

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS

July 11, 2007

BOARD OF PUBLIC WORKS
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JULY 11, 2007

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, July 11, 2007**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, July 11, 2007.

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

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

July 11, 2007

Secretary's Agenda

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

1. 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

07-1208 MARYLAND TRANSPORTATION AUTHORITY – To construct a temporary trestle to load panels for Chesapeake Bay Bridge. *Chesapeake Bay near Annapolis*

CECIL COUNTY

07-1196 MARK & BETH CHRISTMAN – To reconstruct an existing stone revetment and to emplace a stone groin. *Chesapeake Bay, Perryville*

DORCHESTER COUNTY

07-0364 MINNIE FRANHENHOF – To fill, grade and plant marsh vegetation and to emplace a stone revetment. *Fishing Creek, Cambridge*

Board of Public Works Action:

Approved

Disapproved

With Discussion

The above referenced item was:

Deferred

Withdrawn

Without Discussion

BOARD OF PUBLIC WORKS

JULY 11, 2007

SECRETARY'S AGENDA

Contact: Mary Jo Childs 410-260-7335
mchilds@comp.state.md.us

2. BOARD OF PUBLIC WORKS

The Maryland Zoo in Baltimore – Fiscal Year 2008 Grant Funds

Recommendation: That the Board of Public Works approve an amendment to the Grant Agreement between the State and the Maryland Zoo in Baltimore that will permit the disbursing of grant funds as authorized by the fiscal year 2008 Budget Bill.

Background:

- The Board entered into a grant agreement with the Maryland Zoo in Baltimore and approved a \$2,860,000 grant to in fiscal year 2006 (Sec. Item 10, July 6, 2005).
- In fiscal year 2007, the grant agreement was amended to authorize an additional \$3,100,000. (Sec. Item 5, July 5, 2006).
- The General Assembly authorized a deficiency appropriation for \$2,500,000 for fiscal year 2007 and the Board grant was amended to include that money. (Sec. Item 11, April 4, 2007).

The Budget Bill for fiscal year 2008 contains an additional grant of \$5,000,000 with a proviso that \$250,000 of the grant will be withheld “until the General Assembly has received a comprehensive report that provides an assessment of the Zoo’s financial challenges and physical plant condition.” (Chapter 487, 2007 Laws, pages 19-20, 320.) The report is due to the General Assembly no later than September 1, 2007. The Budget Committees have 45 days to review and comment on the Zoo report before release of the restricted grant funds.

Approval of this Item will approve amending the Grant Agreement to add \$4,750,000 in fiscal year 2008 grant funds (\$5,000,000 less the \$250,000 of restricted grant funds) and disbursing the funds to the Maryland Zoo in Baltimore. Once the 45-day period for Budget Committees’ review of the Zoo report has elapsed, an amendment to the Grant Agreement will be brought back to the Board for approval of the remaining \$250,000.

BOARD OF PUBLIC WORKS: THE ABOVE REFERENCED ITEM WAS

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 11, 2007

SECRETARY'S AGENDA

Contact: Rehena Rentuma 410-260-7851
rrentuma@comp.state.md.us

3. BONDS:

Recommendation: That the following General Obligation Bond authorization(s) be cancelled in the amount of **\$967,175.24** and, at the same time, reduce the State's spending authority as shown for the following capital project(s) in accordance with Section 8-128, State Finance and Procurement Article, Maryland Code. The Office of the Comptroller, the Department of Budget and Management (Division of Capital Budgeting), and the Department of General Services have reviewed this request and concur.

Anne Arundel County London Town Publik House and Gardens Loan of 1996
\$1.81

Chapter 204 of the Acts of 1996 amended by Chapter 202 of the Acts of 2004
The Board of Directors of the London Town Foundation, Inc. has notified our office that the balance is no longer needed.

Anne Arundel County Detention Center Loan of 1999
\$717,173.43

Chapter 212 of the Acts of 1999 amended by Chapter 544 of the Acts of 2006
The County Council and County Executive of Anne Arundel County have notified our office that the balance is no longer needed.

Bowling Brook Preparatory School Vocational and Educational Training Center Loan of 2005
\$250,000

Chapter 445 of the Acts of 2005
The Board of Directors of the Bowling Brook Preparatory School, Inc. has notified our office that they do not intend to use the grant money.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

Contact: Patti Konrad 410-260-7920
pkonrad@treasurer.state.md.us

4. BONDS

Recommendation: That the Board of Public Works:

- Authorize for publication in the *Maryland Register*, the automatic terminations of State debt authorizations listed in Sections A and B. These terminations reduce the State's authority to issue general obligation bonds in the amount of \$858,889.87 and, at the same time, reduce the State's spending authority as shown for the capital projects listed. All the affected agencies and grantees were notified in writing of the impending terminations in January and March 2007.
- Grant a temporary exception for one year as listed in Section C.

The Office of the Comptroller, the State Treasurer's Office, the Department of Budget and Management (Office of Capital Budgeting), and the Department of General Services have reviewed this request and concur.

Background: State law provides: "Except to the extent that money authorized by an enabling act for a State project or program has been encumbered by the Board, an authorization of State debt shall automatically terminate 7 years after the date of the authorization, unless . . . the Board unanimously grants a temporary exception for 1 year."

Authority: Section 8-128, State Finance and Procurement Article, Maryland Code.

