six (6) engineering consultant firms submitted technical proposals for this project, four (4) of which are Maryland firms.

The Consultant shall provide services to supplement the CHART staff which may include, but not be limited to: freeway and corridor traffic systems management studies, long-range planning, capacity and delay analysis, signal systems studies, traffic engineering studies and traffic data collection services.

The DBE goal was established at 23%, 48% of the work is being performed by two (2) MDOT Certified DBE firms.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: 08-0990-1111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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 rgay@sha.state.md.us

BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 13-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2007-07 K and L
 Survey & Engineering Services, District 5 (Anne Arundel,
 Calvert, Charles & St. Mary's Counties)
 ADPICS NOS. SBSCS0707K and SBSCS0707L

CONTRACT DESCRIPTION: These are last two (2) of four (4) open end task order
 contracts to provide survey & engineering services for District 5.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;**
 recommendation approved by the Transportation
 Professional Services Selection Board on May 1, 2008.

AWARD:

The Wilson T. Ballard Company Contract K
 Owings Mills, MD

Development Facilitators, Inc./
 Pennoni Associates, Inc Contract L
 Severna Park, MD

AMOUNT: \$1,500,000.00 each

TERM: Four (4) Years (ending May 1, 2012)

DBE PARTICIPATION: 23%

PROPOSALS:

	Technical Proposal Rating (Max 660)	Technical Ranking	NTE Price
URS Corporation Hunt Valley, Maryland	488	1	Contract I BPW Approval 4/30/08
Wallace, Montgomery & Associates, LLP. Towson, Maryland	486	2	Contract J BPW Approval 4/30/08

ITEM: 13-AE (Continued)

BPW – 05/21/08

PROPOSALS (Cont'd):

	Technical Proposal Rating (Max 660)	Technical Ranking	NTE Price
The Wilson T. Ballard Company Owings Mills, Maryland	466	3	\$1,500,000.00
Development Facilitators, Inc. / Pennoni Associates, Inc Severna Park, Maryland	428	4	\$1,500,000.00
Edwards & Kelcey, Inc. / Michael Baker Jr., Inc. Baltimore, Maryland	414	5	N/A
George W. Stephens, Jr. & Associates, Inc. Belcamp, Maryland	389	6	N/A
Sheladia Associates, Inc. Rockville, Maryland	328	7	N/A

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA Web Page. A total of seven (7) engineering consultant firms submitted technical proposals for this project, all of which are Maryland firms.

The Consultant shall perform survey and engineering services, which will include, but not be limited to: field investigations, land surveys, hydrologic and hydraulic services, drafting, engineering reports, metes and bounds right-of-way plats, final design, preparation of contract plans, documents, specifications and estimates.

FUND SOURCE: Federal and Special Funds budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: The Wilson T. Ballard Company 08-0435-0111
Development Facilitators, Inc. /
Pennoni Associates, Inc 08-0436-0111

RESIDENT BUSINESSES: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

202

W. Stanley Lane – 410-767-3355
slanel@mtamaryland.com

BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MODIFICATION: (Architectural and Engineering Services)

ITEM: 14-AE-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: MTA-0990A
On-Call Digital Equipment and Systems
Engineering Services
ADPICS NO.: CO223396

ORIGINAL CONTRACT APPROVED: Item 3-AE, DOT Agenda 07/21/04

ORIGINAL PROCUREMENT METHOD: Architectural and Engineering Services Act

MODIFICATION: Amendment No. 2 provides for an increase in funds to continue work on tasks that need to be completed under this contract.

AWARD: ARINC, Incorporated
Annapolis, MD

TERM: 08/18/04 – 08/17/09

AMOUNT: \$1,000,000.00

ORIGINAL CONTRACT AMOUNT: \$2,500,000.00

REVISED CONTRACT AMOUNT: \$4,100,000.00

PERCENTAGE INCREASE: 40% (Amendment No. 2)
64% (Overall)

ORIGINAL MBE PARTICIPATION: 20%

REMARKS: This amendment will provide additional contract authority and support for on going “On-Call Digital Equipment and Systems Engineering Services”. The original contract budget of \$2.5M was estimated to cover several tasks required for the MTA’s radio and digital communications systems. In February 2007, Amendment No.1 was approved, by the BPW that allowed the MTA to increase the funding by \$600,000. Approval of this amendment will increase the total contract authority to \$4.1 million dollars.

ITEM: 14-AE-MOD (Continued)**BPW—05/21/08**

The MTA is requesting this additional contract authority because the agency does not have the necessary 'in-house' resources to provide the technical expertise required to implement and support its numerous projects. Utilization of the incumbent consultant firm, Arinc, Inc., will ensure that on-going projects will be completed in an efficient and productive manner. The Arinc team has consistently provided excellent services for the many tasks required, due to the firm's expertise in the area of work quality and ability to perform tasks on schedule and within budget.

The additional funding also supports five (5) very important radio and digital communications tasks that are still required under the contract as follows:

- | | |
|---|--------|
| • General Service Order tasking for Signal Priority | \$50K |
| • Engineering Support for Operations | \$500K |
| • Continuation of Bus Data Fusion planning/deployment | \$150K |
| • Provide support to MTA police | \$150K |
| • Provide support for the mobility services | \$150K |

Finally, the MTA is currently in the process of procuring two (2) new contracts for Digital Equipment and Systems Engineering Services. The procurement is in the early stages of the process and the agency does not anticipate awarding new contracts, until mid-September or early October 2008. To ensure sufficient contract authority for the aforementioned tasks and on-going digital equipment and systems engineering services, the new contract awards will have a value of \$5M each.

FUND SOURCE:	Federal and Special Funds Budgeted to MTA
APPROPRIATION CODE:	J05H0105
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	08-0368-1111

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

APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

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W. Stanley Lane – 410-767-3355
Slane1@mtamaryland.com

BPW— 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 15-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T80000239
 Light Rail Control Integration (LRCI) Maintenance Services
 ADPICS NO. T80000239

PROCUREMENT METHOD: Sole Source

DESCRIPTION: This contract provides for on site support for emergency repair, routine maintenance, software modifications, hardware replacement and other support as required by the Light Rail for the Maryland Transit Administration's (MTA) LRCI Project. The Contractor will provide these services on an as-needed basis.

AWARD: ARINC Incorporated
 Annapolis, MD

TERM: Three (3) Years w/One (1) Two-Year Option Renewal
 (June 1, 2008 through May 31, 2011, Option: June 1, 2011 through May 31, 2013)

AMOUNT: \$ 382, 909.00 (three years)

MBE PARTICIPATION: 0%

PERFORMANCE SECURITY: N/A

REMARKS: The MTA's initial installation of the ARINC Information and Management System (AIMS) Version 5.0 was implemented by ARINC at the Light Rail Division in November 1996. A newer version of AIMS, Version 6.2, was installed at Light Rail with Double Track Project MTA- 0492-1440 in September 2004. Because of the proprietary nature of the AIMS platform, other software vendors would not have legal access to the customized configuration of the application and data base infrastructure. In order for Light Rail to receive the necessary support, outside of the ARINC organization, it would require total redesign, testing and implementation of new train control management software. Light Rail Operations and Systems Maintenance personnel received the contractual required training from ARINC with initial system installation of the system. The training provided adequate operational and functional knowledge of the system. However, it would be beyond Light Rail's technical expertise to troubleshoot and repair any complex problems that may develop with the database or application software.

ITEM: 15-M (Continued)**BPW – 05/21/08**

The award of a sole source contract to ARINC, Inc. to provide the necessary maintenance services for the Maryland MTA LRCI Project would ensure the continued compatibility of existing equipment, software and training. According to COMAR 21.05.05.02 A (2), "When the compatibility of equipment, accessories, or replacement parts is the paramount consideration", a sole source procurement is justified.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0104

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0965-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW - 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 16-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 415D41409
 Repair and Replacement of Concrete Sidewalks, Curbs and
 Combination Curb/Gutter at Various Locations in
 Baltimore & Harford Counties
 ADPICS NO. 415D41409

CONTRACT DESCRIPTION: This Contract consists of the repair and replacement of
 concrete sidewalks, curbs and combination curb/gutters at various locations in Baltimore & Harford
 Counties.

AWARD: Romano Concrete, Inc.
 Laurel, MD

AMOUNT: \$896,570.00 NTE

TERM OF CONTRACT: June 2, 2008 through December 31, 2009

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Romano Concrete, Inc. Laurel, MD	\$896,570.00
L. F. Mahoney, Inc. Baltimore, MD	\$938,050.00
Skyline Contracting Dundalk, MD	\$1,122,050.00

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award
 amount exist for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page.
 One hundred sixty-four (164) contractors were notified for this project on eMaryland Marketplace;
 Thirty-six (36) of which were MDOT Certified MBE's.

ITEM: 16-M (Continued)**BPW – 05/21/08**

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

The MBE goal was established at 4%, the prime is also an MDOT Certified Minority Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0843-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert P. Gay 410-545-0433
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BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 17-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4271071409
 Median & Roadside Mowing and Trimming at Various
 Locations in Frederick County
 ADPICS NO. 4271071409

CONTRACT DESCRIPTION: This Contract consists of median & roadside mowing and trimming and litter pickup at various locations in Frederick County.

AWARD: Green Thumb Landscaping, Inc.
 Severn, MD

AMOUNT: \$388,750.00 NTE

TERM OF CONTRACT: June 2, 2008 through December 31, 2009

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Green Thumb Landscaping, Inc. \$388,750.00
 Severn, MD

Kinion, LLC \$392,760.00
 Columbia, MD

H. F. Huber & Son, Inc. \$407,360.00
 Baltimore, MD

Expert Landscape Management \$467,438.80
 Edgewood, MD

MBE PARTICIPATION: 10%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One-hundred forty six (146) contractors were notified for this project on eMaryland Marketplace; Seventeen (17) of which were MDOT Certified MBE's.

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90% of the work will be performed by a certified Small Business Enterprise.

ITEM: 17-M (Continued)**BPW – 05/21/08**

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0985-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

210

Robert P. Gay 410-545-0433
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BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 18-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4271241408SB
 Median & Roadside Mowing & Trimming along Primary &
 Secondary Roadways at Various Locations in Harford
 County
 ADPICS NO. 4271241408SB

CONTRACT DESCRIPTION: This Contract consists of median & roadside mowing & trimming along primary & secondary roadways at various locations in Harford County.

AWARD: Curb Appeal Landscaping
 Catonsville, MD

AMOUNT: \$322,215.00 NTE

TERM OF CONTRACT: June 2, 2008 through December 31, 2008

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Curb Appeal Landscaping \$322,215.00
 Catonsville, MD

Expert Landscape Management Corp. \$347,403.00
 Edgewood, MD

Clover Leaf, Inc. \$347,470.74
 Silver Spring, MD

Green Thumb Landscaping, Inc. \$387,170.00
 Severn, MD

Kinion, LLC \$442,744.48
 Columbia, MD

Consolidated Janitorial Services, Inc. \$487,367.50
 Abingdon, MD

H. F. Huber & Son, Inc. \$536,972.00
 Baltimore, MD

ITEM: 18-M (Continued)**BPW – 05/21/08****MBE PARTICIPATION:** 10%**PERFORMANCE SECURITY:** None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One-hundred thirty eight (138) contractors were notified for this project on eMaryland Marketplace; Eighteen (18) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

100% of the work will be performed by a Certified Small Business Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA**APPROPRIATION CODE:** J02B0102**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 08-0856-0110

BOARD OF PUBLIC WORKS ACTION - THE ABOVE REFERENCED ITEM WAS:**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

212

Robert P. Gay 410-545-0433
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BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 19-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4291071410
 Brush & Tree Cutting and Stump Removal at Various
 Locations in Frederick County
 ADPICS NO. 4291071410

CONTRACT DESCRIPTION: This Contract consists of brush & tree cutting and stump removal at various locations in Frederick County.

AWARD: Pittman's Tree & Landscaping, Inc.
 Front Royal, VA

AMOUNT: \$337,575.00 NTE

TERM OF CONTRACT: June 2, 2008 through June 30, 2010

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Pittman's Tree & Landscaping, Inc. \$337,575.00
 Front Royal, VA

Excel Tree Expert Co. \$406,675.00
 Jessup, MD

Asplundh Tree Expert Co \$430,283.98
 Odenton, MD

Mercier's, Inc. \$506,979.00
 Harmans, MD

MBE PARTICIPATION: 0% (single element of work

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award
 Amount exist for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Eighty-four (84) contractors were notified for this project on eMaryland Marketplace; Nine (9) of which were MDOT Certified MBE's.

ITEM: 19-M (Continued)**BPW – 05/21/08**

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 08-0846-0002

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA****MAINTENANCE CONTRACT****ITEM: 20-M****STATE HIGHWAY ADMINISTRATION**

CONTRACT ID: 4292021409R
Brush & Tree Cutting and Stump Removal at Various
Locations in Talbot County
ADPICS NO. 429202149R

CONTRACT DESCRIPTION: This Contract consists of brush & tree cutting and stump
removal at various locations in Talbot County.

AWARD: Asplundh Tree Expert Co.
Odenton, MD

AMOUNT: \$387,415.92 NTE

TERM OF CONTRACT: June 2, 2008 through December 31, 2009

PROCUREMENT METHOD: Competitive Sealed Bidding
(Single Bid Received)

MBE PARTICIPATION: 2%

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award
amount exist for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web
Page. Eighty-four (84) contractors were notified for this project on eMaryland Marketplace; Nine (9) of
which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated
quantities.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0839-1111

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

APPROVED**DISAPPROVED****WITH DISCUSSION****DEFERRED****WITHDRAWN****WITHOUT DISCUSSION**

Robert P. Gay 410-545-0433
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BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 21-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4921371410
 Linestriping at Various Locations in Howard County
 ADPICS NO. 4921371410

CONTRACT DESCRIPTION: This Contract consists of retracing and new linestriping of waterborne and thermoplastic roadway lines at various locations in Howard County.

AWARD: Denville Line Painting, Inc.
 Rockaway, NJ

AMOUNT: \$892,850.00 NTE

TERM OF CONTRACT: June 2, 2008 through June 30, 2010

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Denville Line Painting, Inc. Rockaway, NJ	\$892,850.00
Traffic Lines, Inc. Farmingdale, NJ	\$904,000.00
Priceless Industries, Inc. Baltimore, MD	\$1,323,200.00

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award amount exists for this contract

REMARKS: The Solicitation was advertised on SHA's Internet Web Page. Six (6) contractors purchased plans; one (1) of which was an MDOT Certified MBE.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

ITEM: 21-M (Continued)**BPW – 05/21/08**

FUND SOURCE: 100% Special Funds Budgeted to SHA
APPROPRIATION CODE: J02B0102
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 08-0840-0001

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

APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

217

Robert P. Gay 410-545-0433
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BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 22-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 492D71410
 Linestriping at Various Locations in District 7 (Carroll,
 Frederick and Howard Counties)

ADPICS NO. 492D71410

CONTRACT DESCRIPTION: This Contract consists of retracing and new linestriping of waterborne and thermoplastic roadway lines at various locations in District 7.

AWARD: Denville Line Painting, Inc.
 Rockaway, NJ

AMOUNT: \$2,139,500.00 NTE

TERM OF CONTRACT: June 2, 2008 through June 30, 2010

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Denville Line Painting, Inc. \$2,139,500.00
 Rockaway, NJ

Zone Striping, Inc. \$2,298,820.00
 Glassboro, NJ

Oglesby Construction, Inc. \$2,582,000.00
 Norwalk, OH

Traffic Lines, Inc. \$2,681,850.00
 Farmingdale, NJ

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award amount exists for this contract

REMARKS: The Solicitation was advertised on SHA's Internet Web Page. Six (6) contractors purchased plans; one (1) of which was an MDOT Certified MBE.

ITEM: 22-M (Continued)**BPW – 05/21/08**

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 08-0841-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW - 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 23-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 52861071410
 Maintenance and/or Repair of Highway Street Lighting at
 various locations in Carroll & Frederick Counties
 ADPICS NO. 5286107141

CONTRACT DESCRIPTION: This Contract consists of providing maintenance and repairs for highway street lighting; exterior facility lighting; overhead sign lighting; cable fault locating and pole replacement; as well as maintenance of traffic and tree clearing; trimming and brush removal around lighting facilities at various locations in Carroll & Frederick Counties.

AWARD: Rommel Engineering & Construction, Inc.
 Odenton, MD

AMOUNT: \$625,000.00 NTE

TERM OF CONTRACT: June 2, 2008 through June 30, 2010

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Rommel Engineering & Construction, Inc. Odenton, MD	\$625,000.00
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Lighting Maintenance, Inc. Linthicum, MD	\$791,267.40
---	--------------

MBE PARTICIPATION: 10%

PERFORMANCE SECURITY: Payment & Performance Bonds, for 100% of the award amount, exists for this Contract

REMARKS: This Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Seventy (70) contractors were directly solicited for this project on eMaryland Marketplace; nine (9) of which were MDOT Certified MBE's.

ITEM: 23-M (Continued)**BPW -- 05/21/08**

This work involves the repair/maintenance of lighting that was designed in accordance with AASHTO standards for roadway lighting. The illumination standards are established by the Illumination Engineering Society. For street lighting SHA uses full "luminaire cutoffs," there is only a 3% spillover at 80% axis. These full cutoffs are usually less glaring to drivers, yet they distribute full intensity light to the ground. Highmast lighting is designed as straight "down lighting" and is used on major highways.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-0844-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW - 05/21/08
REVISED

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 24-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AX4986114
 Structural Repairs on Bridges – Statewide
 ADPICS NO. AX4986114

CONTRACT DESCRIPTION: This Contract consists of providing labor, materials and equipment necessary to perform structural repairs and maintenance on Bridges, Statewide.

AWARD: A & M Concrete Corporation
 Dulles, VA

AMOUNT: \$6,277,525.00 NTE

TERM OF CONTRACT: June 2, 2008 through December 31, 2010

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

A & M Concrete Corporation \$6,277,525.00
 Dulles, VA

The Marksmen Co. \$6,306,741.00
 Baltimore, MD

PDI-Sheetz Construction Corp. \$6,355,325.00
 Linthicum, MD

Brawner Builders, Inc. \$6,448,740.40
 Hunt Valley, MD

Allied Contractors, Inc. \$6,466,014.00
 Baltimore, MD

Concrete General, Inc. \$7,172,400.00
 Gaithersburg, MD

MBE PARTICIPATION: 100%

ITEM: 24-M (Continued)**BPW -- 05/21/08****REVISED****PERFORMANCE SECURITY:**

Payment and Performance Bonds for 100% of the award amount exist for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One hundred seventy-nine (179) contractors were notified for this project on eMaryland Marketplace; Twenty – four (24) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

The MBE Goal was 6%, however 100% of the work will be performed by two MDOT Certified Minority Business Enterprise firms.

FUND SOURCE:

100% Special Funds Budgeted to SHA

APPROPRIATION CODE:

J02B0102

RESIDENT BUSINESS:

No

MD TAX CLEARANCE:

08-0845-0111

BOARD OF PUBLIC WORKS ACTION - THE ABOVE REFERENCED ITEM WAS:**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW -- 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 25-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AX4996114
 Structural Repairs on Bridges – Statewide
 ADPICS NO. AX4996114

CONTRACT DESCRIPTION: This Contract consists of providing labor, materials and equipment necessary to perform structural repairs and maintenance on Bridges, Statewide.

AWARD: Tessa Structures, LLC
 Landover, MD

AMOUNT: \$6,389,587.00 NTE

TERM OF CONTRACT: June 2, 2008 through December 31, 2010

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Tessa Structures, LLC \$6,389,587.00
 Landover, MD

The Marksmen Company \$6,604,450.00
 Baltimore, MD

PDI-Sheetz Construction Corp. \$6,618,485.00
 Linthicum, MD

Brawner Builders, Inc. \$6,783,136.90
 Hunt Valley, MD

Concrete General, Inc. \$7,172,400.00
 Gaithersburg, MD

A & M Concrete Corporation \$7,545,950.00
 Dulles, MD

Flippo Construction Co. \$7,678,650.00
 Forestville, MD

Sagres Construction Corp. \$8,745,000.00
 Alexandria, VA

ITEM: 25-M (Continued)**BPW -- 05/21/08****MBE PARTICIPATION:** 6%**PERFORMANCE SECURITY:** Payment and Performance Bonds for 100% of the award amount exist for this contract**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twelve (12) contractors purchased plans; Three (3) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

FUND SOURCE: 100% Special Funds Budgeted to SHA**APPROPRIATION CODE:** J02B0102**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 08-0847-0111

BOARD OF PUBLIC WORKS ACTION - THE ABOVE REFERENCED ITEM WAS:**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW - 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 26-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: HAN5100HC11
 Janitorial/Custodian Services @ SHA Hanover Complex
 ADPICS NO. HAN5100HC11

CONTRACT DESCRIPTION: To provide Janitorial Services for SHA's Hanover Complex located at 7491 Connelley Drive Hanover, MD 21076.

AWARD: Arc of Baltimore
 Baltimore, MD

AMOUNT: \$778,290.35

TERM OF CONTRACT: June 1, 2008 through May 31, 2011

PROCUREMENT METHOD: **Preference Award**
 (COMAR 21.11.05)

MBE PARTICIPATION: 100%

REMARKS: This Contract is based on a not to exceed amount of \$778,290.35 as determined by the Pricing and Selection Committee for the Rehabilitation and Employment Program.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 08-1142-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

John Thornton – (410) 631-1002
jthornton@marylandports.com

BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

SERVICE CONTRACT

ITEM: 27-S

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 270027-SA
 Fire Protection System Inspection, Maintenance
 and Repair
 ADPICS No. P080809

CONTRACT DESCRIPTION: This Contract will provide the MPA with fire protection system inspection, maintenance and repair at various MPA terminals.

AWARD: Advanced Fire Protection Systems, LLC
 Glen Burnie, MD

AMOUNT: \$1,894,000.00

TERM: June 1, 2008 through May 31, 2013
 w/one (1) five-year renewal option

PROCUREMENT METHOD: **Competitive Sealed Bidding**
Negotiated Award after Unsatisfactory

BIDS:
 Advanced Fire Protection Systems, LLC \$1,894,000.00
 Glen Burnie, MD

MBE PARTICIPATION: 10%

PERFORMANCE SECURITY: \$1,894,000.00 - One year, renewable annually

REMARKS: This contract requires inspection, maintenance and repair of MPA fire protection systems to meet code requirements. The solicitation was originally advertised on eMaryland Marketplace and bids were opened 11/27/2007. Only one bid was received from Advanced Fire Protection Systems LLC ("AFPS"). The bid had to be rejected as nonresponsive due to discrepancies in the bid and failure to meet MBE requirements. The MPA also determined that sureties would not bond the contract (sureties will not bond service contracts for five years plus renewal terms; the bond must be renewable annually). The contract period is five years in order to provide a full cycle of inspections required by the fire code (the last required code inspection being at five year intervals).

ITEM: 27-S (Continued)

BPW – 05/21/08

The MPA revised the bid forms and bonding requirements and resolicited bids using Negotiated Award After Unsatisfactory Competitive Sealed Bidding. Bids were opened on 3/7/2008. Two bids were received, from AFPS and SPC Incorporated ("SPC"). SPC's bid was rejected as nonresponsive for failure to commit to MBE requirements.

The contract term is five years, from June 1, 2008 through May 31, 2013, with the MPA having the right to extend the contract for one additional five-year period. The compensation payable to the contractor during a renewal term may increase by an amount not to exceed 3% or the change in the Consumer Price Index, which ever is lower. Therefore, the NTE value of the contract for the renewal term (if exercised) would not exceed \$1,950,820.00 (increasing the total NTE value of the original contract plus the renewal term to \$3,844,820.00).

100% of this work will be performed by a Certified Small Business Enterprise.

FUND SOURCE:	100% Special Funds Budgeted to MPA
APPROPRIATION CODE:	J03-D0001 & J03-D0002
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	08-0426-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

SERVICE CONTRACT

ITEM: 28-S

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 270030-S
Building Operations, Maintenance and Leasing
Services, World Trade Center
ADPICS NO. P080880

CONTRACT DESCRIPTION: This contract requires comprehensive operation, maintenance and leasing of the World Trade Center.

AWARD: Meridian Management Corporation
Ponte Vedra Beach, FL

AMOUNT: \$23,418,556.00 NTE

TERM OF CONTRACT: June 10, 2008 through June 9, 2013
w/two, three-year renewal options

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:	<u>Technical</u>	<u>Financial</u>	<u>Overall</u>
Meridian Management Corporation Ponte Vedra Beach, FL	1	\$23,418,556 (1)	1
Manekin, LLC Columbia, MD	2	\$33,428,870 (2)	2

MBE PARTICIPATION: 36%

PERFORMANCE SECURITY: A Performance Bond in the amount of \$13,656,280.00
(Three years, renewable every two years)

REMARKS: The Request for Proposals was advertised on eMaryland Marketplace in December, 2007. Representatives of approximately 30 potential contractors and subcontractors attended the preproposal meeting and site visits. Only two proposals were received, from Meridian Management Corporation and Manekin, LLC. Both offerors submitted best and final offers. An evaluation committee reviewed the proposals of both offerors and recommended Meridian as submitting the better technical proposal and price proposal and the offer most advantageous to the State.

ITEM: 28-S (Continued)

BPW – 05/21/08

REVISED

This contract will provide the MPA with the services of highly qualified real estate professionals to market the rental of World Trade Center and combines into one contract services currently provided to the MPA under multiple contracts, including contracts for property management, janitorial services, elevator maintenance, landscaping, and alarm monitoring.

Other features of the contract:

- Provides for the payment of broker's commissions, in accordance with leasing standards approved by the BPW on December 12, 2007, Item 18-GM.
- Upon request of the MPA, the contractor must provide tenant renovations, which must be competitively obtained by the contractor in accordance with procedures consistent with State procurement practices and stated in the Request for Proposals. The not-to-exceed value of the contract includes an allowance of \$10.5 million (estimated at \$2.1 million per year over the five-year term) for tenant renovations, subject to appropriations. Tenant renovations would be provided only after development by the MPA of a scope of work for each project, funding, and MPA review and approval of the contractor's proposed price, subcontractors, and other requirements. The contract establishes the contract a fixed percentage of 5% as the contractor's fee for tenant renovations.
- The not-to-exceed value of the contract also includes an allowance of \$1.5 million over five years for day-to-day maintenance and repairs beyond those required to be furnished at no additional cost to the MPA.

See attached letter.

The contract term is five years, from June 10, 2008 through June 9, 2013, with the MPA having the right to extend the contract for two additional three-year periods. During renewal terms, prices may increase by an amount not exceeding the Consumer Price Index increase or 4%, whichever is lower. Therefore, the NTE value of the contract for the first renewal term (if exercised) would not exceed \$14,613,178 (increasing the total NTE value of the original contract plus the first renewal term to \$38,031,734); and the NTE value of the contract for the second renewal term (if exercised) would not exceed \$15,197,705 (increasing the total NTE value of the original contract plus both renewal terms to \$53,229,439).

The MBE goal was established at 25% for this contract. The recommended contractor has submitted a 36% MBE goal.

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE

J03 D0001	\$12,918,556.00
J03 D0002	\$10,500,000.00

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 08-0636-1112

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



Martin O'Malley
Governor
Anthony G. Brown
Lieutenant Governor

January 9, 2013

Maryland Port Commission
Darrell B. Mobley
Acting Secretary

William Dockser
Donald C. Fry
Dr. Donté L. Hickman, Sr.
Peta N. Richkus
Theodore G. Venetoulis
Charles H. White, Jr.

James J. White
Executive Director

Sheila McDonald, Esquire
Executive Secretary
Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis MD 21401-1991

SUBJECT: Item 28-S, DOT Agenda 5/21/08

Dear Ms. McDonald:

This is to advise you of the following change to the Maryland Department of Transportation's Agenda item previously approved by the Board of Public Works.

DOT Agenda 5/21/08
Item 28-S
Building Operations, Maintenance and Leasing Services, World Trade Center

The next to the last paragraph in the "Remarks" section should be changed to read as follows [new or revised language is italicized]:

The contract term is five years, from June 10, 2008 through June 9, 2013, with the MPA having the right to extend the contract for two additional three-year periods. During renewal terms, prices may increase *annually* by an amount not exceeding the Consumer Price Index increase or 4%, whichever is lower. Therefore, the NTE value of the contract for the first renewal term (if exercised) would not exceed \$14,613,983 (increasing the total NTE value of the original contract plus the first renewal term to \$38,032,539); and the NTE value of the contract for the second renewal term (if exercised) would not exceed \$15,539,724 (increasing the total NTE value of the original contract plus both renewal terms to \$53,572,263).

Thank you for your attention to this matter. If you need further information, please call John Thornton (Maryland Port Administration) 410-385-4850 or Erica Carte (MDOT) at 410-865-1122.

Sincerely,

Kathy Broadwater
Deputy Executive Director
Maryland Port Administration

OK - record
SME 1.18.2013

RECEIVED
2013 JAN 18 PM 1:02
BOARD OF PUBLIC WORKS

Mark Krysiak – (410) 631-1153
mkrysiak@marylandports.com

BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONTRACT RENEWAL OPTION: (Services)

ITEM: 29-S-OPT

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 260028-S
 Security Guard Services at various MPA locations
 ADPICS NO.: P508928

ORIGINAL CONTRACT APPROVED: Item 11-S, DOT Agenda 05/17/06

ORIGINAL PROCUREMENT METHOD: **Competitive Sealed Proposals**

CONTRACTOR: Securitas Security Services USA, Inc.
 Baltimore, MD

MODIFICATION: To exercise the first and only renewal option on this contract which provides unarmed security guard services at the World Trade Center and at Dundalk, Seagirt, North Locust Point, Fairfield, and South Locust Point Marine Terminals.

TERM: Two years (June 9, 2008 thru June 8, 2010)

AMOUNT: \$4,000,000.00

ORIGINAL CONTRACT AMOUNT: \$4,000,000.00

REVISED CONTRACT AMOUNT: \$8,000,000.00

PERCENTAGE INCREASE: 100% (MOD #1)

ORIGINAL MBE PARTICIPATION: 0%

REMARKS: The renewal rates are in accordance with the contract terms and conditions.

The MPA is pursuing the renewal of the existing security guard contract with Securitas as stated in the original contract. Securitas has performed adequately under the terms of the original contract and has adjusted to the changing demands of the MPA such as TWIC, MARSEC certification, and enhanced security guard certification standards. In addition to the enhanced training and credentialing already possessed by Securitas, the MPA will take advantage of limited increases in hourly guard rates as established in the initial contract. In the ever-growing market for security guards, it is estimated that the rate for TWIC-holding guards will increase by 10% to 20% over the next two years. This option will lock the MPA into an increase of 8% over that same time frame.

ITEM: 29-S-OPT (Continued)

BPW – 05/21/08

FUND SOURCE: 100% Special Funds Budgeted to MPA
APPROPRIATION CODE: J03-D0001
TAX COMPLIANCE NO.: 08-0963-1111
RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

232

Robert Gay – 410-545-0433
 Rgay@sha.state.md.us

BPW -- 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 30-RP MMC#07-2134

STATE HIGHWAY ADMINISTRATION: Located on the westside of MD 152 (Mountain Road) – approximately 850 feet north of MD 147 (Harford Road) in Harford County, Maryland.

EXPLANATION: In accordance with COMAR 14.24.05 Regulations, approval is requested to dispose of a parcel of land, as described which is excess to the needs of the State Highway Administration.

The property to be conveyed consists of ± 2.4 acres and is not capable of independent use.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Baltimore Gas & Electric Co.

CONSIDERATION: \$47,500.00

APPRAISED VALUE: \$47,500.00, Steve Muller, fee appraiser – Reviewed and Approved by Neil Mengel, Review Appraiser

REMARKS: Approval of conveyance is requested in accordance with Section 8-309 of the Transportation Article, Annotated Code of Maryland.

The subject property has no access, borders BGE transmission line property and is not capable of independent use. The property is being offered to BGE, the adjoining owner.

SHA is currently requesting permission to dispose and execution of the Deed.

The Deed has been forwarded to the Executive Secretary, Board of Public Works' for execution.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert Gay – 410-545-0433
rgay@sha.state.md.us

BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 31-RP MMC# 08-2183

STATE HIGHWAY ADMINISTRATION: MD 30 from south of Wolf Hill Drive to north of Brodbeck Road in Carroll County

EXPLANATION: In accordance with COMAR 14.24.05, approval is requested to dispose of a parcel of land, as described, which is excess to the needs of SHA. The property to be conveyed consists of $\pm .081$ acres and is being conveyed in accordance to the terms of an option agreement.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Wayne P. Columbia

CONSIDERATION: \$0.00

APPRAISED VALUE: \$18,800.00, Bruce A. Dumler, fee appraiser
 Reviewed and approved by Don Wakefield,
 Chief Appraisal Review Section.

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309 (f)(1) (i) of the Transportation Article, Annotated Code of Maryland. This parcel is not capable of an independent use because of its size and configuration.

SHA agreed to a land swap verses expanding a portion of Mr. Columbia's driveway for a 20 foot access. The expansion cost was estimated in excess of \$20,000.00 for the redesign of the inlets, underground drain pipes and the relocation of one utility pole.

SHA is concurrently requesting permission to dispose and execution of the Deed.

The Deed has been forwarded to the Executive Secretary, Board of Public Works for execution.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Robert Gay – 410-545-0433
rgay@sha.state.md.us

BPW – 05/21/08

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 32-RP MMC# 08-2184

STATE HIGHWAY ADMINISTRATION: Road Conveyance Deed to Montgomery County, Maryland.

Former MD 122 - (Bethesda Church Road) From MD 27 (Ridge Rd.) to end of SHA maintenance at County RD 2 (Gladhill Rd.) for a distance of 2.61 ± miles.

EXPLANATION: Board of Public Works approval is requested for a Deed conveyance of this segment of road to Montgomery County.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Montgomery County, Maryland.

CONSIDERATION: \$1.00

APPRAISED VALUE: Not Applicable

REMARKS: Legal authority for Road Transfer is found in Transportation Article Section 8-304 and Road Conveyance in Section 10-305 of the State Procurement Article of the Annotated Code of Maryland.

The SHA has agreed to transfer this road to Montgomery County. The County has agreed to accept the road as an integral part of the County Highway System. Conveyance is being made to comply with conditions of an Agreement between SHA and Montgomery County.

The Deed has been forwarded to the Executive Secretary, Board of Public Works for execution.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 33-RP MMC# 08-2185

STATE HIGHWAY ADMINISTRATION: Road Conveyance Deed to Howard County, Maryland.

Service Road "C", in the southeast quadrant of the US29/MD32 interchange, connecting Old Columbia Rd. to MD 32 a distance of 0.22+mi

Martin Road, from 0.03+mi. south of Halfcrown Rd. to MD 32B, a distance of 0.24+mi

Riversedge Road, from US 29 to Longview Rd, a distance of 0.07+mi

Pindell School Road - south of Sanner Road, a distance of 0.69+mi,

Sanner Rd, north of Pindell School Road. to cul-de-sac South of Pindell School Road ,a distance of 0.15+ mi.

EXPLANATION: Board of Public Works approval is requested for a Deed conveyance of these segments of road to Howard County.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Howard County, Maryland.

CONSIDERATION: \$1.00

APPRAISED VALUE: Not Applicable

REMARKS: The State Highway Administration has agreed to transfer these roads to Howard County. The County has agreed to accept these roads as an integral part of the County Highway System. Conveyance is being made to comply with conditions of an Agreement between the SHA and Montgomery County, Maryland.

Legal authority for Road Transfer is found in Transportation Article Section 8-304 and road conveyance in Section 10-305 of the State Procurement Article of the Annotated Code of Maryland.

ITEM: 33-RP (Continued)

BPW – 05/21/08

SHA is concurrently requesting permission to dispose and execution of the Deed.