A. The following authorizations for State projects were not encumbered within the seven-year time period and have terminated by operation of law on June 1, 2007:

	<u>Amounts Terminated</u>	<u>Original Authorizations</u>
<ul style="list-style-type: none"> • <i>Maryland Consolidated Capital Bond Loan of 1992</i> <i>Chapter 4 of the 1992 Laws of Maryland:</i> <i>Baltimore City – Detention Center Loan of 1992</i> 	\$3,767.91	\$14,331,000.00
<ul style="list-style-type: none"> • <i>Maryland Consolidated Capital Bond Loan of 1996</i> <i>Chapter 125 of the 1996 Laws of Maryland,</i> <i>Amended by Chapter 660-1997; 138-1998; 212-1999;</i> <i>508-2000; 290-2002; 204-2003 Laws of Maryland:</i> 		
<ul style="list-style-type: none"> <i>Maryland Correctional Institution–</i> <i>Hagerstown – Cell door, Fire Safety, and Utility</i> <i>Improvements Loan of 1996</i> 	\$904.56	\$5,368,000.00
<ul style="list-style-type: none"> <i>Western Correctional Institution– New Medium</i> <i>Security Correctional Facility Loan of 1996</i> 	\$247.18	\$6,933,000.00

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

4. BONDS (continued)

A. State authorizations terminated on June 1, 2007, continued:

	<u>Amounts Terminated</u>	<u>Original Authorizations</u>																					
<ul style="list-style-type: none"> Maryland Consolidated Capital Bond Loan of 1999 Chapter 212 of the 1999 Laws of Maryland, Amended by Chapter 508-2000; 111-2001; 290-2002; 204-2003; 432-2004 Laws of Maryland: <table> <tr> <td>Patuxent Institution Kitchen and Dining Hall Loan of 1999</td><td>\$60.39</td><td>\$6,838,000.00</td></tr> <tr> <td>Towson University - Campus Utilities Loan of 1999</td><td>\$19,948.43</td><td>\$5,300,000.00</td></tr> </table> Maryland Consolidated Capital Bond Loan of 2000 Chapter 508 of the 2000 Laws of Maryland, Amended by Chapter 111-2001; 290-2002; 204-2003; 445-2005 Laws of Maryland: <table> <tr> <td>Maryland Correctional Pre-release System – Central Laundry Kitchen and Dining Loan of 2000</td><td>\$614.00</td><td>\$277,000.00</td></tr> <tr> <td>Central Laundry Boiler Plant Loan of 2000</td><td>\$3,871.16</td><td>\$3,695,000.00</td></tr> <tr> <td>Patuxent Institution - Kitchen and Dining Hall Loan of 2000</td><td>\$315.44</td><td>\$90,000.00</td></tr> <tr> <td>Department of Environment – Chesapeake Bay Water Quality Project Funds Loan of 2000</td><td>\$48,062.00</td><td>\$18,755,000.00</td></tr> <tr> <td>TOTAL</td><td><u>\$77,791.07</u></td><td></td></tr> </table> 	Patuxent Institution Kitchen and Dining Hall Loan of 1999	\$60.39	\$6,838,000.00	Towson University - Campus Utilities Loan of 1999	\$19,948.43	\$5,300,000.00	Maryland Correctional Pre-release System – Central Laundry Kitchen and Dining Loan of 2000	\$614.00	\$277,000.00	Central Laundry Boiler Plant Loan of 2000	\$3,871.16	\$3,695,000.00	Patuxent Institution - Kitchen and Dining Hall Loan of 2000	\$315.44	\$90,000.00	Department of Environment – Chesapeake Bay Water Quality Project Funds Loan of 2000	\$48,062.00	\$18,755,000.00	TOTAL	<u>\$77,791.07</u>			
Patuxent Institution Kitchen and Dining Hall Loan of 1999	\$60.39	\$6,838,000.00																					
Towson University - Campus Utilities Loan of 1999	\$19,948.43	\$5,300,000.00																					
Maryland Correctional Pre-release System – Central Laundry Kitchen and Dining Loan of 2000	\$614.00	\$277,000.00																					
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Patuxent Institution - Kitchen and Dining Hall Loan of 2000	\$315.44	\$90,000.00																					
Department of Environment – Chesapeake Bay Water Quality Project Funds Loan of 2000	\$48,062.00	\$18,755,000.00																					
TOTAL	<u>\$77,791.07</u>																						

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

4. BONDS (continued)

B. The following grant authorizations were not encumbered within the seven-year time period and have terminated by operation of law on June 1, 2007:

	<u>Amounts Terminated</u>	<u>Original Authorizations</u>
<i>Frederick Arts Council Loan of 1999 Chapter 591 of the 1999 Laws of Maryland</i>	\$68,892.30	\$100,000.00
<i>Baltimore County - Reisterstown Elementary Police Athletic League/Recreation Center Loan of 2000 Chapter 413 of the 2000 Laws of Maryland</i>	\$575,000.00	\$575,000.00
<i>Cecil County - The Boys and Girls Clubs of Cecil County Inc. Loan of 2000 Chapter 696 of the 2000 Laws of Maryland, Amended by Chapter 15 of the 2002 Laws of Maryland</i>	\$13,000.00	\$100,000.00
<i>Prince George's County - Prince George's Hospital Loan of 2000 Chapter 518 of the 2000 Laws of Maryland</i>	\$18,901.00	\$1,000,000.00
TOTAL	<u>\$675,793.30</u>	

C. The following grant authorization was not encumbered within the seven-year time period, but the Grantee has requested a one year exception to June 1, 2008.

	<u>Amount</u>	<u>Original Authorization</u>
<i>Caroline County - Denton Armory Building Loan of 2000, Chapter 594 of the 2000 Laws of Maryland</i>	\$105,305.50	\$150,000.00
TOTAL	<u>\$105,305.50</u>	