The Deed has been forwarded to the Executive Secretary, Board of Public Works for execution.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

237

Suzette Moore – (410) 859-7792
Smoore2@bwiairport.com

BPW---05/21/08

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

GENERAL/MISCELLANEOUS:

ITEM: 34-GM-MOD

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-LC-03-020

NATURE OF REQUEST: The Board approved a new standard Basic Use and Lease Agreement (BULA) on May 21, 2003 (MDOT Agenda Item 17-GM). The MAA requests approval of a standard Supplement to BULA for all signatory airlines. Supplement No. 2 to Contract No. MAA-LC-03-020, Basic Use and Lease Agreement (BULA) is for Southwest Airlines and is the prototype for all signatory airlines. This supplement provides for repayment of a portion of Contract fees and charges that were under-collected from Fiscal Years (FY) 2004 through estimated FY 2008. This Supplement also extends the Contract for a period of one (1) year beginning July 1, 2008 and terminating June 30, 2009 or until effective date of a succeeding agreement, whichever is earlier.

CONTRACTOR: Southwest Airlines Co. (WN) and all signatory airlines

AMOUNT: \$25,037,912 of under-collected Contract fees and charges from all BULA airlines to be recovered in accordance with a repayment plan selected by each airline. WN's portion is \$12,175,937.

DURATION: Repayment of under-collected Contract fees and charges will be recovered in a period not to exceed five (5) years from 7/1/08 through 6/30/13. WN has agreed to repay its portion over the five-year period.

REMARKS: MAA reviewed FY 2004 through estimated FY 2008 expenses and determined that 1) the terminal rates per square foot for cost recovery were understated due to the fact that the terminal square footage was overstated; 2) certain operating expenses had been excluded from the fees and charges calculations; and 3) certain capital projects and amortization charges had been excluded. As a result, approximately \$57,284,456 contract fees and charges were under-collected. The MAA and BULA airlines have agreed that MAA will recover \$25,037,912 over the five (5) year period through repayment options. WN has agreed to repay \$12,175,939 over a five-year period. In return, MAA agrees to forbear collection of the remaining \$32,246,544 under-collected fees and charges from all BULA airlines.

The current contract is scheduled to expire June 30, 2008. In order to provide sufficient time to negotiate the provisions of a new BULA contract, the MAA is extending the current Contract for a period of one (1) year beginning July 1, 2008 and terminating June 30, 2009, or until the effective date of any other succeeding agreement, whichever is earlier.

TAX COMPLIANCE NO: 08-1045-1111

ITEM: 34-GM-MOD (Continued)

BPW – 05/21/08

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

George E. Fabula, Jr.- (410) 767-3908
gfabula@mtamaryland.com

BPW – 05/21/08

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

GENERAL/MISCELLANEOUS

ITEM 35-GM

MARYLAND TRANSIT ADMINISTRATION: State-owned Rail Property

EXPLANATION: Board of Public Works' (BPW) approval of: (1) a new rate schedule for non-exclusive right-of-way agreements; (2) a standard agreement format; (3) delegation of authority to MTA to enter into standard agreements that do not exceed \$30,000.00 in annual revenue; (4) approval of an annual activity report; and (5) exemption of annual license fee for state entities.

BACKGROUND: Reference is made to Item 19-GM (BPW Meeting 12/12/01) in which the Board of Public Works approved a rate schedule, standard license agreement, delegated authority to MTA and approval of an annual activity report for utility and private crossings over and under state-owned railroad property. At this time, MTA seeks to update the rate schedule and standard agreement.

LICENSOR: Maryland Transit Administration

LICENSEE: Various

REVENUE: As set forth in the rate schedule for the type and length of crossing.

REMARKS: Annual increases in the license fee will be based on the Consumer Price Index (CPI). MTA will also submit to the Board an annual report on agreements entered into per this item for that calendar year. MTA proposes to waive the initial and annual license fee to all state entities.

This proposed fee increase was adjusted by applying the CPI from December 2001 to April 2008 and calculating that increase to the December 2001 rate schedule.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

240

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Miscellaneous)

ITEM: 36-GM-MOD

MARYLAND TRANSIT ADMINISTRATION:

ORIGINAL CONTRACT NO. & TITLE: T-8000-0124A
 Commuter Bus Service Between Charles County,
 Maryland and Washington, D.C.
 ADPICS NO. CO224989

ORIGINAL CONTRACT APPROVED: Item 15-GM, DOT Agenda 4/7/04

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
 (Multi-Step)

CONTRACTOR: Keller Transportation, Inc.
 Waldorf, MD

MODIFICATION: Modification No. 5 provides for two additional round trips for commuter bus services on Line 901 between points in Charles County and Washington, D.C.

AMOUNT: \$ 375,000.00

ORIGINAL CONTRACT AMOUNT: \$15,275,708.08

REVISED CONTRACT AMOUNT: \$28,566,909.93

PERCENTAGE INCREASE: 2.5% (Change Order No. 5)
 87% (Overall)

TERM: July 1, 2008 – April 25, 2009

ORIGINAL MBE PARTICIPATION: 0% (single element of work)

REMARKS: Due to increased demand for services, Commuter Bus Service lines are being expanded. Daily ridership on line 901 increased 8.2% between March 2007 and March 2008, increasing from 2,003 riders to 2,167 riders per workday. The weekly ridership has increased from 10,015 to 10,835.

This contract was issued effective April 26, 2004 for a three-year period with one two-year option. This is the fourth increase in service in the last two years. Change Order No. 1 was issued in July 2006 providing for one additional round trip to the 901 line. In October 2006 a second round trip was added through the issuance of Change Order No. 2 to the contract. Change Order No. 3 was Renewal Option No. 1, which provided for a two-year term starting April 26, 2007 through April 25, 2009. Change Order No. 4 issued in January 2008 facilitated an addition of two round trips per day to the 901 line.

ITEM: 36-GM-MOD (Continued)

BPW – 05/21/08

REVISED

There is a 10% Performance Bond in place with this change order for the remainder of the contract.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0106

TAX COMPLIANCE NO.: 08-0762-0111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

W. Stanley Lane 410-767-3355
Slanel@mtamaryland.com

BPW—05/21/08
 REVISED

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION: (Miscellaneous)

ITEM: 37-GM-MOD

MARYLAND TRANSIT ADMINISTRATION:

ORIGINAL CONTRACT NO. & TITLE: T-8000-0124B
 Commuter Bus Service Between
 California/Charlotte Hall (St. Mary's County) and
 Waldorf (Charles County), Maryland and
 Washington, D.C. Lines 905 and 909
 ADPICS NO. CO224990

ORIGINAL CONTRACT APPROVED: Item 16-GM, DOT Agenda 4/07/04

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding (Multi-Step)

CONTRACTOR: Keller Transportation, Inc.
 Waldorf, MD

MODIFICATION: Provide for two additional round trips for commuter bus services on Line 905 between California, Charlotte Hall, and Waldorf, Maryland and Washington, D. C.

AMOUNT: \$ 350,000.00

ORIGINAL CONTRACT AMOUNT: \$12,236,119.28

REVISED CONTRACT AMOUNT: \$22,775,107.03

PERCENTAGE INCREASE: 2.9% (Change Order No. 3)
 86.1% (Overall)

TERM: July 1, 2008 – April 25, 2009

ORIGINAL MBE PARTICIPATION: 0% (single element of work)

REMARKS: Due to increased demand for services, Commuter Bus Service lines are being expanded. Daily ridership on line 905 increased 11.6% between March 2007 and March 2008, increasing from 1,459 riders to 1,628 riders per workday. The weekly ridership has increased from 7,295 to 8,140.

This contract was issued effective April 25, 2004 for a three-year period with one two-year option. In addition, Change Order No. 1 added one round trip per day to the 905 and 909 which resulted in an additional 250 trips through April 25, 2007. Change Order No. 2 was a two year renewal option, effective April 26, 2007 and increased the contract by \$5,001,833 per year.

There is a 10% Performance Bond in place with this change order for the remainder of the contract.

ITEM: 37-GM-MOD (Continued)**BPW – 05/21/08
REVISED**

FUND SOURCE: 100% Special Funds Budgeted to MTA
APPROPRIATION CODE: J05 H0106
MD TAX CLEARANCE: 08-0762-0111
RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION - THE ABOVE-REFERENCED ITEM WAS:**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION ✓****WITHOUT DISCUSSION**

W. Stanley Lane 410-767-3355
Slanel@mtamaryland.com

BPW—05/21/08
 REVISED

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION: (Miscellaneous)

ITEM: 38-GM-MOD

MARYLAND TRANSIT ADMINISTRATION:

ORIGINAL CONTRACT NO. & TITLE: T-8000-0125
 Commuter Bus Service Between
 Hagerstown/Frederick and Shady Grove Metrorail
 Station/Rock Spring Business Park – Line No. 991
 ADPICS NO. CO225162

ORIGINAL CONTRACT APPROVED: Item 17-GM, DOT Agenda 4/07/04

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding (Multi-Step)

CONTRACTOR: Eyre Bus Services, Inc.
 Glenelg, MD

MODIFICATION: Provide for one additional round trip for Commuter Bus Services on Line 991 between points in Hagerstown/Frederick and Shady Grove Metrorail Station/Rock Spring Business Park and Washington, D.C.

AMOUNT: \$ 230,000.00

ORIGINAL CONTRACT AMOUNT: \$ 4,493,115.30

REVISED CONTRACT AMOUNT: \$11,166,804.30

PERCENTAGE INCREASE: 5.1% (Change Order No. 5)
 148.5% (Overall)

TERM: **July 1, 2008 – May 2, 2009**

ORIGINAL MBE PARTICIPATION: 0% (single element of work)

REMARKS: Due to increased demand for services, Commuter Bus Service lines are being expanded. Daily ridership on line 991 increased 12.9% between March 2007 and March 2008, increasing from 909 riders to 1,026 riders per workday. The weekly ridership has increased from 4,545 to 5,130.

This contract was issued effective May 3, 2004 for a three-year period with one two-year option. This option, effective May 3, 2007 increases the contract by \$2,976,991 per year. This annual total includes an estimated \$66,815 for fuel.

FUND SOURCE: 100% Special Funds Budgeted to MTA

ITEM: 38-GM-MOD (Continued)

BPW – 05/21/08
REVISED

APPROPRIATION CODE:

J05 H0106

MD TAX CLEARANCE:

08-0761-0111

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

W. Stanley Lane 410-767-3355
Slanel@mtamaryland.com

BPW—05/21/08
 REVISED

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION: (Miscellaneous)

ITEM: 39-GM-MOD

MARYLAND TRANSIT ADMINISTRATION:

ORIGINAL CONTRACT NO. & TITLE: T-8000-0134
 Commuter Bus Services – Line 921, 922 and 950
 ADPICS NO. CO224991

ORIGINAL CONTRACT APPROVED: Item 21-GM, DOT Agenda 8/11/04

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
 (Multi-Step)

CONTRACTOR: Dillon's Bus Service, Inc.
 Millersville, MD

MODIFICATION: Provides for Two (2) one way trips for Line No. 922 & 950 as well as a total of Twenty-Two (22) one-way trips between the 922 and 950 Lines that would be extended from Kent Island to the Kent Narrows Parking and Washington, D.C.

AMOUNT: \$ 800,000.00

ORIGINAL CONTRACT AMOUNT: \$10,166,989.74

REVISED CONTRACT AMOUNT: \$22,289,533.07

PERCENTAGE INCREASE: 7.9% (Change Order No. 4)
 119.2% (Overall)

TERM: June 2, 2008 – August 31, 2009

ORIGINAL MBE PARTICIPATION: 0% (single element of work)

REMARKS: Due to increased demand for services, Commuter Bus Service lines are being expanded. Daily ridership on line 922 increased 8.7% between March 2007 and March 2008, increasing from 587 riders to 638 riders per workday. The weekly ridership has increased from 2,935 to 3,190.

Daily ridership on line 950 increased 8.3% between March 2007 and March 2008, increasing from 957 riders to 1,036 riders per workday. The weekly ridership has increased from 4,785 to 5,180.

This contract was issued effective September 1, 2004 for a three-year period with one two-year option. Change Order No. 1 was issued in June 2006 and provided for one additional round trip on Line No. 922 and two additional roundtrips on Line 950. The change order increased the contract value \$626,359.68.

ITEM: 39-GM-MOD (Continued)

**BPW – 05/21/08
REVISED**

Change Order No. 2 was issued in January 2007 and provided for two additional trips on Line No. 950. The change order increased the contract value \$219,602.40. Change Order No. 3 was a two-year renewal option, effective September 1, 2007 that increased the contract by \$10,476,581.25. This total includes an estimated \$308,172.27 for fuel.

There is a 10% Performance Bond in place with this change order for the remainder of the contract.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0106

TAX COMPLIANCE NO.: 08-0760-0111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

248

W. Stanley Lane 410-767-3355
Slanel@mtamaryland.com

BPW—05/21/08
 REVISED

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Miscellaneous)

ITEM: 40-GM-MOD

MARYLAND TRANSIT ADMINISTRATION:

ORIGINAL CONTRACT NO. & TITLE: T-8000-0136
 Commuter Bus Services – Line 915, 929 and 995
 ADPICS NO. CO224992

ORIGINAL CONTRACT APPROVED: Item 22-GM, DOT Agenda 8/11/04

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
 (Multi-Step)

CONTRACTOR: Dillon's Bus Service, Inc.
 Millersville, MD

MODIFICATION: Modification No. 4 provides for one additional round trip for commuter bus service between Clarksville, Columbia, Ellicott City, Silver Spring, Maryland and Washington, D. C.

AMOUNT: \$ 785,000.00

ORIGINAL CONTRACT AMOUNT: \$16,872,860.30

REVISED CONTRACT AMOUNT: \$31,455,353.87

PERCENTAGE INCREASE: 4.7% (Change Order No. 4)
 86.4% (Overall)

TERM: June 2, 2008 – August 31, 2009

ORIGINAL MBE PARTICIPATION: 0% (single element of work)

REMARKS: Due to increased demand for services, Commuter Bus Service Lines 915, 929, and 995 are being expanded. Daily ridership on Line 915 increased 12.6% between March 2007 and March 2008, increasing from 611 riders to 688 riders per workday. The weekly ridership has increased from 3,055 to 3,440. Daily ridership on Line 929 increased 3.9% between March 2007 and March 2008, increasing from 835 riders to 867 riders per workday. The weekly ridership has increased from 4,175 to 4,335. Daily ridership on Line 995 increased 6.3% between March 2007 and March 2008, increasing from 874 riders to 929 riders per workday. The weekly ridership has increased from 4,370 to 4,645.

This contract was issued effective September 1, 2004 for a three-year period with one two-year option. Change Order No. 1 was issued in May 2006 and provided for one additional round trip on Line 995. The change order increased the contract value \$249,284.49. Change Order No. 2 was issued in January 2007 and provided for one additional round trip on Line 995. The change order increased the contract

ITEM: 40-GM-MOD (Continued)

**BPW – 05/21/08
REVISED**

value \$131,122.00. Change Order No. 3 was a two-year option renewal that was effective September 1, 2007, it increased the contract by \$13,417,087.08. This total includes an estimated \$353,223.64 for fuel.

There is a 10% Performance Bond in place for the two year renewal.

FUND SOURCE:	100% Special Funds Budgeted to MTA
APPROPRIATION CODE:	J05 H0106
TAX COMPLIANCE NO.:	08-0760-0111
RESIDENT BUSINESS:	Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

250

W. Stanley Lane 410-767-3355
Slanel@mtamaryland.com

BPW—05/21/08
 REVISED

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION: (Miscellaneous)

ITEM: 41-GM-MOD

MARYLAND TRANSIT ADMINISTRATION:

ORIGINAL CONTRACT NO. & TITLE: T-8000-0156A
 Commuter Bus Service – Line 902
 ADPICS NO. CO224993

ORIGINAL CONTRACT APPROVED: Item 26-GM, DOT Agenda 6/1/05

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
 (Multi-Step)

CONTRACTOR: Keller Transportation, Inc.
 Waldorf, MD

MODIFICATION: Modification No. 2 provides for two additional round trips for commuter bus services on Line 902 for year 4 and year 5 of the contract.

AMOUNT: \$ 360,000.00

ORIGINAL CONTRACT AMOUNT: \$12,732,665.70

REVISED CONTRACT AMOUNT: \$14,477,743.50

PERCENTAGE INCREASE: 2.8% (Change Order No. 2)
 13.7% (Overall)

TERM: July 1, 2008 – June 17, 2010

ORIGINAL MBE PARTICIPATION: 0% (single element of work)

REMARKS: Due to increased demand for services, Commuter Bus Service lines are being expanded. Daily ridership on line 902 increased 3.3% between March 2007 and March 2008, increasing from 1247 riders to 1289 riders per workday. The weekly ridership has increased from 6,235 to 6,445.

There is a 10% Performance Bond in place with this change order for the remainder of the contract.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0106

TAX COMPLIANCE NO.: 08-0762-0111

ITEM: 41-GM-MOD (Continued)

**BPW – 05/21/08
REVISED**

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

W. Stanley Lane 410-767-3355
Slane1@mtamaryland.com

BPW—05/21/08
 REVISED

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Miscellaneous)

ITEM: 42-GM-MOD

MARYLAND TRANSIT ADMINISTRATION:

ORIGINAL CONTRACT NO. & TITLE: T-8000-0156B
 Commuter Bus Service – Line 904
 ADPICS NO. CO224994

ORIGINAL CONTRACT APPROVED: Item 27-GM, DOT Agenda 6/1/05

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
 (Multi-Step)

CONTRACTOR: Dillon's Bus Service, Inc.
 Millersville, MD

MODIFICATION: Modification No. 2 provides for two additional round trips for commuter bus services on Line 904 for year 4 and year 5 of the contract.