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

MICHELE ESCH (410) 841-5864
eschmh@mda.state.md.us

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

Submission of a request by the Maryland Department of Agriculture for approval of 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-2007-1000	FAIR HOPE FARMS, LLC	Kent	500
AT-2007-1856	PAUL M. SWANENBURG	Kent	1,100
AT-2007-2396	JESSE L. SHIPE	Allegany	4,300
AT-2007-2539	BRIAN K. RUSSELL	St. Mary's	3,200
AT-2007-2584	MARGROFF ENTERPRISES	Garrett	2,700
AT-2007-2589	DAVID L. DUDKEWITZ	Cecil	11,200
AT-2007-2598-R	STAFF-HERD FARMS	Cecil	2,000
AT-2007-2640	MARGROFF ENTERPRISES	Garrett	2,300
AT-2007-2652	RANDALL P. CARRION	Cecil	500
CH-2007-2292	BATEMAN FARMS, INC.	Kent	2,500
CH-2007-2559	L. FREEMAN EVANS	Kent	2,200
LS-2007-2404	PATRICIA A. ANDERSON	Harford	7,500
LS-2007-2452	RICHARD N. HESTON	Harford	3,200
MP-2007-2408	KENNETH E. WISNER	Frederick	6,000
MP-2007-2423	MATTHEW M. HOFF	Carroll	3,800
MP-2007-2426	DAVID R. BICKEL	Frederick	9,200
MP-2007-2439	MATTHEW M. HOFF	Carroll	3,300
MP-2007-2517	JANICE M. TOBERY	Frederick	3,300
MP-2007-2557	FRANCIS H. RODERICK	Frederick	2,700
MP-2007-2558	FRANCIS H. RODERICK	Frederick	3,300
MP-2007-2570	CATHERINE S. VIRTZ	Carroll	2,200
MP-2007-2571	CATHERINE S. VIRTZ	Carroll	4,700
MP-2007-2572	CATHERINE S. VIRTZ	Carroll	1,000
MP-2007-2581	JOHN E. VAN BRUNT	Carroll	6,200
MP-2007-2582	BROADVIEW FARMS, INC.	Carroll	3,000
MP-2007-2590	LEASE BROTHERS	Carroll	6,600
MP-2007-2606	JOHN A. RAWLINGS, SR.	Carroll	2,700
NW-2007-2567	ROBERT J. HASTINGS	Wicomico	30,500
NW-2007-2663	JOHN F. TAYLOR	Dorchester	5,400
PA-2007-2424	AT LAST FARM LLC	Prince George's	7,300
PA-2007-2564	AT LAST FARM LLC	Prince George's	2,200
PA-2007-2565	AT LAST FARM LLC	Prince George's	1,600

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

MICHELE ESCH (410) 841-5864
eschmh@mda.state.md.us

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

Agreement #	Recipient	County	Amount \$
PR-2007-2597	MINH VINH	Worcester	76,900
RS-2006-1994	WAYNE H. HORNER	Carroll	6,200
RS-2007-2443	RONALD S. GREEN	Carroll	78,300
RS-2007-2536	ROBERT C. HEATH, III	Carroll	2,500
RS-2007-2573	C. RICHARD WEAVER	Carroll	1,700
RS-2007-2574	C. RICHARD WEAVER	Carroll	14,900
RS-2007-2575	C. RICHARD WEAVER	Carroll	400
RS-2007-2576	C. RICHARD WEAVER	Carroll	800
RS-2007-2600	THOMAS E. COLE	Carroll	2,100
RS-2007-2603	THOMAS E. COLE	Carroll	1,500
SA-2007-2427	ARTHUR C. COLLINS	Kent	1,600
SA-2007-2428	ARTHUR C. COLLINS	Kent	2,400
SA-2007-2429	ARTHUR C. COLLINS	Kent	1,200
SA-2007-2430	ARTHUR C. COLLINS	Kent	4,300
SA-2007-2526	STARKEY FARMS COMPANY, INC.	Kent	10,900
SA-2007-2528	STARKEY FARMS COMPANY, INC.	Kent	10,400

Total Submission Amount: 364,300

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

July 11, 2007

SECRETARY'S AGENDA

MICHELE ESCH (410) 841-5864
eschmh@mda.state.md.us

6. DEPARTMENT OF AGRICULTURE*Maryland Agricultural Cost-Share Program Additional Funding Requests*

Submission of a request by the Maryland Department of Agriculture for approval of **ADDITIONAL FUNDING** of individual grants under the Maryland Agricultural Cost-Share Program. The fund source for the following grants is the Maryland Consolidated Capital Bond Loan of 2004 (Appropriation Number 04091):

ADDITIONAL FUNDING:

Agreement #	Recipient	County	Amount \$
AT-2005-1859	PARKER POINT, LLC	Kent	191.28
AT-2006-1434	CLARK ENTERPRISES	Kent	1,054.21
AT-2006-1703	MC CLEARY DAIRIES PARTNERSHIP	Cecil	1,317.71
AT-2006-1759	CLARK ENTERPRISES	Kent	1,077.38
AT-2007-1783	FRANCIS J. HICKMAN	Kent	2,320.61
AT-2007-2164	RONALD L. SHIPLEY	Allegany	2,502.24
MP-2007-1631	KATHLEEN M. KROME	Carroll	2,619.62
MP-2007-2187	LEASE BROTHERS	Carroll	2,348.81
UP-2007-1668	GEORGE F. SHINHAM	Washington	1,243.52

Total Additional Funding Amount: 14,675.38

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.

Additional funds are requested for these projects to offset additional costs realized at the completion of the project. These additional costs are a result of design changes required based on site conditions encountered during construction, design changes to improve project effectiveness, or because the level of co-cost share funding originally anticipated was not available when the project was completed.

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 2004 provides a source of funds for the cost-share program. Under this appropriation "\$6,000,000 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

June 20, 2007

Secretary's Agenda

Contact: James Henry (410) 767-6353
 Pamela Hepner (410) 767-6952
 phepner@choosemaryland.org

7. DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT:

BORROWER: Commissioners of Caroline County

AUTHORITY: Article 83A Section 5-1401 through 5-1412

PROJECT TITLE: Mid-Shore Regional Business and Technology Park

AMOUNT: \$ 1,000,000

FUND SOURCE: \$ 615,000 M.C.C.B.L. (2003)
 \$ 385,000 Special Fund

DESCRIPTION: Through its Maryland Economic Development Assistance Fund, the Department of Business and Economic Development has approved a \$1,000,000 investment to the County Commissioners of Caroline County to assist with Phase I of the Mid-Shore Regional Business and Technology Park located in the Town of Ridgely. DBED is funding \$385,000 from Special Funds appropriations and is requesting the Board to approve the use of general-obligation bond proceeds in the amount of \$615,000. In addition, the federal Economic Development Administration will grant \$2,100,000 to this first Phase that is estimated to cost \$3,184,000. Phase I consists of site work to accommodate three buildings consisting of 95,000 square feet of office space and 5,000 square feet of retail/commercial space on approximately 25 developed acres.