AMOUNT: \$ 460,000.00

ORIGINAL CONTRACT AMOUNT: \$10,477,409.40

REVISED CONTRACT AMOUNT: \$11,711,667.40

PERCENTAGE INCREASE: 4.4% (Change Order No. 2)
 11.8% (Overall)

TERM: June 2, 2008 – June 17, 2010

ORIGINAL MBE PARTICIPATION: 0% (single element of work)

REMARKS: Due to increased demand for services, Commuter Bus Service lines are being expanded. Daily ridership on line 904 increased 3.4% between March 2007 and March 2008, increasing from 891 riders to 921 riders per workday. The weekly ridership has increased from 4,605 to 4,455.

There is a 10% Performance Bond in place with this change order for the remainder of the contract.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0106

TAX COMPLIANCE NO.: 08-0760-0111

ITEM: 42-GM-MOD (Continued)

**BPW – 05/21/08
REVISED**

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

DEPARTMENT OF NATURAL RESOURCES

Somerset County

CONTRACT NO. AND TITLE

Project No: P-074-020-010
ADPICS No: 001B8900618
Replacement of Somerset Forestry
Field Office

DESCRIPTION - Contractor shall provide all materials, supplies, and labor to install an approximately 1,000 gsf pre-engineered office building on a concrete block foundation, construct a handicap access ramp, and extend the on-site shared utilities. The pre-engineered structure will serve as the new Somerset Forestry Office replacing a 30 year old trailer that is currently used for the same purpose. The office, located on Route 13 in Princess Anne, houses three full time field personnel who provide technical assistance to local landowners.

PROCUREMENT METHOD

Competitive Sealed Bidding
(Single Bid Received)

BIDS OR PROPOSALS

R.D. Meredith General Contractors, LLC -
Salisbury, MD

AMOUNT

\$289,475

AWARD

R.D. Meredith General Contractors,
LLC

AMOUNT

\$289,475

TERM

180 days from Notice to Proceed

MBE PARTICIPATION

39%

PERFORMANCE BOND

100% of Full Contract Amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

REMARKS

This project was advertised on eMaryland Marketplace with notice of the opportunity released to several hundred registered potential bidders. The Notice of Contracting opportunity was also posted on the DGS Bid Board. In an effort to generate additional interest in the contracting community, the bid due date was also extended. At the end of the solicitation period, however, only one bid was received. A survey conducted by the procurement officer of some of the vendors who did not offer a bid elicited responses that firms were: not equipped to perform the specified work; too busy with other contracts; or preferred to work as a subcontractor.

Board of Public Works approval is also requested for the transfer of \$156,172 from Program Open Space (POS) Contingency Fund Item 256, FY99 to POS Capital Improvement Item 359, FY02 to supplement the prior year appropriation for this capital project. By letter dated April 25, 2008 the Joint Budget Committees concurred with the use of POS funds for this purpose.

In conjunction with the recommendation for award, and to approve transfer of POS contingency funds, the Department further requests Board approval of a temporary exception for one (1) year in the termination of Project Open Space Funds authorized under Chapter 118, Acts of 1999, POS Item 359, for the design and construction of the Somerset Forestry Building. The authorization amount was \$182,000.00 of which \$162,068.05 remains unencumbered. The Department has been notified by the Maryland State Treasurer that these funds will expire on July 1, 2008.

Approval of this extension is being requested in accordance with Finance and Procurement Article 7-305 (d) which states "Unless otherwise provided by law, the authority to spend the appropriation for a project terminates except to the extent the Board has encumbered money for a State project or program authorized by an appropriation act, 7 years after the effective date of the appropriation act that authorized the project unless...in an emergency, the Board unanimously grants a temporary exception for 1 year". This exemption will allow the remaining funds in the Item 359 authorization to be expended as needed during the construction of the building which is anticipated to be completed in January 2009.

The project was delayed due to a series of contractual difficulties including transfer of ownership of the property from SHA to DNR during the design phase, the right of way for utilities to be connected to the pre-engineered structure, and communication difficulties with the A/E services firm for extended periods of time.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

REMARKS

Due to the small size of the project, its remote location, and the lack of local contractors available for the project, it is unlikely that canceling this solicitation and re-bidding this much needed project would result in a more favorable fiscal outcome. A determination has been made that other offerors had an equal opportunity to respond, and that it is in the best interest of the State to pursue award to the one responsive and responsible bidder in accordance with COMAR 21.05.02.20.

The recommended contractor has exceeded the established 10% MBE goal for this project by achieving 39% MBE participation.

FUND SOURCE

Item 359 POS 2002

TAX COMPLIANCE NO.

08-0299-0111

RESIDENT BUSINESS

Yes

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

P-074-020-010_CC_BPW_rev.doc

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 2-C

CONTRACT NO. AND TITLE

Project No. DGS-07-306-IQC
ADPICS Nos.: 001B8900678;
001B8900679; 001B8900680;
001B8900681; 001B8900682;
001B8900683; 001B8900684
Indefinite Quantity Contract to Provide
General Construction Services and Related
Work

DESCRIPTION - Board of Public Works approval is requested for an Indefinite Quantity Contract to provide general construction services and related work for various State agencies contracted through the Department of General Services on an as-needed basis. The contracts will be effective for three (3) years from date of Board approval. Individual project assignments awarded under these contracts may not exceed \$200,000; however, the firms may be awarded more than one project assignment.

PROCUREMENT METHOD

Competitive Sealed Proposals

OFFERORS

CENTRAL REGION

John W. Brawner - Hunt Valley, MD
North Point Builders, Inc. - Baltimore, MD
Baltimore Contractors, Inc.- Baltimore, MD
Warwick Supply & Equipment - Sparks, MD
OMF Contractors, Inc. - Beltsville, MD
Colossal Contractors, Inc. – Burtonsville, MD

<u>Technical Ranking</u>	<u>Price Ranking</u>	<u>Overall Ranking</u>
1	5	1
2	3	2
3	4	3
4	6	4
5	2	5
6	1	6

OFFERORS

EASTERN REGION

John W. Brawner - Hunt Valley, MD
Baltimore Contractors, Inc. - Baltimore, MD
Warwick Supply & Equipment – Sparks, MD
OMF Contractors, Inc. – Beltsville, MD
Colossal Contractors, Inc.
Skanska USA – Rockville, MD

<u>Technical Ranking</u>	<u>Price Ranking</u>	<u>Overall Ranking</u>
1	4	1
2	3	2
3	5	3
4	2	4
6	1	5
5	6	6

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 2-C

OFFERORS

SOUTHERN REGION

	<u>Technical Ranking</u>	<u>Price Ranking</u>	<u>Overall Ranking</u>
John W. Brawner - Hunt Valley, MD	1	4	1
Baltimore Contractors, Inc.- Baltimore, MD	2	3	2
Warwick Supply & Equipment – Sparks, MD	3	6	3
OMF Contractors, Inc. – Beltsville, MD	4	2	4
Skanska USA – Rockville, MD	5	5	5
Colossal Contractors, Inc. – Burtonsville, MD	6	1	6

OFFERORS

WESTERN REGION

	<u>Technical Ranking</u>	<u>Price Ranking</u>	<u>Overall Ranking</u>
John W. Brawner - Hunt Valley, MD	1	4	1
Baltimore Contractors, Inc.- Baltimore, MD	2	3	2
OMF Contractors, Inc. – Beltsville, MD	3	2	3
Skanska USA - Rockville, MD	4	5	4
Colossal Contractors, Inc. – Burtonsville, MD	5	1	5

AWARD

Central Region:	John W. Brawner, North Point Builders, Inc., Baltimore Contractors, Warwick Supply & Equipment, OMF Contractors, Colossal Contractors, Inc.
Eastern Region:	John W. Brawner, Baltimore Contractors, Warwick Supply & Equipment, OMF Contractors, Colossal Contractors, Inc., Skanska
Southern Region:	John W. Brawner, Baltimore Contractors, Warwick Supply & Equipment, OMF Contractors, Skanska, Colossal Contractors, Inc.
Western Region:	John W. Brawner, Baltimore Contractors, OMF Contractors, Skanska, Colossal Contractors, Inc.

AMOUNT

\$ 5,000,000 - Central Region
\$ 2,000,000 - Eastern Region
\$ 2,000,000 - Southern Region
\$ 2,000,000 - Western Region

MBE PARTICIPATION

25%

PERFORMANCE BOND

100% for Task Orders above \$100,000

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 2-C

REMARKS

Solicitations for this contract were published on eMaryland Marketplace and posted on the DGS Bid Board. Nine (9) Technical Proposals were received.

Technical Proposals were evaluated in accordance with the criteria established in the Request For Proposals (RFP). The Price Proposals submitted by the firms reflect billing rates for each trade required for this contract which includes multiple disciplines. The proposals submitted were determined to be fair, reasonable and competitive. The final ranking was tabulated in accordance with COMAR 21.05.03.03 using a combination of both technical evaluation and price.

The contracts will provide on-call general construction services and related work. The contract consists of four (4) regions: Central, Eastern, Southern, and Western. As stated in the RFP, the six (6) highest ranked firms in each region were considered for award. Multiple awards are necessary due to the potentially large number of projects anticipated on a concurrent basis. One contractor in each region could not handle multiple projects concurrently.

A scope of work will be written for each project as it is identified by DGS Project Management. Contractors will be selected using one of the following methods: Projects estimated to be under \$10,000 will be rotated sequentially based on the contractor ranking at the conclusion of the evaluation process in each respective region. Projects estimated to be valued over \$10,000 will be competitively solicited to all contractors in the respective region with award to the lowest bidder.

These contracts will allow DGS to more rapidly respond to critical repair needs at State facilities when use of the Competitive Sealed Bidding process is not possible due to response time required or when emergency conditions exists that may subject the State to inflated prices.

Two of the firms, Colossal Contractors, Inc. (MBE Cert. # 02-401), and Warwick Supply & Equipment (MBE Cert. # 78-055), are MDOT certified minority businesses. In addition, a 25% MBE participation goal has been assigned to each of the contracts awarded under this action. As projects are identified, each will be reviewed prior to award to determine the MBE participation to be achieved for that project.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M (Revised)

CONTRACT NO. AND TITLE

Project No. DGS-07-301-IQC
ADPICS Nos.: 001B8900623;
001B8900624; 001B8900625;
001B8900626; 001B8900627;
001B8900628; 001B8900629;
001B890030
Indefinite Quantity Contract to Provide
HVAC Services and Related Work

DESCRIPTION - Board of Public Works approval is requested for an Indefinite Quantity Contract to provide HVAC services and related work for various State agencies contracted through the Department of General Services on an as-needed basis. The contracts will be effective for three (3) years from the date of Board approval. Individual project assignments awarded under these contracts may not exceed \$200,000; however, the firms may be awarded more than one project assignment.

PROCUREMENT METHOD

Competitive Sealed Proposals

OFFERORS

CENTRAL REGION

EMJAY Engineering, Inc. - Baltimore, MD
American Combustion - Brentwood, MD
Denver-Elek, Inc. - Baltimore, MD
Power and Combustion - Baltimore, MD
Temp Air, Inc. - Baltimore, MD
M & E Sales – Baltimore, MD

<u>Technical Ranking</u>	<u>Price Ranking</u>	<u>Overall Ranking</u>
1	2	1
2	6	2
3	5	3
4	3	4
6	1	5
5	4	6

OFFERORS

EASTERN REGION

EMJAY Engineering, Inc. - Baltimore, MD
Power and Combustion - Baltimore, MD
Denver-Elek, Inc. - Baltimore, MD
Temp Air, Inc. - Baltimore, MD
M & E Sales – Baltimore, MD
James P. Kruger & Associates – Ellicott City, MD

<u>Technical Ranking</u>	<u>Price Ranking</u>	<u>Overall Ranking</u>
1	3	1
3	4	2
2	6	3
5	1	4
4	5	5
6	2	6

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M (Revised)

<u>OFFERORS</u>	<u>Technical</u>	<u>Price</u>	<u>Overall</u>
<u>SOUTHERN REGION</u>	<u>Ranking</u>	<u>Ranking</u>	<u>Ranking</u>
EMJAY Engineering, Inc. - Baltimore, MD	1	2	1
American Combustion - Brentwood, MD	2	6	2
Denver-Elek, Inc. - Baltimore, MD	3	5	3
Power and Combustion - Baltimore, MD	4	3	4
Temp Air, Inc. - Baltimore, MD	6	1	5
M & E Sales – Baltimore, MD	5	4	6

<u>OFFERORS</u>	<u>Technical</u>	<u>Price</u>	<u>Overall</u>
<u>WESTERN REGION</u>	<u>Ranking</u>	<u>Ranking</u>	<u>Ranking</u>
EMJAY Engineering, Inc. - Baltimore, MD	1	3	1
American Combustion - Brentwood, MD	2	5	2
Denver-Elek, Inc. - Baltimore, MD	4	2	3
Power and Combustion - Baltimore, MD	3	6	4
Temp Air, Inc. - Baltimore, MD	6	1	5
M & E Sales – Baltimore, MD	5	4	6

AWARD

Central Region: EMJAY, American Combustion, Denver-Elek, Power Combustion, Temp Air, M & E Sales

Eastern Region: EMJAY, Denver-Elek, Power Combustion, Temp Air, James P. Kruger & Associates, M & E Sales

Southern Region: EMJAY, American Combustion, Denver-Elek, Power Combustion, Temp Air, M & E Sales

Western Region: EMJAY, Denver-Elek, Power Combustion, Walter N. Yoder & Sons, Temp Air, M & E Sales

AMOUNT

\$2,000,000 - Central Region

\$ 700,000 - Eastern Region

\$ 700,000 - Southern Region

\$ 600,000 - Western Region

MBE PARTICIPATION 25%

PERFORMANCE BOND 100% for Task Orders above \$100,000

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M (Revised)

REMARKS

Solicitations for this contract were published on eMaryland Marketplace and posted on the DGS Bid Board. Nine (9) Technical Proposals were received.

Technical Proposals were evaluated in accordance with the criteria established in the Request For Proposals (RFP). The Price Proposals submitted by the firms reflect billing rates for each trade required for this contract which includes multiple disciplines. The proposals submitted were determined to be fair, reasonable, and competitive. The final ranking was tabulated in accordance with COMAR 21.05.03.03 using a combination of both technical evaluation and price.

The contracts will provide on-call HVAC services and related work. The contract consists of four (4) regions: Central, Eastern, Southern, and Western. As stated in the RFP, the six (6) highest ranked firms in each region were considered for award. Multiple awards are necessary due to the potentially large number of projects anticipated on a concurrent basis. One contractor in each region could not handle multiple projects concurrently.

A scope of work will be written for each project as it is identified by DGS Project Management. Contractors will be selected using one of the following methods: Projects estimated to be under \$10,000 will be rotated sequentially based on the contractor ranking at the conclusion of the evaluation process in each respective region. Projects estimated to be valued over \$10,000 will be competitively solicited to all contractors in the respective region with award to the lowest bidder.

These contracts will allow DGS to more rapidly respond to critical repair needs at State facilities when use of the Competitive Sealed Bidding process is not possible due to response time required or when emergency conditions exists that may subject the State to inflated prices.

One of the firms, Temp Air, Inc. (MBE Cert. # 86-028) is a MDOT certified minority firm. In addition, a 25% MBE participation goal has been assigned to each of the contracts awarded under this action. As projects are identified, each will be reviewed prior to award to determine the MBE participation to be achieved for that project.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M (Revised)

FUND SOURCE

Various

TAX COMPLIANCE NO.

08-0244-1111 American Combustion, Inc.
08-0245-1111 Denver-Elek, Inc.
08-0246-1111 EMJAY Engineering, Inc.
08-0247-0111 James P. Kruger & Associates
08-0248-0111 M & E Sales, Inc.
08-0249-1111 Power and Combustion, Inc.
08-0250-0111 Temp Air, Inc.
08-0251-1111 Walter N. Yoder & Sons, Inc.

RESIDENT BUSINESSES

Yes for all

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

HVAC IQC REVLH

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 4-M

DEPARTMENT OF GENERAL SERVICES

Ellicott City MSC/DC
Ellicott City, Maryland

CONTRACT NO. AND TITLE

Project No.: BC-736-080-001
ADPICS No.: 001B8900635
Replace Hot Water Boilers

DESCRIPTION – Contractor shall provide all labor, equipment, materials, and supplies necessary to complete the installation of two (2) hot water boilers and associated equipment at the Ellicott City MSC/DC.

PROCUREMENT METHOD

Competitive Sealed Bidding
(Small Business Reserve)

BIDS OR PROPOSALS

James P. Kruger & Associates, Inc. – Ellicott City, MD
Temp Air Co., Inc. – Baltimore, MD
Control Sources – Baltimore, MD

AMOUNT

\$231,888
\$384,055
\$393,000

AWARD

James P. Kruger & Associates, Inc.

AMOUNT

\$231,888

TERM

120 Days from Notice to Proceed

MBE PARTICIPATION

15%

PERFORMANCE BOND

100% of Full Contract Amount

REMARKS

This project was advertised and bid on eMaryland Marketplace. Notice of Availability was also posted on the DGS Bid Board.

Boilers at the facility have surpassed their life expectancy and are being replaced to traverse future maintenance expenses. The boilers installed under this contract will carry the manufacturer's warranty against defects for a period of 30-years. This project complies with State and Federal mandates regarding the replacement of pressure vessels.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 4-M

FUND SOURCE

MCCBL 2007, Item 035

TAX COMPLIANCE NO.

08-0365-0111

RESIDENT BUSINESS

Yes

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

BC-736-080-001_MC_BPW_WH

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 5-M

DEPARTMENT OF JUVENILE SERVICES

Thomas J. Waxter Children Center
Laurel, Maryland

CONTRACT NO. AND TITLE

Project No.: DD-591-060-001
ADPICS No.: 001B8900633
Renovations & Expansion of
Bathrooms

DESCRIPTION – Contractor shall provide all labor, equipment, materials, and supplies necessary to renovate two bathrooms in this 1961 facility for use by the female residents. Included are installation of ADA compliant measures and other work necessary to meet current code requirements.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

	<u>AMOUNT</u>
Chilmar Corporation – Baltimore, MD	\$672,200
Washington Home Doctors, Inc. – Brentwood, MD	\$673,000
Trison Construction, Inc. – College Park, MD	\$674,100
Omif Contractors, Inc. – Beltsville, MD	\$708,501
John L. Mattingly Construction Co., Inc. – White Plains, MD	\$718,310
Warwick Supply & Equipment Co., Inc. – Baltimore, MD	\$721,100
Nastos Construction, Inc. – Washington, DC	\$731,177
Albrecht Construction Corp. – Woodbine, MD	\$747,540
Molina Construction, Inc. – Hyattsville, MD	\$756,950
JLN Construction Services, LLC – Baltimore, MD	\$814,500
Biscayne Contractors, Inc. – Forestville, MD	\$842,450
G-W Management Services, LLC – Rockville, MD	\$853,050

AWARD

Chilmar Corporation

AMOUNT

\$672,200

TERM

120 Days from Notice to Proceed

MBE PARTICIPATION

25 %

MAINTENANCE CONTRACT

ITEM 5-M

PERFORMANCE BOND

100% of Full Contract Amount

REMARKS

This solicitation was advertised and bid on eMaryland Marketplace. Notice of availability was also posted on the DGS Bid Board.

The Thomas Waxter Center, constructed in 1961, was built and outfitted to serve a male population. Currently, it serves a female population and is not in compliance with the required person to fixture ratio for this population. The facility's bathrooms also require renovation to update and install ADA compliant features.

Project work consists of removal and replacement of existing bathroom walls and plumbing fixtures with associated piping. Removal and replacement of roof/wall mounted exhaust fans with associated controls. Removal of existing sprinkler pipes, associated sprinkler heads and replacement with new sprinkler system. Provision of new gas fired water heater with piping in mechanical room and bathrooms as well as providing duct chase and bulk heads for supply air duct at the rear of the auditorium.

Chilmar Corporation is a registered Small Business Reserve vendor.

FUND SOURCE

Using Agency General Funds
VOO PCA 11224 Aobj 0812

TAX COMPLIANCE NO.

08-0229-1111

RESIDENT BUSINESS

Yes

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

DD-591-060-001 CC BPW

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 6-M

DEPARTMENT OF PUBLIC SAFETY
AND CORRECTIONAL SERVICES

Maryland House of Corrections
Jessup, Maryland

CONTRACT NO. AND TITLE

Project No.: KJ-000-061-001
ADPICS No.: 001B8900590
Removal & Replacement of
Underground Storage Tanks

DESCRIPTION – Removal and disposal of one (1) 2,000 gallon capacity and one (1) 550 gallon capacity underground storage tanks and installation of two vaulted above ground oil storage tanks of the same capacity.

PROCUREMENT METHOD

Competitive Sealed Bidding
(Single Bid Received)

BIDS OR PROPOSALS

Total Environmental Concepts, Inc. – Gaithersburg, MD

AMOUNT

\$116,941

AWARD

Total Environmental Concepts, Inc.

AMOUNT

\$116,941

TERM

120 Days from Notice to Proceed

MBE PARTICIPATION

25%

PERFORMANCE BOND

100% of Full Contract Amount

REMARKS

This solicitation was advertised and bid on eMaryland Marketplace. Notice of availability was also posted on the DGS Bid Board. Forty-two (42) contractors received the notice of contract availability via eMM and seven (7) contractors attended the pre-bid conference. Two bids were received at the end of the solicitation process; however, one bidder was determined to be non-responsible for failing to respond to multiple requests for information related to the submitted bid.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 6-M

REMARKS

Tanks installed under this contract will carry the manufacturer's warranty against leaks for 30 years. Project complies with State and Federal mandates regarding the replacement of fuel oil storage tanks.

A determination has been made that other offerors had an equal opportunity to respond, and that it is in the best interest of the State to pursue award to the one responsive and responsible bidder in accordance with COMAR 21.05.02.20.

FUND SOURCE

MCCBL 2006, Item 012

TAX COMPLIANCE NO.

07-2826-0111

RESIDENT BUSINESS

Yes

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

KJ-000-061-001

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT (Option Renewal)

ITEM 7-M-OPT

DEPARTMENT OF VETERANS AFFAIR

Cheltenham Veterans Cemetery
Crownsville Veterans Cemetery
Garrison Forest Veterans Cemetery

CONTRACT NO. AND TITLE

ADPICS No. 001B8900572
Setting of Headstones & Vases

DESCRIPTION - The State is exercising the second and final one-year renewal option to provide installation and re-alignment of grave markers and vases at three (3) Veterans Cemeteries, Cheltenham, Prince Georges County; Crownsville, Anne Arundel County; and Garrison Forest, Baltimore, County for the period June 1, 2008 through May 31, 2009.

ORIGINAL CONTRACT APPROVED

BPW April 19, 2006; Item 4-M

ORIGINAL PROCUREMENT METHOD

Competitive Sealed Bidding

CONTRACTOR

H.F. Huber and Sons, Inc.
Baltimore, MD

TERM OF ORIGINAL CONTRACT

05/01/06 – 04/30/07 (w/2 one-year
renewal options)

ORIGINAL CONTRACT AMOUNT

\$288,018 NTE (5/1/06 – 4/30/07)

AMOUNT FIRST RENEWAL OPTION

\$288,018 NTE (5/1/07 – 4/30/08)

AMOUNT OF FIRST MODIFICATION

\$0 (5/1/08 – 5/31/08)

AMOUNT SECOND RENEWAL OPTION

\$288,018 NTE (6/1/08 – 5/31/09)

REVISED TOTAL CONTRACT AMOUNT

\$864,054 NTE

MBE PARTICIPATION

10%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT (Option Renewal)

ITEM 7-M-OPT

REMARKS

All veterans' cemeteries internments require grave markers. Hence, installation and realignments are an on-going business concern. The three cemeteries covered by this contract are among the top ten busiest veterans cemeteries in the state veteran cemetery system. Due to manpower levels, certain grounds maintenance functions are contracted out, including the services provided by this contractor to assure cemeteries properly honor those that have served and their families that come to pay their respect. The Maryland Department of Veterans Affairs is satisfied with the performance of this contractor and has requested that this contract be renewed to ensure continued service.

The original contract included no MBE participation goal. A one month time only modification was executed to extend the end date of the current contract to provide time to negotiation a change in terms with the contractor to include MBE participation during the final option period. Both parties mutually agreed to this change and the exercising of the option with the MBE participation is now forwarded for approval.

FUND SOURCE

100% Federal – Using Agency
Cemetery Program

TAX COMPLIANCE NO.

08-0429-0111

RESIDENT BUSINESS

Yes

BPW Action - The above referenced Item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONTRACT MODIFICATION (Maintenance)

ITEM 8-M-MOD

**DEPARTMENT OF LABOR, LICENSING
AND REGULATION**

1100 North Eutaw Street
Baltimore, Maryland

CONTRACT NO. & TITLE

ADPICS No.: COA72834
Janitorial Services

ORIGINAL CONTRACT APPROVED

BPW August 10, 2005; Item 1-M

ORIGINAL PROCUREMENT METHOD

Preference Provider
(Certified Sheltered Workshop)

TERM OF ORIGINAL CONTRACT

09/01/05 – 8/31/08 (3-Years)

CONTRACTOR

Goodwill Industries of the
Chesapeake - Baltimore, MD

MODIFICATION - Four month extension of the contract to provide janitorial services for DLLR's building at 1100 N. Eutaw Street (approx. 169,370 net cleanable sq. ft). Term of modification is September 1, 2008 through December 31, 2008.

MODIFICATION AMOUNT

\$105,761.99 NTE

ORIGINAL CONTRACT AMOUNT

\$941,991.25 NTE

MODIFICATION PREVIOUSLY APPROVED

\$0

REVISED CONTRACT AMOUNT

\$1,047,753.24 NTE

PERCENTAGE INCREASE

11.2% Individually & Cumulatively

ORIGINAL MBE PARTICIPATION

0%

FUND SOURCE

Using Agency Operating Funds
P00 09 PCA 24425 Aobj 01100

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONTRACT MODIFICATION (Maintenance)

ITEM 8-M-MOD

REMARKS

An extension to the end date of the contract is requested to allow sufficient time for the agency to review specifications for a new long term contract and for completion of the solicitation of that contract. Pricing for this contract extension was approved by the Pricing and Selection Committee on April 17, 2008. The contractor has agreed to extend the existing contract with the same terms, conditions, and pricing.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

DLLR MOD COA72834

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 9-GM

HISTORIC ST. MARY'S CITY
COMMISSION

St. Mary's County, Maryland

CONTRACT NO. AND TITLE

Project No. - SM-000-001-002
Provide Capital Funds for Equipment and
Furnishings for the St. John's Exhibits Site

DESCRIPTION

Board of Public Works approval is requested for the encumbrance of funds for the purchase of Capital Equipment and Furnishings, included in the appropriation, for the St. John's Exhibit Project. Approval of this item will allow DGS to encumber funds for the payment of invoices generated by Historic St. Mary's City Commission (HSMCC) for procurement of equipment and furnishings.

AMOUNT \$ 9,800.00 (NTE)

FUND SOURCE Item 002, MCCBL 2004 - "Provide funds to construct and equip an exhibits building.

REMARKS

HSMCC will procure the equipment and furnishings through the St. Mary's College of Maryland Procurement Office. All procurement actions will be in accordance with approved procurement policies.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SM-000-001-002 Furnish and Equip Exhibits Bldg.doc

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 10-GM

DESCRIPTION

In accordance with provisions of the State Finance and Procurement Article, Section 12-202, Annotated Code of Maryland, Board of Public Works approval is requested for the following capital expenditure related to the procurement of information technology cabling for the Student Services Wing at Baltimore City Community College. The approval of this item will allow DGS to encumber funds and make payments to the authorized vendor, FiberPlus, Inc., upon receipt of approved invoices.

<u>REFERENCE</u>	<u>AMOUNT</u>	<u>FUND SOURCE</u>
Project No. CC-623-981-201 Baltimore City Community College Student Services Wing Information Technology Cabling	\$20,047.76	Item 014 MCCBL 2005

REMARKS

This work will provide the infrastructure for a wireless network access system in the newly renovated Student Services Wing of the College's Main Administration and Classroom Building on the Liberty campus.

Work is being procured via an existing Department of Budget and Management statewide services master contract, "Cable and Wiring Services Master Contract, Functional Area I". This contract was approved by the Board of Public Works on October 18, 2006 for a five-year term and will expire on October 31, 2011 (DBM Agenda 3-IT).

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

CC-623-981-201_GM_IT cabling_BPW_lb

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 11-RP

DEPARTMENT OF NATURAL RESOURCES

Lum Property
Washington County, Maryland
South Mountain State Park
File # 21-0047

REFERENCE

Board of Public Works approval is requested on behalf of Program Open Space for the purchase of a 12.9 +/- acre parcel located in Washington County, situated within the boundaries of the South Mountain State Park. Acquisition of this in-holding, which is surrounded by parklands, is a management priority for the Department of Natural Resources.

The Agreement of Sale has been approved by the Office of the Attorney General. Title and transfer agreements are subject to legal review.

GRANTOR

Richard Lee Lum, Personal Representative of the
Estate of Virginia Lum

GRANTEE

The State of Maryland, to the use of the Department
of Natural Resources

PROPERTY

12.9 acres +/- unimproved

PRICE

\$52,000.

APPRAISED VALUES

\$45,000. – 07/24/07- James L. Randall - Fee
Appraiser - Reviewed by W. T. Beach

\$52,000. – 07/12/07 - Michael C. Bowers &
Richard L. Bowers - Fee Appraiser – Reviewed by
W. T. Beach

FUND SOURCE

POS 81.20.03 Item 400

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 11-RP

REMARKS

1. The Department of Natural Resources recommends approval of this acquisition which is located within the Department's South Mountain State Park, not Green Ridge State Forest. Acquisition will resolve mapping and boundary issues, eliminate incidents of trespass from parklands onto adjoining private property, improve the potential for future hunting opportunities, will add to the resource base that supports wildlife and forest cover, and will provide passive recreation opportunities in this area of the park.
2. There will be no relocation or moving costs associated with this acquisition.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Richard L Lum BPW.doc

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 12-RP

DEPARTMENT OF NATURAL RESOURCES

Singleton Property
208.247 acres
Talbot County

REFERENCE

Board of Public Works approval is requested to accept a Settlement Agreement whereby the State of Maryland will relinquish its potential future interests and contested conservation and enforcement rights under a series of deeds recorded against the Singleton property, in exchange for a new perpetual conservation easement (CE) granted to the Maryland Environmental Trust and Eastern Shore Land Conservancy by the current fee simple owner of the property, William L. Singleton.

The CE being acquired by the State as a result of this agreement will provide excellent protection to the conservation values of 200 acres of waterfront property. Among the provisions of the CE, is the restriction that only one primary residence and only one accessory residence are permitted on the property. Both residences currently exist on the property and under the provisions of the CE relocation from their current location is subject to written approval of the grantees.

BACKGROUND

In 1987 and 1993, the Whipples gifted to The Chesapeake Bay Foundation (CBF) 145 acres and 62 acres of property in Talbot County with over one mile of shoreline fronting Pickering Creek and the Wye East River. The property is forested and provides habitat for numerous species of birds and the Delmarva fox squirrel, a state and federally listed endangered species.

The gift deeds attempted to establish various conservation restrictions against the property and provided that if CBF ceased to use the property for the purposes intended, or ceased to exist as a charitable organization, the property would pass to the National Audubon Society (NAS). Furthermore, if NAS ceased using the property for the purposes intended or ceased to exist, then the property would then pass to the Maryland Environmental Trust (MET), and finally under similar provisions then to the State of Maryland.

Through a series of Confirmatory and Amended Confirmatory Deeds in 1995 and 1999, it was confirmed that CBF had the authority to sell the property subject to the conservation restrictions. As a result, in February 1999, CBF conveyed the former Whipple property to William Larry Singleton, for the sum of \$1,650,000, and subject to the now contested conservation restrictions set forth in the original gift deeds.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 12-RP

William Singleton has now petitioned the court to remove the contested deed restrictions from his property, claiming that the future interests of NAS, MET and the State of Maryland under the gift deeds violate the common law rule against perpetuities, and as such are defective and fail. If successful, Mr. Singleton has indicated his intent to develop the property into residential housing.

After negotiations between the State, MET, NAS, the surviving Ms. Whipple, and Eastern Shore Land Conservancy (ESLC), Mr. Singleton has agreed to enter into a settlement agreement whereby the parties to the petition would agree to the filing of a consent judgment, subject to court approval, that would require the State, MET, and the other parties to quit-claim their potential future interests and contested conservation and enforcement rights in the property, and require Mr. Singleton to execute and deliver a new perpetual conservation easement in favor of MET and ESLC.

SPECIAL CONDITION

The Settlement Agreement, quit claim deed and easement agreement will remain subject to Court approval.

REMARKS

The Department of Natural Resources recommends approval of this Settlement Agreement, quit claim deed, and easement agreement.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Singletonbpw521

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 13-RP

DEPARTMENT OF NATURAL RESOURCES

Jane Ann Miller & Judy Walters
O'Toole (Walters) Property
Allegany County, Maryland
Warrior Mountain WMA
File # 65-0028

REFERENCE

Board of Public Works approval is requested on behalf of Program Open Space for the purchase of 251.4 +/- acres in Allegany County adjacent to Warrior Mountain WMA. The parcel to be acquired is part of a 367.3 acre tract, the balance of which is being retained by the seller. Final acreage amount is subject to a site survey which will be conducted subsequent to Board approval of the acquisition.

The acquisition is a high priority for DNR as the property lies within a high priority conservation area under the new POS State Side targeting system. It is also important due to the relative size of the tract. An addition of 251.4 +/- acres to Warrior Mountain WMA is significant for long-term habitat protection and improvement.

The Agreement of Sale has been approved by the Office of the Attorney General. Title and transfer agreements are subject to legal review.

GRANTOR

Jane Ann Miller and Judy Walters
O'Toole

GRANTEE

The State of Maryland, to the use of
the Department of Natural Resources

PROPERTY

251.4 +/- acres - unimproved

PRICE

~~\$850,000~~ (\$3,400/acre)

\$848,587.27

*see attachment

Martin O'Malley
Governor



Alvin C. Collins
Secretary

Anthony G. Brown
Governor

MARYLAND DEPARTMENT OF GENERAL SERVICES
OFFICE OF THE SECRETARY

OK w/ file record

Sheila McDonald, Esq.
Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis, Maryland 21401-1991

RECEIVED
2008 OCT 17 AM 9:37
BOARD OF PUBLIC WORKS

SUBJECT: May 21, 2008 BPW Action Agenda Item

Dear Ms. McDonald:


This is to advise you of the following changes to the Department of General Services' Agenda item previously approved by the Board of Public Works.

BPW May 21, 2008 FROM: \$ 850,000.00 – POS 81.20.03, Item 400
Item 13-RP
Pages 28-29 TO: \$ 848,587.27 – POS 81.20.03, Item 400
Jane Anne Miller & Judy Walters
O'Toole (Walters) Property
Warrior Mountain WMA
Allegany County

Reason: To decrease real property acquisition price due to results of subsequent survey.

Thank you for your attention to this matter. If you need further information, please call me at (410) 767-4960 or have a member of your staff contact Rio Woodard, Administrator, Capital Projects Accounting, at (410) 767-4236.