The Park is an integral part of the County's One Maryland strategy of attracting technology companies providing higher wage jobs. In 2002, the Department granted funding to the Commissioners for their purchase of 95 acres for Ridgely Park and preliminary development costs. That funding – a \$1,250,000 loan and a \$250,000 conditional loan – came from the Smart Growth Economic Development Infrastructure Fund (One Maryland which was subsequently consolidated with MEDAF). Ridgely Park is now being designed and constructed in multiple phases. The layout creates a campus-like setting containing 500,000 square feet of office/commercial space. The Park is located approximately one-half mile north of the Town and adjacent to the Ridgely Pelican Airport. The airport is in the initial stage of a \$21 million expansion to a regional airport which will be primarily funded by the Federal Aviation Administration.

Anticipating a net 70 developable acres selling at \$50,000 per acre, the projected return of \$3.5 million appears adequate to repay DBED's combined \$2.5 million investment. A comparable property recently sold for \$78,000 per acre.

BOARD OF PUBLIC WORKS**June 20, 2007****Secretary's Agenda**

Contact: James Henry (410) 767-6353
Pamela Hepner (410) 767-

6952

phepner@choosemaryland.org

7. DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT (cont'd):

TERMS: The original \$1.5 million One Maryland funding and the current \$1.0 million funding will be consolidated into one investment of \$2,500,000 with no interest charged. The investment is secured by a first lien on the property; the County will repay it from the sale of lots, lease income, or both. After repayment, the County may retain any net proceeds.

REMARKS: DBED's Finance Programs staff and Office of the Attorney General reviewed this request. State Clearinghouse #MD20070223-0143

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

APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS

JULY 11, 2007

SECRETARY'S AGENDA

Contact Person: George Keller (410) 537-3574
gkeller@mde.state.md.us / creilly@mde.state.md.us

8. MARYLAND DEPARTMENT OF THE ENVIRONMENT:

Recommendation: That the Board of Public Works approve a change in the grantee receiving grant funding from Frederick County Health Department to Canaan Valley Institute to upgrade onsite sewage disposal systems with nitrogen removal technologies.

<u>Former Recipient</u>	<u>County</u>	<u>Amount of Grant</u>
Frederick County Health Department	Frederick	\$712,000

<u>New Recipient</u>	<u>Location</u>	<u>Amount of Grant</u>
Canaan Valley Institute	Davis, WV	\$712,000

Background:

In response to the Maryland Department of the Environment's Request for Proposals in March 2006, the Frederick County Health Department and Canaan Valley Institute submitted a joint proposal to upgrade approximately 68 septic systems in Frederick County. The Frederick County Health Department was going to be the lead on this project. The Board of Public Works approved an MDE grant to provide Frederick County Health Department with the funds. (Secretary's Agenda Item 11, December 6, 2006.) Frederick County has now written MDE requesting that Canaan Valley Institute be the lead. The source of revenue for the grant is the Bay Restoration Fund septic fees.

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

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

JULY 11, 2007

SECRETARY'S AGENDA

Contact Person: Horacio Tablada (410) 537-3304
htablada@mde.state.md.us / creilly@mde.state.md.us

9. MARYLAND DEPARTMENT OF THE ENVIRONMENT:

Recommendation: That the Board of Public Works approve a change in the borrower receiving a loan for hazardous substance cleanup activities at the National Park Seminary property, from Forest Glen Main, LLC, to Forest Glen Condo & SF Water and Sewer, LLC.

<u>Former Borrower</u>	<u>County</u>	<u>Amount of Loan</u>
Forest Glen Main, LLC	Montgomery	\$600,000

<u>New Borrower</u>	<u>County</u>	<u>Amount of Loan</u>
Forest Glen Condo & SF Water and Sewer, LLC	Montgomery	\$600,000

Background:

The Board of Public Works approved an MDE loan to Forest Glen Main, LLC. (Secretary's Agenda Item 6, June 21, 2006.) Subsequently, Forest Glen Main, LLC, established a separate entity to be responsible for water and sewer issues. The new entity, called Forest Glen Condo & SF Water and Sewer, LLC, is proposed as the loan recipient and will be responsible for collecting the benefit assessments for repayment of the loan. There is no change in the loan terms. The source of the loan funds is 100% federal funds.

Authority: Sections 7-502, 7-503, and 7-504 of the Environment Article, Maryland Code, known as the Maryland Voluntary Cleanup Program and Voluntary Cleanup Fund.

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

JULY 11, 2007

SECRETARY'S AGENDA

Contact Person: George Keller (410) 537-3574
gkeller@mde.state.md.us / creilly@mde.state.md.us

10. MARYLAND DEPARTMENT OF THE ENVIRONMENT:

Recommendation: That the Board of Public Works approve **further grant** funding up to \$10,889,000 to the City of Havre de Grace for the **City of Havre de Grace Wastewater Treatment Plant Enhanced Nutrient Removal (ENR) Upgrade and Expansion** project in Harford County. (Legislative District 34A). This project involves multiple sources of funding which are being provided over several years based on project schedule.

Project Description: The proposed project consists of the upgrade and expansion of the existing 1.89 million gallons per day (mgd) Havre de Grace Wastewater Treatment Plant (WWTP). The WWTP upgrade involves planning, design, and construction of ENR facilities, while the expansion is to increase the existing WWTP capacity from 1.89 mgd to a permitted design capacity of 3.3 mgd to accommodate planned growth within the City limits. The project will reduce nutrient loadings to the Chesapeake Bay.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 03.13 (this action)	\$10,889,000
Bay Restoration Fund Grant BR-NR 03.13 (previously approved 12/6/06)	\$ 400,000
BNR Grant NR 08.13 (future action)	\$ 5,658,207
Local Share	<u>\$30,243,185</u>
TOTAL ESTIMATED PROJECT COST:	<u>\$47,190,392</u>

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 11, 2007

SECRETARY'S AGENDA

Contact Person: George Keller (410) 537-3574
gkeller@mde.state.md.us / creilly@mde.state.md.us

11. MARYLAND DEPARTMENT OF THE ENVIRONMENT:

Recommendation: That the Board of Public Works approve **grant** funding up to \$110,000 to the Town of LaPlata for the **LaPlata Wastewater Treatment Plant Enhanced Nutrient Removal (ENR) Upgrade** project in the Charles County. (Legislative District 28).