Sincerely yours,


Alvin C. Collins
Secretary

cc: The Honorable Martin O'Malley
The Honorable Peter Franchot
The Honorable Nancy K. Kopp



DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 13-RP

APPRAISED VALUES

\$848,500 (\$3,550/acre) – 7/21/07 -
Richard L. Bowers – Fee Appraiser -
Reviewed by W. T. Beach

\$680,000 (\$2,886/acre) – 8/3/07 - J.
Hunter Pugh – Fee Appraiser –
Reviewed by W. T. Beach

\$850,000 (\$3,400/acre) - 9/4/07 -
Composite Appraisal – W. T. Beach
– Staff Appraiser

FUND SOURCE

POS 81.20.03, Item 400

REMARKS

1. Both Bowers and Pugh appraisal values were based on an acquisition area of 236 acres. After completion of the appraisals, the sellers increased the acreage being offered to the State for purchase. The composite valuation arrived at by the DGS staff appraiser is based on the revised acreage amount.
2. The Department of Natural Resources recommends approval of this acquisition.
3. As development continues to reduce available habitat, the best way to conserve and provide open space is to acquire large tracts like this one as they become available. This tract comprises a variety of habitat types conducive to providing food and cover for high profile game and non-game species. This acquisition would significantly increase the opportunity for public use and recreation potential for this WMA. Public access in this area has been a concern and difficult issue for a long time, and this project would provide new access and allow greater opportunity for public use as well as access for management activity.
4. There will be no relocation or moving costs associated with this acquisition.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion✓

Without Discussion

Miller & O'Toole BPW.doc

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 14-LT

MARYLAND INSURANCE ADMINISTRATION
(Headquarters)

Baltimore City

Landlord St. Paul Plaza Office Tower
200 St. Paul Place, Suite 2121
Baltimore, Maryland 21202

Property Location St. Paul Plaza
200 St. Paul Place
Baltimore, Maryland 21202

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	69,151
<u>Duration</u>	10 Years	<u>Effective</u>	November 1, 2008		
<u>Annual Rent</u>	\$1,631,704.25 Avg.	<u>Square Foot Rate</u>	\$23.60 Avg.		
<u>Eff. Annual Rent</u>	\$1,555,811.04 Avg.	<u>Effective Sq. Ft. Rate</u>	\$22.50 Avg.		

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	N/A

Fund Source 100% Special D80Z0101

Special Conditions

1. The lease provides for escalation payments for real estate taxes, cleaning and utilities.
2. The lease contains one (1) renewal term of five (5) at the rate of \$25.25 per net usable square foot, subject to 120 days prior notice.
3. The lease provides for ten (10) parking spaces at 200 St. Paul Place at no charge during the term of the lease, any extensions or renewals.
4. The lease provides for six (6) months rent abatement during the first five (5) years of the term of the lease.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 14-LT

Remarks

1. The Maryland Insurance Administration will utilize this space for administrative office and client contact purposes.
2. The rental rate for years 1 through 5 is \$21.95 per net usable square foot and increases to \$25.25 per net usable square foot rate for years 6 through 10 resulting in the average annual rental rate of \$23.60 per net usable square foot.
3. The competitive negotiations for the lease concluded with the above proposer offering 6 months of rent abatement during the first five years of the term producing a savings of \$758,932.40 thereby reducing the average annual rental rate to \$22.50 per net usable square foot.
4. The lease contains a modified termination for convenience clause which may only be exercised between the sixth and ninth years of the lease term.
5. The tenant, with advance notice of at least 10 days and subject to previously scheduled uses and events, shall have the use of the St. Paul Plaza Conference Center at no charge throughout the term of the lease, any extensions or renewals.
6. In accordance with State Finance and Procurement Article, Annotated Code of Maryland, the above lease was acquired under the Competitive Sealed Proposal method. The Request for Proposals was advertised on e-Maryland Marketplace, the Daily Record and the DGS web page. The Department of General Services, in conjunction with the using Agency, recommends the approval of the Item.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

File No: 4130

0521stpaul.lm

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 15-LT

DEPARTMENT OF NATURAL RESOURCES
(Forest Service)

La Plata
Charles County

Landlord Joseph Husick, Jr.
P.O. Box 1628
La Plata, Maryland 20646

Property Location Baltimore Street and N. Maple Avenue
La Plata, Maryland 20646

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	680
<u>Duration</u>	5 Years	<u>Effective</u>	June 1, 2008		
<u>Annual Rent</u>	\$6,602.80	<u>Square Foot Rate</u>	\$9.71		
		<u>Prev. Sq. Ft. Rate</u>	\$9.18		
		<u>Eff. Sq. Ft. Rate</u>	\$12.71		
		<u>Prev. Eff. Sq. Ft. Rate</u>	\$11.28		

Utilities Responsibility Tenant
Custodial Responsibility Tenant
Previous Board Action(s) 05/21/2003 – Item 15-L; 12/17/1997 – Item 42-L;
05/26/1992 – Item 30-L; 4/8/1987 – Item 5-L

Fund Source 100% General Funds 30.01.02.009.004 B2731

History/Administrative Review

An administrative review of the lease file for this location revealed that the agency has continually occupied the leased space since May 11, 1987. However, during the renewal process in 1997, the contractual six month holdover period lapsed by 7 days. During this period the Department of General Services was negotiating with the Landlord the terms and conditions for renewal. By administrative oversight, the lease was brought to the Board of Public Works as a renewal without retroactive approval language (DGS Agenda Item 42-L of 12/17/97). The Board of Public Works is now requested to retroactively approve the leasing of this space for the 7 day period from November 26, 1997 to December 2, 1997 pursuant to State Finance and Procurement Article 11-204 (c) concurrent with the lease action requested by this agenda item.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 15-LT

Special Conditions

The lease contains escalations/de-escalations for real estate taxes.

Remarks

1. The space has been used since May 11, 1987 as a field office by DNR park service personnel who provide fire emergency response for the Maryland State Parks in Charles County.
2. The lease contains a termination for convenience clause.
3. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland, the above lease was handled as a renewal of an existing space, without the solicitation of additional offers. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

File No: 1205

0521balto.ecp

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 16-LT

MARYLAND STATE DEPARTMENT OF EDUCATION
(Division of Rehabilitation Services)

Dundalk
Baltimore County

Landlord Eastpoint Office Park Company
 c/o Hill Management Services, Inc.
 9640 Deerco Road
 Timonium, Maryland 21093

Property Location 1005 North Point Road, 2nd Floor
 Dundalk, Maryland 21224

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	2,520
<u>Duration</u>	5 Years	<u>Effective</u>	June 1, 2008		
<u>Annual Rent</u>	\$39,060.00	<u>Square Foot Rate</u>	\$15.50		
		<u>Prev. Sq. Ft. Rate</u>	\$16.79 (Avg.)		
		<u>Eff. Sq. Ft. Rate</u>	\$16.75		
		<u>Prev. Eff. Sq. Ft. Rate</u>	\$18.03		

Utilities Responsibility Landlord
Custodial Responsibility Tenant
Previous Board Action(s) 09/18/02 - Item 6-L; 12/20/95 – Item 17-L

Fund Source Gen 25% Fed 75% PCA U-5257 Fund 5688

History/Administrative Review

A review of the lease file for this location revealed that the agency has continually occupied the leased space since March 8, 1996. However, during the renewal process in 2002, the contractual six month holdover period lapsed by 12 months and 23 days. By administrative oversight, the lease was brought back to the Board of Public Works as a renewal without retroactive approval language (DGS Agenda Item 6-L of 9/18/02). The lease agreement approved at that time was for a 5 year term beginning on October 1, 2002. The six month holdover period for that lease expired on March 30, 2008 and the agency continues to occupy the space without a lease agreement. The Board is now requested to retroactively approve the leasing of this space for a period of 14 months and 24 days from September 8, 2001 thru September 30, 2002 and the period from April 1, 2008 thru May 31, 2008 pursuant to State Finance and Procurement Article 11-204 (c) concurrent with the lease action requested by this agenda item.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 16-LT

Special Conditions

1. The lease contains escalations/de-escalations for real estate taxes and utilities.
2. The lease incorporates 10 use-in-common parking spaces free of charge on the adjacent surface parking area at 1005 North Point Boulevard.

Remarks

1. This space will continue to be utilized as client contact offices which provides services to individuals with disabilities. Services include interviewing, testing, counseling and coordination of activities to facilitate their return to gainful employment.
2. Through negotiations, the Department of General Services obtained a reduction in the rental rate from \$16.79 (Avg.) down to \$15.50 per net usable square foot over the term of the lease resulting in a reduction of \$16,254.00 of rental payments.
3. The lease contains a termination for convenience clause.
4. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland, the above lease was handled as a renewal of an existing space, without the solicitation of additional offers and a new lease document has been executed. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

Approved

Disapproved

Deferred

Withdrawn ✓

With Discussion

Without Discussion

File No: 3310

0521nort.eg

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 17-LT

MARYLAND STATE DEPARTMENT OF EDUCATION
DEPARTMENT OF VETERANS AFFAIRS

Baltimore City

Landlord Melvin Greenwald
Benjamin K. Greenwald
t/a Greenwald & Company, Inc.
250 West Pratt Street, Suite 850
Baltimore, Maryland 21201

Property Location 213 West Fayette Street
Baltimore, Maryland 21201

<u>Space Type</u>	Garage Parking	<u>Lease Type</u>	New	<u>Number of Spaces</u>
<u>Duration</u>	2 Years	<u>Effective</u>	June 1, 2008	MSDE - 162
<u>Annual Rent</u>	\$215,760.00	<u>Rate/Space/Month</u>	\$105	MDVA - <u>1</u>
		<u>Prev Rate/Space/Month</u>	\$105	Total - 163

Utilities Responsibility Landlord
Custodial Responsibility Landlord
Previous Board Actions 11/12/03 - Item 9-L; 12/19/01 - Item 13-L; 11/10/99 - Item 12-L;
09/10/97 - Item 16-L; 11/15/95 - Item 17-L; 07/28/93 - Item 19-L;
05/02/90 - Item 12-L; 12/30/87 - Item 19-L

Fund Source MSDE - 100% General R00 08 B5768 5008 0751
DVA - 100% General D55 08 11BA 0705

History/Administrative Review

Review of the lease file for this location indicates that the MSDE and DVA have parked in this garage facility since January 1, 1988 occupying 104 and 1 spaces respectively. The lease approved by the Board on 11/12/03 (DGS Item 9-L) expired on December 31, 2005 and the agencies have remained there on a month to month occupancy. MSDE's remaining 58 parking spaces are currently with Park America garage at 308 W. Fayette Street, which will be relocated to this garage upon Board of Public Works approval of the requested lease. The Board of Public Works is requested to retroactively approve the leasing of 105 parking spaces since December 31, 2005 pursuant to State Finance and Procurement Article 11-204 (c) concurrent with the lease action requested by this agenda item.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 17-LT

Remarks

1. These spaces are to be used by MSDE headquarters' employees and DVA employees.
2. The number of spaces complies with the 3:1 ratio established for this area.
3. The lease contains a termination for convenience clause.
4. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland, the above lease was handled as a renewal of an existing space, without the solicitation of additional offers and a new lease document has been executed. The Department of General Services, in conjunction with the using Agencies, recommends the approval of this item.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

File No: 1198

0521faye.eg

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 18-LT

DEPARTMENT OF BUSINESS AND
ECONOMIC DEVELOPMENT
MARYLAND DEPARTMENT OF DISABILITIES

Baltimore City

Landlord Greenwald & Company, Inc.
t/a Arrow Parking
250 West Pratt Street, Suite 850
Baltimore, Maryland 21201

Property Location 200 East Lombard Street
Baltimore, Maryland 21202

<u>Space Type</u>	Garage Parking	<u>Lease Type</u>	New	<u>Number of Spaces</u>	
<u>Duration</u>	2 Years	<u>Effective</u>	June 1, 2008	DBED	104
<u>Annual Rent</u>	\$215,760	<u>Rate/Space/Month</u>	\$155	MDOD	12
		<u>Prev Rate/Space/Month</u>	\$130	Total	116

Utilities Responsibility Landlord
Custodial Responsibility Landlord
Previous Board Actions 01/30/08 - Item 13-LT; 07/26/06 - Item 8-LT;
08/10/05 - Item 11-L; 04/30/03 - Item 5-L

Fund Source DBED - 100% General T00A001 T00B001 T00E001 T00F001 Aobj 0705
MDOD - 100% General C80B00 PCA 11000 Aobj 0705

Remarks

1. These spaces are to be used by DBED headquarters' employees and MDOD employees.
2. The number of spaces complies with the 3:1 ratio established for this area.
3. The lease contains a termination for convenience clause.
4. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland, the above lease was handled as a renewal of an existing space, without the solicitation of additional offers and a new lease document has been executed. The Department of General Services, in conjunction with the using Agencies, recommends the approval of this item.

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

☒ **Approved**
 ☐ **Disapproved**
 ☐ **Deferred**
 ☐ **Withdrawn**

 ☐ **With Discussion**

 ☒ **Without Discussion**

File No: 3942

0521lomb.doc

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 19-LL

DEPARTMENT OF MILITARY

Frostburg
Allegany County

Tenant City of Frostburg
City Hall
59 E. Main Street
Frostburg, Maryland 21532

Property Location Frostburg Armory
160 South Water Street
Frostburg, Maryland 21532

<u>Space Type</u>	Armory	<u>Lease Type</u>	New	<u>Square Feet</u>	21,988
<u>Duration</u>	1 Year	<u>Effective</u>	June 1, 2008		
<u>Annual Rent</u>	\$1.00				

Utilities Responsibility Tenant

Custodial Responsibility Tenant

Previous Board Action(s) 02/04/1981 Item L-A-13, 02/01/2006 – Item 8-L

Reference

Reference is made to the Board of Public Works Action Agenda Item L-A-13 of February 4, 1981, wherein the Board approved a 25 year lease agreement between the State, to the use of the Military Department, Landlord, and the City of Frostburg, Tenant. The City assumed full responsibility for maintenance, repairs, insurance, utilities and all other costs associated with the operation of the facility. The lease to the City was extended in 2006 for a term of one year to accomplish the transfer of the property from the State to the City. As of this date, all work to accomplish the transfer has not been completed. The Clearinghouse recommendation providing for the transfer of the property from the State to the City is valid until June 18, 2009. Therefore, to protect the State's interest until such transfer is completed, it is necessary to retroactively approve the renewal term from June 1, 2007 thru May 30, 2008 as well as extend the agreement for additional year to May 30, 2009.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 19-LL

Special Conditions

1. The tenant is responsible for all maintenance of the property.
2. The lease may be renewed by mutual agreement by the parties for one (1) additional term of one (1) year, subject to Board of Public Works approval.
3. The tenant is responsible for obtaining all permits, licenses, inspections and approvals required for its use and occupancy of the premises.
4. The tenant shall maintain at its expense, throughout the term, insurance against loss or liability in connection with bodily injury, death, property damage or destruction, occurring within the demised premises. General Comprehensive Liability insurance will have a minimum coverage of \$2,000,000 combined single limit per occurrence and shall contain broad form GCL Endorsement or its equivalent.
5. The tenant shall indemnify and hold harmless the State of Maryland and the Department of The Military against any and all liability or claim of liability, including reasonable attorney's fees, arising out tenant's use and occupancy, conduct, operation or management of the premises during the term.
6. The State may terminate this lease during any renewal term whenever the landlord determines that termination is in the best interest of the landlord.

Remarks

The tenant shall occupy and use the demised premises to support State and local functions and community activities.

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

Approved

Disapproved
With Discussion

Deferred

Withdrawn
Without Discussion

File No:1174

0521frost.kr

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL

Board of Public Works approval is requested for **certification of matching funds** in the following amounts by the following organizations. This is a summary of the items being submitted in accordance with the provisions of the appropriate legislation.

- A. Board of Directors of The Place of Grace Foundation, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL SENATE INITIATIVES - GRACE CENTER FOR COMMUNITY AND ECONOMIC DEVELOPMENT LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$120,000** - The Board of Directors is utilizing value of property to meet the matching fund requirement for this project. The Department of General Services, Real Estate Office, has reviewed and accepted an appraised value of \$220,000 for the property. “. . . for the acquisition, planning, design, construction, and capital equipping of the Grace Center for Community and Economic Development, to be located in Capitol Heights (Prince George’s County).”

- B. Board of Directors of the Women’s Club of Linthicum Heights, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES - WOMEN’S CLUB OF LINTHICUM HEIGHTS LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$50,000** - The Board of Directors is utilizing value of property to meet the matching fund requirement for this project. The Department of General Services, Real Estate Office, has reviewed and accepted an appraised value of \$330,000 for the property. “. . . for the construction, repair, renovation, reconstruction, and capital equipping of the Women’s Club meeting facility, located in Linthicum Heights (Anne Arundel County).”

- C. Board of Trustees of The Lyric Foundation - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN – LYRIC OPERA HOUSE LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$1,000,000** - The Board of Trustees has submitted documentation that the City of Baltimore has appropriated \$2,000,000 in their Fiscal Year 2005 Capital Budget to meet their matching fund requirement for this project. “. . . for the expansion of the stage house area of the Lyric Opera House and improvements to the back stage rigging system and support areas (Baltimore City).”

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL

- D. Board of Directors of Anne Arundel Heritage, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES – LINTHICUM WALKS LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$50,000** - The Board of Directors has submitted evidence in the form of cancelled checks and invoices that it has \$50,000 in eligible expenditures to meet the matching fund requirement for this project. “. . . for the structural repair and renovation of Linthicum Walks, located in Gambrills (Anne Arundel County).”
- E. Board of Directors of the East Harbor Community Development Corporation - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES – THE POWERHOUSE LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$125,000** - The Board of Directors has submitted documentation that it has received a \$315,000 grant from The Harry & Jeanette Weinberg Foundation, Inc. to meet the matching fund requirement for this project. “. . . for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of a community center, to be located in Baltimore City.”
- F. Board of Directors of the East Harbor Community Development Corporation - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL SENATE INITIATIVES – THE POWERHOUSE LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$125,000** - The Board of Directors has submitted documentation that it has received a \$315,000 grant from The Harry & Jeanette Weinberg Foundation, Inc., \$125,000 of which has been utilized as match for the 2006 LHODI grant above, to meet the matching fund requirement for this project. “. . . for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of a community center, to be located in Baltimore City.”
- G. Board of Directors of The Maryland Food Bank, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES - MARYLAND FOOD BANK LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$150,000** - The Board of Directors has submitted documentation that it has received a grant of \$297,000 from the U.S. Department of Housing and Urban Development (HUD) to meet the matching fund requirement for this project. “. . . for the planning, design, construction, renovation, reconstruction, and capital equipping of a food salvage area at The Maryland Food Bank, located in Baltimore (Baltimore County).”

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL

- H. Board of Directors of CASA of Maryland, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES – CASA MULTI-CULTURAL SERVICE CENTER LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$300,000** - The Board of Directors has submitted documentation that it has received a \$500,000 grant from the Redevelopment Authority of Prince George's County to meet the matching fund requirement for this project. "... for the planning, design, construction, repair, and renovation of McCormick-Goodhart Mansion to be used as the CASA Multi-Cultural Service Center, located in Langley Park (Prince George's County)."
- I. Board of Directors of the Maryland Hall for the Creative Arts, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES - MARYLAND HALL FOR THE CREATIVE ARTS LOAN OF 2006, CHAPTER 046, ACTS OF 2006, AS AMENDED BY CHAPTER 078, ACTS 2007 - \$250,000** - The Board of Directors has submitted evidence in the form of canceled checks and invoices that it has \$250,000.00 in eligible expenditures to meet the matching fund requirement for this project. "... for the renovation and rehabilitation of the Maryland Hall for the Creative Arts, located in Annapolis (Anne Arundel County)."
- J. Board of Directors of the Maryland Hall for the Creative Arts, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - MARYLAND HALL FOR THE CREATIVE ARTS LOAN OF 2006, CHAPTER 046, ACTS OF 2006, AS AMENDED BY CHAPTER 078, ACTS 2007 - \$100,000** - The Board of Directors has submitted evidence in the form of canceled checks and invoices that it has \$100,000.00 in eligible expenditures to meet the matching fund requirement for this project. "... for the renovation and rehabilitation of the Maryland Hall for the Creative Arts, located in Annapolis (Anne Arundel County)."
- K. Board of Directors of the Allegany County Human Resources Development Commission, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE INITIATIVES - HUMAN RESOURCES DEVELOPMENT COMMISSION SENIOR CENTER LOAN OF 2007, CHAPTER 488, ACTS OF 2007 - \$100,000** - The Board of Directors has submitted documentation that it has received a grant of \$300,000 from the Appalachian Regional Commission to meet the matching fund requirement for this project. "... for the planning, design, construction, and capital equipping of a low-income, community senior center, located in Cumberland (Allegany County)."

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL

- L. Board of Directors of the Reginald S. Lourie Center for Infants and Young Children, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL SENATE INITIATIVES - MONTROSE CENTER FOR CHILDREN & FAMILIES LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$100,000** - The Board of Directors has submitted documentation that it has in excess of \$200,000 in a financial institution to meet the matching fund requirement for this project. “. . . for the repair, renovation, and capital equipping of the Montrose Center for Children and Families, located in Rockville (Montgomery County).”
- M. Board of Directors of the Reginald S. Lourie Center for Infants and Young Children, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES - MONTROSE CENTER FOR CHILDREN & FAMILIES LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$100,000** - The Board of Directors has submitted documentation that it has in excess of \$200,000 in a financial institution, \$100,000 of which has been utilized as match for the 2006 LSI grant above, to meet the matching fund requirement for this project. “. . . for the repair, renovation, and capital equipping of the Montrose Center for Children and Families, located in Rockville (Montgomery County).”
- N. Mayor and City Council of the City of Glenarden - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES - GLENARDEN CITY HALL RENOVATION LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$150,000 with a matching fund requirement of \$100,000** - The City has submitted documentation that it has \$100,000 in Federal Community Development Block Grant funds through Prince George’s County to meet the matching fund requirement for this project. “. . . for the design, repair and renovation of the Glenarden City Hall, located in Glenarden (Prince George’s County).”

Section 14 Indemnification of the Capital Projects Grant Agreement has been modified by the City of Glenarden. Additional wording to the first sentence of the first paragraph was added as the following: Subject to and without waiving common law and other governmental immunities and the provisions §5-301 et seq., Local Government Tort Claims Act, Courts and Judicial Proceedings Article, Annotated Code of Maryland,

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL

The legislative authorizations require the grantee to provide and expend a matching fund for the purpose stated in the legislation. No part of the grantee's matching fund may be provided, either directly or indirectly, from funds of the State, whether appropriated or unappropriated.

In addition to the evidence of matching funds, the grant recipients have submitted a Board of Public Works Grant Application and a Board of Public Works Capital Project Grant Agreement. The project cash flow is included in the Grant Application.

The Grantee shall consult with the Maryland Historical Trust pursuant to Article 83B, Section 5-617 of the Annotated Code of Maryland or grant and convey a perpetual preservation easement pursuant to the terms of the appropriate legislation.

No State funds will be disbursed until after the grant recipient has presented suitable evidence to the Comptroller that it has expended its portion of the required matching funds for this project. After the grant recipient has met this requirement, all future invoices will be submitted to the Comptroller who shall disburse the State portion in amounts equal to the invoices submitted.

Approval of this item will not encumber funds for these projects.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Bpw 052108 certmatch.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 21-CGL

Board of Public Works approval is requested for **certification of matching funds and reimbursement** to the grant recipients in the following amounts by the following organizations. This is a summary of the items being submitted in accordance with the provisions of the appropriate legislation.

- A. Board of Directors of the Foundation for Baltimore County Public Library, Inc.(Baltimore County as the Beneficiary) - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL SENATE INITIATIVES - STORYVILLE CHILDREN'S LEARNING CENTER LOAN OF 2007, CHAPTER 488, ACTS OF 2007 - \$200,000** - The Board of Directors has presented evidence of \$540,985 of eligible expenditures - “. . . for the construction, reconstruction, and capital equipping of a children's learning center at the Rosedale Public Library in Rosedale (Baltimore County).”

The Grant Agreement has been revised to reflect Baltimore County as Beneficiary.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Foundation for Baltimore County Public Library, Inc. \$200,000 for eligible expenditures.

- B. Board of Directors of the Foundation for Baltimore County Public Library, Inc. (Baltimore County as the Beneficiary) - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES - STORYVILLE CHILDREN'S LEARNING CENTER LOAN OF 2007, CHAPTER 488, ACTS OF 2007 - \$50,000** - The Board of Directors has presented evidence of \$140,985 of eligible expenditures - “. . . for the construction, reconstruction, and capital equipping of a children's learning center at the Rosedale Public Library in Rosedale (Baltimore County).”

The Grant Agreement has been revised to reflect Baltimore County as Beneficiary.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Foundation for Baltimore County Public Library, Inc. \$50,000 for eligible expenditures.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 21-CGL

- C. Board of Directors of the Jessup Improvement Association, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE OF DELEGATES INITIATIVES - JESSUP COMMUNITY HALL LOAN OF 2006, CHAPTER 046, ACTS OF 2006** - \$50,000 grant with a matching fund requirement of \$26,869 - The Board of Directors has submitted evidence in the form of cancelled checks and invoices that it has \$45,208.61 in prior eligible expenditures to meet the matching fund requirement for this project. “. . . for the renovation, repair, reconstruction, and capital equipping of the Jessup Community Hall, located in Jessup (Anne Arundel County).”

Board of Public Works approval is also requested to reimburse the Board of Directors of the Jessup Improvement Association, Inc. \$18,339.61 for eligible expenditures.

- D. Board of Directors of Harford County 4-H Clubs, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL HOUSE INITIATIVES - HARFORD COUNTY 4-H CLUB CAMP LOAN OF 2007, CHAPTER 488, ACTS OF 2007** - \$100,000 - The Board has presented evidence of \$226,125 of eligible expenditures to meet the matching fund requirement for this project. “. . . for the planning, design, construction, and capital equipping of a multipurpose building at the Harford County 4-H Club Camp located in Forest Hill (Harford County).”

Board of Public Works approval is also requested to reimburse the Board of Directors of Harford County 4-H Clubs, Inc. \$100,000 for eligible expenditures.

- E. Board of Directors of the Economic Development and Training Institute, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - LOCAL SENATE INITIATIVES - BUSINESS DEVELOPMENT & ASSISTANCE CENTER LOAN OF 2006, CHAPTER 046, ACTS OF 2006** - \$50,000 - The Board has presented evidence of \$552,344.00 of eligible expenditures to meet the matching fund requirement for this project “. . . for the acquisition of an office building to provide incubator space for small businesses, located in Suitland (Prince George’s County).”

Board of Public Works approval is also requested to reimburse the Board of Directors of the Economic Development and Training Institute, Inc. \$50,000 for eligible expenditures.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 21-CGL

The legislative authorizations require the grantee to provide and expend a matching fund for the purpose stated in the legislation. No part of the grantee's matching fund may be provided, either directly or indirectly, from funds of the State, whether appropriated or unappropriated.

In addition to the evidence of matching funds, the grant recipients have submitted a Board of Public Works Grant Application and a Board of Public Works Capital Project Grant Agreement. The project cash flow is included in the Grant Application.

The Grantee shall consult with the Maryland Historical Trust pursuant to Article 83B, Section 5-617 of the Annotated Code of Maryland or grant and convey a perpetual preservation easement pursuant to the terms of the appropriate legislation.

No State funds will be disbursed until after the Comptroller has re-verified the evidence that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

bpw052108 certmatchreimb.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 22-CGL

BOARD OF DIRECTORS OF THE
UNITED WAY OF CALVERT
COUNTY, INC.

530 Main Street
Prince Frederick, MD 20678

PROJECT NO. AND TITLE

SL-048-060-038
United Way of Calvert County

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - United Way of Calvert County Loan of 2006, Chapter 046, Acts of 2006 and as amended by Chapter 062, Acts of 2007, which provided a matching grant of \$145,000 to the Board of Directors of the United Way of Calvert County, Inc. for the expansion of the parking lot and the acquisition, repair, reconstruction, renovation, and capital equipping of the United Way building, located in Prince Frederick, Board of Public Works approval is requested for capital expenditures for the following engineering contract for survey and design services.

PROCUREMENT METHOD

Small Procurement

AWARD

Wilkerson & Associates, Inc.
Dunkirk, MD

AMOUNT

\$20,000.00

FUND SOURCE

\$20,000.00 - United Way of Calvert
County Loan of 2006

REMARKS

The grantee utilized the value of property as match for the grant.

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 22-CGL

REMARKS

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Bpw 052108 unitedwaycalvertco.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 23-CGL

BOARD OF DIRECTORS OF THE
EUBIE BLAKE NATIONAL JAZZ
INSTITUTE AND CULTURAL
CENTER, INC.

847 North Howard Street
Baltimore, Maryland 21201

PROJECT NO. AND TITLE

SL-070-010-038
Renovation of the Center's 4th Floor

DESCRIPTION

In accordance with the provisions of the Baltimore City – Eubie Blake National Jazz Institute and Cultural Center Loan of 2001, Chapter 149, Acts of 2001, which provided a matching grant of \$75,000 to the Board of Directors of the Eubie Blake National Jazz Institute and Cultural Center, Inc. for the acquisition of a new building, and for the renovation, repair, reconstruction and capital equipping of the new building and the existing adjacent building, for the Eubie Blake National Jazz Institute and Cultural Center, located on North Howard Street in Baltimore, Maryland, Board of Public Works approval is requested for capital expenditures for the following construction contract for renovation of the 4th floor including a kitchenette, and ADA compliant restroom.

PROCUREMENT METHOD

Negotiated

AWARD

Baker's Creative Homecare, Inc.
Pasadena, MD

AMOUNT

\$72,900

MBE PARTICIPATION

100%

FUND SOURCE

\$72,900 - Eubie Blake National Jazz
 Institute and Cultural Center
 Loan of 2001

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 23-CGL

REMARKS

The grantee utilized eligible expenditures to meet their matching fund requirement.

The grantee contacted another firm that was not interested in submitting a quote. The grantee felt that Baker's price was fair and reasonable and therefore awarded them the project.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion ✓

Without Discussion

Bpw 052108 cubieblakejazz.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 24-CGL

BOARD OF DIRECTORS OF
LEADERSHIP THROUGH
ATHLETICS, INC.

2900 Hammonds Ferry Road
Lansdowne, MD 21227

PROJECT NO. AND TITLE

SL-005-040-038
Gymnasium - Lansdowne Athletic Facility

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Local Senate Initiatives - Lansdowne Athletic Facility Loan of 2005, Chapter 445, Acts of 2005, which provided a matching grant of \$25,000 to the Board of Directors of Leadership Through Athletics, Inc. for the planning, design, construction, and capital equipping of a gymnasium for sports and civic events, including a parking lot and development of the site, located in Lansdowne, Board of Public Works approval is requested for capital expenditures for the following contracts.

PROCUREMENT METHOD

Small Procurement

AWARD

AMOUNT

- | | |
|---|------------|
| 1. <u>Floor covering to protect finished, wood flooring in</u>
<u>2 connecting gym floors</u>
Event Deck by Signature Systems, LLC - New York, NY | \$9,644.40 |
| 2. <u>Purchase and install mounted basketball hoops</u>
All Gyms, Inc. - Riva, MD | \$5,875.00 |

TOTAL CONTRACTS

\$15,519.40

FUND SOURCE

\$13,648.00 - MCCBL - LSI - Lansdowne
Athletic Facility Loan of
2005

\$ 1,871.40 - Leadership Through
Athletics, Inc.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 24-CGL

REMARKS

The grantee utilized eligible expenditures as their match.

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller , who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Bpw 052108 lansdowne athletic facility.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 25-CGL

BOARD OF DIRECTORS OF THE
POTOMAC HEIGHTS MUTUAL HOME
OWNERS' ASSOCIATION, INC.

200 Cedar Lane
Indian Head, MD

PROJECT NO. AND TITLE

SL-029-060-038
Design of New Drainage System

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Local House of Delegates Initiatives - Potomac Heights Housing Complex Loan of 2006, DGS Item 037, Chapter 046, Acts of 2006, which provided a grant of \$50,000 to the Board of Directors of the Potomac Heights Mutual Home Owners' Association, Inc. for the planning, design, repair, renovation, reconstruction, and capital equipping of the Potomac Heights housing complex, including installation of a stormwater management system, located in Potomac Heights, Board of Public Works approval is requested for capital expenditures towards an engineering contract to design improvements to the stormwater management system including drainage swales, stormwater piping, as well as a stormwater facility.

PROCUREMENT METHOD

Negotiated

AWARD

Davis, Bowen & Friedel, Inc.
Salisbury, MD

AMOUNT

\$85,000

FUND SOURCE

\$50,000 - DGS Item 037, MCCBL -
LHODI - Potomac Heights
Housing Complex Loan
of 2006

\$35,000 - Potomac Heights Mutual Home
Owners' Association, Inc.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 25-CGL

REMARKS

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project. After the grantee has met this requirement, all future invoices will be submitted to the Department of General Services , who will process the disbursement of the State's portion in amounts equal to the invoices submitted.

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

Approved
With Discussion

Disapproved

Deferred
Without Discussion

Withdrawn

BPW 052108 potomacheightspg.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 26-CGL

BOARD OF DIRECTORS OF
BALTIMORE MUSEUM OF
INDUSTRY, INC.

1415 Key Highway
Baltimore City

PROJECT NO. AND TITLE

SL-043-981-038
Improvements to Museum Facilities

DESCRIPTION

In accordance with the provisions of the Baltimore City - Maryland Consolidated Capital Bond Loan of 2004 – Legislative Community Initiatives Loan - Baltimore Museum of Industry Loan of 2004, Chapter 432, Acts of 2004, which provided a matching grant of \$150,000 to the Board of Directors of Baltimore Museum of Industry, Inc. for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Baltimore Museum of Industry, located in Baltimore City, Board of Public Works approval is requested for capital expenditures toward the following contracts.

A. Awning structure to be attached to the outdoor pavilion.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDDERS

Carroll Awning Company - Baltimore, MD
A. Hoffman Awning - Baltimore, MD

AMOUNT

\$26,390
\$32,893

AWARD

Carroll Awning Company

AMOUNT

\$26,390

B. Roller wall mechanism to allow for the raising and lowering of the side walls.

PROCUREMENT METHOD

Small Procurement

AWARD

Blue Point Canvas
Fallston, MD

AMOUNT

\$11,550

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 27-CGL

BOARD OF DIRECTORS OF THE PLACE
OF GRACE FOUNDATION, INC.

1011 Drum Avenue
Capitol Heights, MD 20743

PROJECT NO. AND TITLE

SL-047-060-038
Interior and Exterior Improvements to the
Grace Center for Community and Economic
Development
1011 Drum Avenue, Capitol Heights

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Local Senate Initiatives - Grace Center for Community and Economic Development Loan of 2006, Chapter 046, Acts of 2006, which provided a matching grant of \$120,000 to the Board of Directors of The Place of Grace Foundation, Inc. for the acquisition, planning, design, construction, and capital equipping of the Grace Center for Community and Economic Development, to be located in Capitol Heights, Board of Public Works approval is requested for capital expenditures for the interior and exterior improvements to the building located at 1011 Drum Avenue in Capitol Heights.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDDERS

K. C. Builders, Inc. - Bowie, MD
To The T - Upper Marlboro, MD
C D Construction & Capitol Woodworks, Inc. -
Capitol Heights, MD

AMOUNT

\$247,367
\$269,438
\$276,660

AWARD

K. C. Builders, Inc.

AMOUNT

\$247,367

MBE PARTICIPATION

0%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 27-CGL

FUND SOURCE

\$120,000 - MCCBL - LSI - Grace Center
for Community & Economic
Development Loan of 2006

\$127,367 - The Place of Grace Foundation,
Inc.

REMARKS

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Bpw 052108 gracecentered

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 28-CGL

BOARD OF DIRECTORS OF THE
WOMEN'S CLUB OF LINTHICUM
HEIGHTS, INC.

110 North Hammonds Ferry Road
Linthicum Heights, MD 21090

PROJECT NO. AND TITLE

SL-049-060-038
Renovations to the Women's Club of
Linthicum Heights
110 North Hammonds Ferry Road
Linthicum Heights, MD

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Local House of Delegates Initiatives - Women's Club of Linthicum Heights Loan of 2006, Chapter 046, Acts of 2006, which provided a matching grant of \$50,000 to the Board of Directors of the Women's Club of Linthicum Heights, Inc. for the construction, repair, renovation, reconstruction, and capital equipping of the Women's Club meeting facility, located in Linthicum Heights, Board of Public Works approval is requested for capital expenditures for the following contracts procured and approved by the Women's Club of Linthicum Heights.