Project Description: The project involves planning of ENR facilities at the existing 1.5 million gallons per day (mgd) La Plata Wastewater Treatment Plant. The planning phase will include a feasibility study for evaluation of various technologies to determine the most appropriate and cost effective technology and types of modifications required at the existing wastewater treatment plant to achieve an effluent with Total Nitrogen goal of 3 mg/l and a Total Phosphorous goal of 0.3 mg/l. The purpose of the project is to reduce nutrients to the Port Tobacco Creek, Potomac River and ultimately the Chesapeake Bay.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 02.09 (this action)	<u>\$110,000</u>
TOTAL ESTIMATED PROJECT COST	<u>\$110,000</u>

Bay Restoration Funds may be expended using multi-year appropriations based on project schedule and will be used only for eligible ENR costs, as determined by the Department. This approval may include planning and design costs previously incurred by the applicant. 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.

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 11, 2007

SECRETARY'S AGENDA

Contact Person: George Keller (410) 537-3574
gkeller@mde.state.md.us / creilly@mde.state.md.us

12. MARYLAND DEPARTMENT OF THE ENVIRONMENT:

Recommendation: That the Board of Public Works approve a **new loan** up to \$650,000 to the Martingham Utilities Corporation for the **Martingham Arsenic Removal System** project in Talbot County (Legislative District 37B). The loan will be repaid in a period not to exceed 30 years following project completion, at an interest rate of 10% 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 0.4% interest rate. To secure this debt, the borrower will provide the Maryland Water Quality Financing Administration with a revenue pledge, backed by a lien on plant and equipment.

Project Description: The project consists of installation of an arsenic removal system for two existing fresh water wells on the premises to conform with EPA standards effective January 26, 2006. The project involves installation of a 0.22 mgd adsorption filtering system and construction of a building with plumbing and electrical systems.

Project Funding Sources:

Drinking Water State Revolving Loan Fund (this action)	<u>\$650,000</u>
TOTAL ESTIMATED PROJECT COST:	<u>\$650,000</u>

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.

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 11, 2007

SECRETARY'S AGENDA

Contact Person: George Keller (410) 537-3574
gkeller@mde.state.md.us / creilly@mde.state.md.us

13. MARYLAND DEPARTMENT OF THE ENVIRONMENT:

Recommendation: That the Board of Public Works approve two **new loans** up to \$1,429,800 to the St. Mary's County Metropolitan Commission in St. Mary's County. The loans will be repaid in a period not to exceed 20 years following project completion, at an interest rate of 25% 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 1.00% interest rate. To secure this debt, the St. Mary's County Metropolitan Commission will deliver its bonds, along with a full faith and credit endorsement of St. Mary's County, to the Maryland Water Quality Financing Administration.

A. New Loan up to \$662,000 – Drinking Water State Revolving Loan Fund.

Project Description: This project entails replacement of contaminated wells with potable wells that draw from the Patapsco Formation (aquifer). The project will serve the areas of Breton Bay, Mulberry South and St. Mary's County Industrial Park. The existing wells are contaminated with arsenic concentrations above the current drinking water standards. The well replacement will allow the County water systems to return to compliance and resolve a public health problem. (Legislative Districts 29A and 29C)

Project Funding Sources:

Drinking Water State Revolving Loan Fund (this action)	\$ 662,000
Local Funding	\$ 630,169
TOTAL ESTIMATED PROJECT COST:	\$1,292,169

B. New Loan up to \$767,800 – Water Quality State Revolving Loan Fund.

Project Description: This project involves extension of public sewerage to existing homes with failing septic systems located in the Andover Estate area by constructing a wastewater collection system along with a pump station and force main to collect and transport sewer to the Marley Taylor wastewater treatment plant. (Legislative District 29B)

Project Funding Sources:

Water Quality State Revolving Loan Fund (this action)	\$ 767,800
SWQH Grant 12.19 (previously approved 5/23/07)	\$ 500,000
TOTAL ESTIMATED PROJECT COST:	\$1,267,800

BOARD OF PUBLIC WORKS

JULY 11, 2007

SECRETARY'S AGENDA

13. MARYLAND DEPARTMENT OF THE ENVIRONMENT: (continued)

MDE has determined these projects to be 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.

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

Contact: Nick Williams 410-514-7900
nwilliams@dnr.state.md.us

14 DEPARTMENT OF NATURAL RESOURCES: *Maryland Environmental Trust*

The Maryland Environmental Trust recommends that the Board of Public Works ratify the following:

- A. Donation of a perpetual conservation easement to the Maryland Environmental Trust and the Eastern Shore Land Conservancy by **SEASIDE LAND HOLDINGS, LLC** on its 169.996 acre property in Talbot County. (estimated appraised easement value: \$3,082,537.00)
- B. Donation of a perpetual conservation easement to the Maryland Environmental Trust by **CHAPEL POINT, L.L.C.** on its 104.53 acre property in Charles County. (estimated appraised easement value: \$1,878,000.00)

An assistant attorney general has reviewed and approved the donations for legal form and sufficiency.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

July 11, 2007

Secretary's Agenda

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

15 STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM: *Aging School 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 2008. Funding is \$12,508,985.

Background: The Aging Schools Program, administered by the Interagency Committee, funds capital improvements, repairs, maintenance, and deferred maintenance of existing school buildings. [Education Article, § 5-206, Maryland Code.] The allocations are based on the school district's proportion of pre-1970s building area that has not been renovated. Certain school districts receive a supplement to mitigate the effects of a revision of the formula adopted in 2004.

Fund Source: Fiscal year 2008 total funding of \$12,508,985 comprises:

- \$7,008,986 – General Funds (D25E03.02) (Chapter 487, 2007 Maryland Laws)
- \$5,500,000 – Qualified Zone Academy Bond Funds (Chapter 585, 2007 Maryland Laws)*

* The total amount authorized by Chapter 585 – \$11,126,000 – is split between this Item and its companion Item 16 which allocates funding for the Aging Schools Program.