A. New heating and air conditioning system

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDDERS

AMOUNT

BGE Home - Baltimore, MD

\$25,847

Advanced Heating & Cooling - Reisterstown, MD

\$29,000

Modern Air Conditioning & Heating, Inc. - Baltimore, MD

\$32,280

AWARD

BGE Home

AMOUNT

\$25,847

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 28-CGL

B. Renovate ½ bath to make it ADA compliant

PROCUREMENT METHOD

Small Procurement

AWARD

Hammerhead Construction, Inc.
Baltimore, MD

AMOUNT

\$14,639

REMARKS

Hammerhead Construction was selected because the club retained their services to remodel their kitchen in 2007. They provided excellent electrical service. The club felt that their price was fair, reasonable and awarded the contract to Hammerhead Construction to do the plumbing.

C. New front doors with a handicapped accessible ramp

BIDDERS

AMOUNT

Lawn and Home Services - Linthicum, MD	\$2,794.74
Scardina Plumbing & Heating, Inc. - Millersville, MD	\$5,898.00
Albrecht Properties & Home Improvements, Inc. - Pasadena, MD	\$9,000.00

AWARD

Lawn and Home Services

AMOUNT

\$2,794.74

TOTAL CONTRACTS (A – C)

\$43,280.74

FUND SOURCE

\$43,280.74 - MCCBL - LHODI -
Women's Club of Linthicum
Heights Loan of 2006

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 28-CGL

REMARKS

The grantee utilized value of property to meet their matching fund requirement.

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Bpw 052108 womens club of linthicum heights.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 29-CGL

**MARYLAND - NATIONAL CAPITAL
PARK AND PLANNING COMMISSION**

Department of Parks and Recreation
6600 Kenilworth Avenue
Riverdale, MD 20737

PROJECT NO. AND TITLE

SL-065-050-038
Walker Mill Regional Park
8000 Walker Mill Road
Capitol Heights, MD

DESCRIPTION

In accordance with the provision of the Maryland Consolidated Capital Bond Loan - Local House of Delegates Initiatives - Walker Mill Regional Park Loan of 2005, Chapter 445, Acts of 2005, which provided a matching grant of \$300,000 to the Maryland - National Capital Park and Planning Commission for the planning, design, demolition, construction, renovation, and capital equipping of Walker Mill Regional Park, including renovation of the ball field complex, play area, and rest room facility, construction of additional parking and a water and sewer line, realignment of the entry road, and other elated site improvements, located in Capitol Heights, Board of Public Works approval is requested for capital expenditures for design and engineering services for development of water and sanitary sewer utility infrastructure and roadway/parking at the Walker Mill Regional Park.

PROCUREMENT METHOD

Competitive Sealed Proposals

PROPOSALS

	<u>Technical Score</u>	<u>Score/Price</u>	<u>Total Score</u>
A. Morton Thomas & Associates, Inc. - Rockville, MD	62.8	16/ \$210,000.00	78.8
AB Consultants, Inc. - Lanham, MD	56.3	20/\$170,000.00	76.3
KCI Technologies, Inc. - Laurel, MD	60.9	15/\$227,641.00	75.9
EBA Engineering - Baltimore, MD	59.9	14/\$245,094.09	73.9

AWARD

A. Morton Thomas and Associates, Inc.

AMOUNT

\$210,000

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 30-CGL

COUNTY EXECUTIVE AND
COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY

14741 Governor Oden Bowie Drive
Upper Marlboro, Maryland

PROJECT NO. AND TITLE

SL-025-040-038
Critical Infrastructure and Renovations
Prince George's Hospital
3001 Hospital Drive, Cheverly, MD

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Prince George's Hospital Center Loan of 2004, DGS Item 039, Chapter 432, Acts of 2004, which provided a grant of \$4,025,000 to the County Executive and County Council of Prince George's County for infrastructure needs and the renovation of medical/surgical nursing units and the planning, design, renovation, expansion, repair, construction, and capital equipping of the emergency department, Board of Public Works approval is requested for capital expenditures towards the following contract and contract modification:

A. Construction contract for the installation of the automatic pharmaceutical and anesthesia dispensing machines.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDDERS

Stoehr Companies, Inc. - Eldersburg, MD
Molina Construction, Inc. - Hyattsville, MD

AMOUNT

\$181,365.00
\$252,000.00

AWARD

Stoehr Companies, Inc

AMOUNT

\$181,365.00

MBE PARTICIPATION

16%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 30-CGL

B. Modification to electrical switch gear contract for replacement of existing deteriorated feeder cabling.

CONTRACTOR

MODIFICATION AMOUNT

Primo Electric Co.

\$70,805.00

Original Contract Approval:

Item 23-CGL, DGS Agenda 6/20/07

Original Contract Amount:

\$457,300.00

Previous Modification:

21,761.00

This Modification:

\$ 70,805.00

Revised Contract Amount:

\$549,866.00

Percentage Increase:

**15% (Individually)
29% (Cumulatively)**

TOTAL (A-B)

\$252,170.00

FUND SOURCE

**\$252,170.00 - DGS Item 039, MCCBL –
Prince George's Hospital
Center Loan of 2004**

REMARKS

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project. After the grantee has met this requirement, all future invoices will be submitted to the Department of General Services, who will process the disbursement of the State's portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

bpw 052108 PG Hospital

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL

COUNTY EXECUTIVE AND COUNTY
COUNCIL OF BALTIMORE COUNTY

400 Washington Avenue
Towson, Maryland 21204

PROJECT NO. AND TITLE

SL-010-001-038
Randallstown Community Center
3504 Resource Drive
Randallstown, MD

DESCRIPTION

In accordance with the provision of the Capital Appropriations (Fiscal Year 2001) - Randallstown Liberty Road Revitalization, DGS Item 035, Chapter 204, Acts of 2000, which provided a grant of \$1,750,000 and Maryland Consolidated Capital Bond Loan - Randallstown Community Center Loans of 2006, which provided matching grants of \$750,000, \$250,000 and \$152,415, respectively, to the County Executive and County Council of Baltimore County for the revitalization of the Brenbrook Drive/Old Court Road area of Liberty Road including the acquisition and demolition of properties, and the reconstruction of infrastructure; and for the planning, design, construction, and capital equipping of the new Randallstown Community Center, located in Randallstown, Board of Public Works approval is requested for capital expenditures for the construction of an approximately 59,000 sq. ft. community center to be located on County owned property near the Liberty Resource Center.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDDERS

AMOUNT

Dustin Construction, Inc. - Gaithersburg, MD	\$10,071,500
Mullan Contracting Company - Lutherville, MD	\$10,592,126
North Point Builders, Inc. - Baltimore, MD	\$10,800,500
CER, Inc. - Baltimore, MD	\$10,853,800
Forrester Construction Company - Rockville, MD	\$11,398,464

AWARD

Dustin Construction, Inc.

AMOUNT

\$10,071,500

MBE/WBE PARTICIPATION

14.83%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL

FUND SOURCE

\$ 1,750,000 - DGS Item 035, CA (FY
2001) - Randallstown Liberty
Road Revitalization

\$ 750,000 - MCCBL - LHODI -
Randallstown Community
Center Loan of 2006

\$ 250,000 - MCCBL - LSI -
Randallstown Community
Center Loan of 2006

\$ 152,415 - MCCBL - Randallstown
Community Center Loan of
2006

\$7,169,085 - Baltimore County

REMARKS

The community center will include a gymnasium, multi-purpose room, activity rooms, and enclosed pool with locker facility. It will provide a new town center for the Randallstown community with public gathering space for community members of all ages that will promote good health and the arts.

The project has been registered with the U.S. Green Building Council for certification.

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL

REMARKS

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller and/or Department of General Services, who will disburse the State portion in amounts equal to the invoices submitted

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 32-CGL

BOARD OF DIRECTORS OF MAC, INC.

1504 Riverside Drive
Salisbury, MD

PROJECT NO. AND TITLE

AE-001-070-038
New facility for Senior Center

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan – Salisbury Wicomico Senior Service Center Loan of 2007, Chapter 488, Acts of 2007, which provided a matching grant of \$125,000 and Capital Appropriations (Fiscal Year 2007) - Wicomico MAC Senior Center Loan of 2006, DGS Item 016, Chapter 216, Acts of 2006, which provided a grant of \$1,500,000 to the Board of Directors of MAC, Inc. to assist in the design, construction, renovation, reconstruction, and capital equipping of the Salisbury Wicomico Senior Service Center, Board of Public Works approval is requested for capital expenditures towards the following construction contract for a new building.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDDERS

Willow Construction, LLC – Easton, MD
Southern Builders, Inc. – Salisbury, MD
Scheibel Construction, Inc. – Huntingtown, MD
Nason Construction, Inc – Salisbury, MD
Gillis Gilkerson, Inc. – Salisbury, MD
ATEC Industries, Ltd. – Elkridge, MD

AMOUNT

\$6,929,000
\$7,572,588
\$7,591,000
\$7,175,000
\$7,496,000
\$9,455,000

AWARD

Willow Construction, LLC

AMOUNT

\$6,929,000

MBE PARTICIPATION

10.47%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 32-CGL

FUND SOURCE

\$ 125,000 - MCCBL - Salisbury
Wicomico Senior Service
Center Loan of 2007

\$1,500,000 - Item DGS 016, CA (FY
2007)

\$5,304,000 - MAC, Inc.

REMARKS

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller and/or Department of General Services, who will process the disbursement of the State's portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion ✓

Without Discussion

Bpw 052108 Salisbury Wicomico Senior Ctr.ce.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 33-CGL

THE BOARD OF TRUSTEES OF
VILLA JULIE COLLEGE

1525 Greenspring Valley Road
Stevenson, Maryland

PROJECT NO. AND TITLE

EI-001-040-038
Construct New Academic Building
Owings Mills Campus

DESCRIPTION

In accordance with the provision of the Maryland Consolidated Capital Bond Loan - Maryland Independent College and University Association - Villa Julie College Loan of 2004, Chapter 432, Acts of 2004, which provided a matching grant of \$2,250,000 to the Board of Trustees of Villa Julie College to assist in the design and construction of a new academic building, Board of Public Works approval is requested for capital expenditures towards a design/build contract to construct a new academic building of approximately 61,000 square feet to house the new School of Business.

PROCUREMENT METHOD

Negotiated

AWARD

David S. Brown Enterprises, Ltd.
Owings Mills, MD

AMOUNT

\$8,781,570

MBE PARTICIPATION

7.1%

FUND SOURCE

\$2,250,000 - MCCBL - MICUA - Villa
Julie College Loan of 2004

\$6,531,570 - Villa Julie College

REMARKS

David S. Brown Enterprises LTD. was initially competitively selected for the development of the Owings Mills campus. In November 2001 a Request for Information was issued for a location to construct residential buildings. Over forty sites were visited and three were selected. The developers were asked to submit proposals of which the proposal by David S. Brown Enterprises was selected for the development of a site in Owings Mills near the former site of the Baltimore Ravens training facility.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 33-CGL

REMARKS

The first phase consisting of seven apartment style buildings with beds for 51 students was completed in September 2004. These proved so popular that the College immediately moved to phase II, which consisted of two dormitory type buildings to house an additional 404 students. These were completed for the 2005 fall semester and were filled that first semester.

Because of the success with the first two phases, David S. Brown Enterprises was asked to participate in phase III, which was the construction of another dorm style building and a building to house dining services and the Student Life Department. This phase was completed in the fall of 2006.

In 2007, the College selected David S. Brown Enterprises based on their track record for the other phases at the Owings Mills campus. The firm designed the facility, bid all the various trades and broke ground in the fall of 2007 for the new School of Business. Construction is anticipated to be complete in August 2008.

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Bpw052108 villa julie college.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 34-CGL

MAYOR AND TOWN COUNCIL OF
THE TOWN OF NORTH BEACH

Town Hall
8916 Chesapeake Avenue
P. O. Box 99
North Beach, Maryland 20714

PROJECT NO. AND TITLE

SL-026-040-038
Construction of a New Building
Bayside Boys and Girls Club
9021 Dayton Avenue
North Beach, Maryland

DESCRIPTION

In accordance with the provision of the Maryland Consolidated Capital Bond Loan - Legislative Community Initiatives Loan of 2004 - Boys and Girls Clubs of Southern Maryland Expansion, Chapter 432, Acts of 2004, which provided a matching grant of \$500,000 to the Mayor and Town Council of the Town of North Beach for the planning, design, construction, reconstruction, and capital equipping of a building for the Boys and Girls Club of Southern Maryland, located in the Town of North Beach, Board of Public Works approval is requested for the following modification and construction contract.

A. Credit modification to the construction contract for a new building. Brown Contracting wanted the grantee to furnish a letter from the lending institution approving the entire amount of the financing. The grantee's financing is from several sources, therefore, they were unable to produce the document requested. Brown Contracting Company, Inc. then terminated the contract.

CONTRACTOR

Brown Contracting Company, Inc. - Annapolis, MD

MODIFICATION AMOUNT

(\$1,399,000)

Original Contract Approved:	Item 23-CGL, DGS Agenda 03/01/06
Original Contract Amount:	\$1,399,000
Previous Modification:	-0-
This Modification:	(\$1,399,000) - Credit
Revised Contract Amount:	-0-

CAPITAL GRANTS AND LOANS

FUND SOURCE

(\$899,000)- Credit - Town of North Beach

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDDERS

AMOUNT

Rainbow Construction - Waldorf, MD
Pioneer Builders - Tuxedo, MD
On-Site Construction - Denton, MD
John L. Mattingly - White Plains, MD

\$1,218,000
\$1,239,000
\$1,257,000
\$1,290,000

AWARD

Rainbow Construction

AMOUNT

\$1,218,000

MBE PARTICIPATION

0%

FUND SOURCE

\$ 500,000 - MCCBL - LCI Loan of 2004
Boys and Girls Clubs of
Southern Maryland
Expansion

\$ 718,000 - Town of North Beach

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 34-CGL

REMARKS

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller , who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Bpw 052108 bayside boys & girls.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 35-CGL

BOARD OF DIRECTORS OF THE
FAYETTE STREET OUTREACH
ORGANIZATION, INC.

2133 West Fayette Street
Baltimore, MD

PROJECT NO. AND TITLE

SL-058-050-038
Construct Community Life Center
27-29 N. Smallwood Street
Baltimore City

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Local House of Delegates Initiatives - Fayette Street Outreach Organization Community Center Loan of 2005, Chapter 445, Acts of 2005, which provided a matching grant of \$200,000 to the Board of Directors of the Fayette Street Outreach Organization, Inc. for the planning, design, construction, repair, renovation, and construction to two buildings that will be remodeled into one building to serve as office space for the Fayette Outreach Organization, Inc. and a community center, located in Baltimore City, Board of Public Works approval is requested for capital expenditures towards the following modification to the construction contract to include additional repairs to the interior masonry walls, remove and replace additional concrete blocks, remove a water meter, additions to the fire alarm system required by the Fire Marshall, and replacement of the roof.

CONTRACTOR

Jackson's Contractor's, Inc. - Baltimore, MD

MODIFICATION AMOUNT

\$16,843

Original Approval:	Item 22-CGL, DGS Agenda 09/12/07
Original Contract Amount:	\$189,865
Previous Modification:	-0-
This Modification:	\$ 16,843
Revised Contract Amount:	\$206,708
Percentage Increase:	8.9% (Individually & Cumulatively)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 35-CGL

FUND SOURCE

\$11,488.56 - MCCBL - Fayette Street
Outreach Organization
Community Center Loan of
2005

\$ 5,354.44 - Fayette Street Outreach
Organization, Inc.

REMARKS

No State funds will be disbursed until after such time as the Maryland Historical Trust has advised the Board that it has completed its review of the project.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Bpw 052108 fayetteoutreachpg.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 36-CGL

DEPARTMENT OF HEALTH
AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Valley House, Inc.
28 South Broadway
Baltimore, Maryland 21231

PROJECT NO. AND TITLE

ADAA-CB- 26901 - Acquisition of
30 South Broadway, Baltimore City

DESCRIPTION

Board of Public Works approval is requested for a State grant of \$259,000 to assist Valley House, Inc., a nonprofit organization, in the cost of acquiring a three-story brick town home with 3,600 square feet of living space at 30 South Broadway, Baltimore, Maryland 21231. Valley House, which has been leasing this building for the past ten years, has a contract to purchase the building for \$345,000 in fee. The building is used as a 14-bed halfway house for chemically dependent men. Two appraisals were obtained for this property; both have been reviewed by the Department of General Services. The appraisals are as follows:

Gary J. Coleman, Jr. - \$345,000
Brandi Carr - \$345,000

The Department of General Services has approved the fair market value of the real estate at \$345,000 in fee.

AWARD AMOUNT

\$345,825

Award amount represents eligible project costs of \$345,000 for acquisition and \$825 for appraisals.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 36-CGL

FUND SOURCE

\$86,825 (25.10%) - Applicant's Share
Mortgage

\$259,000 (74.90%) - State's Share
Maryland Consolidated Capital Bond Loan
2006, Community Health Facilities Funds

REMARKS

Valley House has leased this building for the past 10 years at a below-market rent of \$1,250. monthly. The owner now wants to sell the building and is giving Valley House the first option to buy it. The purchase of this building will ensure the continued existence of a 14-bed halfway house program with an intake of approximately 28 men annually.

In accordance with Subtitle 6 of the Health-General Article of the Annotated Code of Maryland, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Baltimore City.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

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

Approved

Disapproved

Deferred

Withdrawn

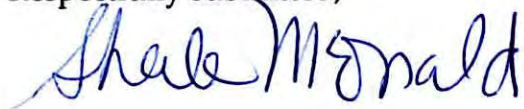
With Discussion

Without Discussion

Ref: Valley House

There being no further business, the meeting was adjourned.

Respectfully submitted,

A handwritten signature in blue ink, reading "Sheila McDonald". The signature is written in a cursive, flowing style. The first name "Sheila" is written in a more compact, cursive script, while "McDonald" is written in a slightly more open, but still cursive, style. The ink is a vibrant blue.

Sheila C. McDonald, Esq.
Executive Secretary

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