Allocations: The proposed allocations for FY 2008 are:

<u>LEA</u>	<u>State General Fund Allocation</u>	<u>Qualified Zone Fund Academy Bond</u>	<u>Total ASP Allocations</u>
Allegany	\$153,212	\$85,000	\$238,212
Anne Arundel	\$615,464	\$374,000	\$989,464
Baltimore	\$1,250,388	\$823,000	\$2,073,388
Calvert	\$74,872	\$0	\$74,872
Caroline	\$60,910	\$37,000	\$97,910
Carroll	\$306,388	\$0	\$306,388
Cecil	\$143,757	\$92,000	\$235,757
Charles	\$18,911	\$79,000	\$97,911
Dorchester	\$50,872	\$24,000	\$74,872
Frederick	\$217,082	\$140,000	\$357,082
Garrett	\$45,872	\$29,000	\$74,872
Harford	\$249,044	\$176,000	\$425,044
Howard	\$84,630	\$87,000	\$171,630
Kent	\$55,872	\$19,000	\$74,872

BOARD OF PUBLIC WORKS

July 11, 2007

Secretary's Agenda

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

15. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM** (continued):
Aging School Program

Montgomery	\$558,372	\$620,000	\$1,178,372
Prince George's	\$1,174,808	\$1,190,000	\$2,364,808
Queen Anne's	\$97,910	\$0	\$97,910
St. Mary's	\$46,910	\$51,000	\$97,910
Somerset	\$56,872	\$18,000	\$74,872
Talbot	\$97,872	\$0	\$97,872
Washington	\$122,780	\$141,000	\$263,780
Wicomico	\$147,490	\$105,000	\$252,490
Worcester	\$49,872	\$25,000	\$74,872
Baltimore City	<u>\$1,328,826</u>	<u>\$1,385,000</u>	<u>\$2,713,826</u>
Totals	<u>\$7,008,986</u>	<u>\$5,500,000</u>	<u>\$12,508,986</u>

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

BOARD OF PUBLIC WORKS

July 11, 2007

Secretary's Agenda

Contact: David Lever 410-767-0742
dlever@msde.state.md.us

16. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM: *Qualified Zone Academy Bond 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 Qualified Zone Academy Bond Program for fiscal year 2008. Funding is \$7,295,000.

Background: The Qualified Zone Academy Bond Program, administered by the Interagency Committee, funds capital improvements, repairs, maintenance, and deferred maintenance of existing school buildings. The program has been extended through 2007 as part of the federal Tax Relief and Health Care Act of 2006 (Public Law 109-432). The allocations are based on each school district's proportion of pre-1970 building area that has not been renovated and its percentage of students eligible for free or reduced price meals.

Fund Source: Fiscal year 2008 of \$7,295,000 comprises:

- \$5,626,000 – Qualified Zone Academy Bond Funds (Chapter 585, 2007 Maryland Laws)*
- \$1,669,000 – Reallocation of contingency balance

* The total amount authorized by Chapter 585 – \$11,126,000 – is split between this Item and its companion Item 15 which allocates funding for the Aging Schools Program.

Allocations: The proposed allocations for fiscal year 2008 are:

<u>LEA</u>	<u>State Allocation</u>
Allegany	\$112,000
Anne Arundel	\$495,000
Baltimore	\$1,090,000
Calvert	\$0
Caroline	\$49,000
Carroll	\$0
Cecil	\$121,000
Charles	\$105,000
Dorchester	\$32,000
Frederick	\$185,000
Garrett	\$38,000
Harford	\$233,000
Howard	\$115,000
Kent	\$30,000

BOARD OF PUBLIC WORKS

July 11, 2007

Secretary's Agenda

Contact: David Lever 410-767-0742
 dlever@msde.state.md.us

16. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM (continued):*Qualified Zone Academy Bond Program*

Montgomery	\$821,000
Prince George's	\$1,576,000
Queen Anne's	\$0
St. Mary's	\$67,000
Somerset	\$30,000
Talbot	\$0
Washington	\$187,000
Wicomico	\$139,000
Worcester	\$33,000
Baltimore City	<u>\$1,837,000</u>
Totals	<u>\$7,295,000</u>

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 11, 2007

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 declare surplus and approve the disposal of State-owned relocatable classroom unit #533-45 which is not cost effective to repair.

Background: On site at Colonel Zadok Magruder High School in Montgomery County since 1998 is a 1973-vintage State-owned two-classroom relocatable unit (#533-45). Montgomery County reported to the Public School Construction Program that this unit required extensive repairs. After reviewing the County's assessment, the Interagency Committee staff determined that it is not cost effective to relocate or repair this unit. On April 19, 2007, the Interagency Committee approved the disposal of this Unit #533-45.

Authority: COMAR 23.03.02.17H. As per the *Public School Construction Program Administration Regulations*, the Board of Public Works must declare the property surplus to allow disposal.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**JULY 11, 2007****SECRETARY'S AGENDA**

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

18. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM:

Recommendation. The Interagency Committee on School Construction recommends that the Board of Public Works approve the transfer by the Baltimore City Board of School Commissioners (City Board) to the City of Baltimore (City) of:

Southwestern High School #412
52.6 acres
200 Font Hill Avenue
Baltimore 21223

The property will become a public boarding school to be operated by a private entity under contract with the State Board of Education. The City will lease the property to the private entity. This approval is subject to the condition that the City may not further transfer any right, title or interest of any portion of the facility unless the Board of Public Works gives prior approval.

Background:

Residential School Program – In 2006, the Residential Boarding Education Programs for At-Risk Youths was enacted. [Education Article, §§ 8-701 – 8-710, Annotated Code of Maryland.] This Law requires the State Department of Education to supervise the operation of a residential boarding education program for at-risk youth. The boarding school may enroll students from any Maryland school system in grades six through twelve. The Law specifically authorizes MSDE to contract with a private operator to provide the program. MSDE presents its recommendation to award the operations contract as a companion Item on today's Agenda. (DBM Agenda Item 7-S.)

The Site – The Southwestern High School site comprises 52.6 acres with a 353,000 square foot educational facility built in 1971. The City Board has closed the School as part of its plan to reduce Baltimore City Public Schools facility square footage by 15% before the 2008-2009 school year. The City Board declared the facility surplus at its meeting of February 27, 2007. The School site is an appropriate site to house the State's residential education school.

Debt Service – The State may not require reimbursement of debt service if property is used for school purposes. [Education Article, § 5-308.] Assuming the residential school begins operations, there would be no reimbursement of the outstanding bond debt, which as of April 30, 2007 was \$3,288,753. The IAC will review the status of the property's use after one year to ensure that its use is for school purposes; if not, the IAC will recommend to the Board of Public Works that the City repay the outstanding bond debt to the State.

BOARD OF PUBLIC WORKS**JULY 11, 2007****SECRETARY'S AGENDA**

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

18. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM (cont'd)

Authority: COMAR 23.03.02.23B-C. The Interagency Committee on School Construction shall review a local board's request to transfer school property to the local government and make a recommendation to the Board of Public Works. The Board may approve, disapprove, or conditionally approve, the request to transfer school property. The Interagency Committee reviewed and approved the transfer on June 28, 2007.

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

APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION** ✓**WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

Contact: Celia Rabinowitz 240-895-4267
cerabinowitz@smcm.edu

19. ST. MARY'S COLLEGE OF MARYLAND**CONTRACT ID:**

Library 07
 Serial Subscription Service

AWARD:

EBSCO Information Services

DESCRIPTION: Comprehensive serial subscription service for periodicals, newspapers, standing orders and electronic resources supporting the College community for use in research and teaching.

CONTRACT TERM:

3-year term, with options for two, 1-year extensions

CONTRACT AMOUNT:

\$1,081,080 for the initial 3-year period
 \$480,479 for option year 1
\$527,427 for option year 2
 \$2,088,986 Total Contract Value

PROCUREMENT METHOD:

Competitive Proposals

OFFERORS:

	<u>Technical Score (60 maximum)</u>	<u>Fee With Discount</u>
EBSCO Information Services	32	0.1%
Basch Subscriptions, Inc.	28	1.45%

MBE PARTICIPATION:

0 %

REMARKS: This is a cost plus fixed rate fee with prepayment discount contract. The contract amount is an estimated amount based on projected subscription orders. The project was posted on *eMarylandMarketplace*. Four firms were sent RFP documents. Two firms responded with proposals. The award is being made to the firm with the better technical score as well as the overall better pricing, fixed rate fee and prepayment discount being considered. There are no certified MBEs delivering library serial services.

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

19. ST. MARY'S COLLEGE OF MARYLAND (continued)

FUND SOURCE: FY 08 Current Funds
APPROPRIATION CODE: Agency R14, Fund 40, Program 04, Object 1107
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 307-1694-1111

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

APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS

July 11, 2007

SECRETARY'S AGENDA

Contact: Patti Konrad (410)260-7920
pkonrad@treasurer.state.md.us

20. STATE TREASURER:

Contract Description: 2007 Improvements Lease-Purchase Financing for the Department of Juvenile Services, Victor Cullen Academy in Sabillasville, Frederick County for indexed rate private placement financing for improvements for five years.

Award: SunTrust Leasing Corporation

Rate: 3.80%

Bids: The selection is based on the lowest rate submitted by eight bidders.

Bidder	Rate
SunTrust Leasing Corporation	3.80%
All Points Public Funding, Inc.	3.815%
First Southwest Leasing Co.	4.091%
Jefferson Leasing	4.43%
LaSalle Solutions	4.45%
Branch Banking & Trust Co.	4.78%
Popular Leasing	5.22%
Harbor Bank of Maryland	6.99%

Remarks: The State Treasurer's Office issued an Invitation for Bids for the capital lease financing of the heating, ventilation, and air conditioning for four cottages and an administration building and 4,800 linear feet of security fencing at the Victor Cullen Academy. SunTrust Leasing Corporation will provide financing of the principal amount of up to \$1.4 million to be amortized under the lease over five years. The underlying HVAC contract is expected to be approximately \$750,000 and the underlying fencing contract approximately \$650,000. The financing is expected to occur during the period beginning July 11, 2007 through September 30, 2007 in approximately 2 draws.

In accordance with Section 8-403 of the State Finance and Procurement Article, this financing request and supporting information was submitted to the Legislative Policy Committee for review on May 30, 2007.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JULY 11, 2007

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

JULY 11, 2007

APPENDIX**SECRETARY'S AGENDA**

Contact: Dennis Kokoskie 410)767-5621
Dkokoskie@dhhmh.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

DEPARTMENT OF HEALTH AND MENTAL HYGEINE

Developmental Disabilities Administration (DDA): Rosewood Center

CONTRACT ID: Psychological Services
OPASS 07-9571
M00B7022699

PROCUREMENT METHOD : Emergency - Multi-Step IFB

BIDS:

The Columbus Organization	\$1,863,520
Liberty Healthcare	\$2,296,000

AWARD: The Columbus Organization

DESCRIPTION: Provide psychological services to the Rosewood Center, in accordance with licensure and certification standards.

TERM: 6/11/07-5/31/09

FUND SOURCE: 100% Gen.

APPROP. CODE: M01550

CONTRACT AMOUNT: \$1,863,520

BOARD OF PUBLIC WORKS

JULY 11, 2007

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (continued)**REMARKS:**

Nature of Emergency: In September 2006 and January 2007, the DHMH Office of Health Care Quality (OHCQ) surveyed the Center and found conditions to constitute an Immediate Jeopardy as defined by the federal Centers for Medicare and Medicaid Services. Following the findings, several staff psychologists retired from Rosewood leaving a void in psychological-services delivery. Both Immediate Jeopardy conditions were abated; OHCQ accepted Rosewood's plan of correction on March 6, 2007. However, OHCQ and the Administration believe that the Center urgently needs additional resources. In order to make the necessary systemic improvements and avoid another Immediate Jeopardy situation and loss of federal funds, these services had to be procured on an emergency basis.

Basis for Selection: A notice of the availability for the multi-step Invitation for Bid was advertised in *eMarylandmarketplace.com* and DHMH's Web site. The solicitation was mailed directly to two prospective vendors. Three proposals were received in response to this solicitation. After reviewing the technical bid portion of the multi-step bid process, one vendor was found to be non-responsive.

TAX COMPLIANCE NO.: 07-1477-0010**RESIDENT BUSINESS:** No

BOARD OF PUBLIC WORKS ACTION:**REPORT ACCEPTED:****WITH DISCUSSION****WITHOUT DISCUSSION****REPORT REMANDED TO DEP'T/AGENCY****REMARKS:**

PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A
BOARD OF PUBLIC WORKS

July 11, 2007

Secretary's Agenda

ITEM 1A
PROGRAM OPEN SPACE LOCAL SHARE:

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

Approval is requested to commit \$45,000.00 for the following **development** project located in the City of Westminster, Carroll County. Funding will come from the Program Open Space Local Share that is allocated to the County.

Skate Park Replacement Phase I - \$45,000.00 - POS #5123-6-272 - MD20070511-0413

Replace the existing ramps and blacktop at the 12 year old skate park.

FUND SOURCE: Program 81.20.04 Item 000 \$45,000.00

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

July 11, 2007

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 \$100,500.00 for the following **development** project located in Harford County. Funding will come from the Program Open Space Local Share that is allocated to the County.

Edgeley Grove Farm: Restroom/Storage Building - \$100,500.00 - POS #4714-12-233
MD20050516-0374

Further develop the 241± acre park with a restroom/concession/storage building, approximately 35' x 40' to serve the users of the recreation facilities at Edgeley Grove Farm. Funds totaling \$165,000 were previously approved by the Board of Public Works on the Secretary's Agenda. The facility subsequently was combined with the Phase III construction contract of the Ma & Pa Trail. Estimated development costs for the restroom facility and inspections are \$354,000.00. The County is requesting an increase of \$100,500.00 in POS funding for this project.

FUND SOURCE: Program 81.20.04 Item 000 \$100,500.00

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

Approved

Disapproved

Deferred Withdrawn

With Discussion

Without Discussion

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PROGRAM OPEN SPACE AGENDA - SUPPLEMENT A
BOARD OF PUBLIC WORKS

July 11, 2007

Secretary's Agenda

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

ITEM 3A
PROGRAM OPEN SPACE LOCAL SHARE:
FEDERAL LAND AND WATER CONSERVATION FUND:

Approval is requested to commit \$15,750.00 for the following **development** project located in Pocomoke City, Worcester County. Funding will come from the Federal Land and Water Conservation Fund and the Program Open Space Local Share that are allocated to the County.

Cypress Park Bandstand Structure - \$15,750.00 - POS #4819-23-172
MD20060414-0351

Install new sound and lighting systems in the park's bandstand. Funds totaling \$42,710.00 were previously approved by the Board of Public Works on the Secretary's Agenda for the construction of the bandstand shell.

FUND SOURCE: Program 81.20.04 Item 000 \$12,958.00
 L&WCF 30.01.05 Item 010 \$ 2,792.00

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:** Josh White (410) 974-5024
jwhite@gov.state.md.us

DEPARTMENT/PROGRAM: Executive Department

CONTRACT ID: Federal Government Relations Representation
for the State of Maryland
ADPICS NO. DEXB7200018

CONTRACT DESCRIPTION: Request for retroactive approval of a contract for a
firm to represent the interests of the State of Maryland before the Federal Government.

AWARD: Van Scoyoc Associates, Inc.
Washington, DC

TERM: 2/15/2007 – 8/15/2007

AMOUNT: \$62,500 (6 months)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENT: None

REQUESTING AGENCY REMARKS: Retroactive request to obtain the services of a firm experienced with the procedures and workings of the federal government, with proven ability to effectively communicate with decision makers on areas of concern about current issues. Because of the mid-January 2007 change in Administration, State personnel were not in place to continue federal government activities. There was an immediate need for an effective representative of the interests of Maryland, and there was no time to conduct a procurement during the time

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont)

of ongoing need. Accordingly, a sole source contract was entered into with a firm known to be knowledgeable and effective in the required activities.

The MBE goal is set at zero because there is no subcontracting opportunity for this highly specialized service.

FUND SOURCE: 100 % Gen.

APPROP. CODE: D10-230101

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 07-1504-0010

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

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: 2-S **Agency Contact:** Robert Howells (410) 230-8789
rhowells@msla.state.md.us

DEPARTMENT/PROGRAM: Maryland State Lottery Agency (MSLA)
Creative Product Services Division

CONTRACT ID: Advertising, Research & Public Relations Services

CONTRACT DESCRIPTION: Contract to provide Advertising, Research and Public Relations services encompassed by four (4) Functional Areas, including creative development and production, media planning and buying, design and development of point-of-sale materials, promotion development and implementation assistance, direct marketing, research support, public relations consultation, special event assistance, website development, and other related services

AWARDS: See Attachment #1

TERM: 8/1/2007 - 7/31/2011 (W/1 two-year renewal option)

AMOUNTS: See Attachment #1

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment #2

MBE PARTICIPATION: 25% for Functional Areas I, III & IV
10% for Functional Area II

PERFORMANCE SECURITY:	\$500,000 for Functional Areas I&II \$250,000 for Functional Areas III & IV
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INCUMBENT: Trahan, Burden & Charles, Inc.
Baltimore, MD

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont)

REQUESTING AGENCY REMARKS: A notice of the Request for Proposals (RFP) was published on *eMarylandMarketplace.com*. The RFP was sent to seventy one (71) potential contractors, of which 53 were Maryland firms and eighteen (18) were MBEs. A copy of the RFP was also sent to the Governor's Office of Minority Affairs.

The RFP defined four (4) Functional Areas as shown below encompassing all required services:

- I – Creative Services
- II - Media Services
- III - Public Relations/Communications Services
- IV - Research Services

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.

Seven (7) offerors submitted proposals in response to the RFP, with a total of twelve (12) proposals for the individual Functional Areas being received. Two (2) of the proposals were determined to be not reasonably susceptible of being selected for award and the financial proposals were returned unopened. Attachment #2 lists the proposals that were determined to be qualified and their ranking.

In Functional Area I – Creative Services, the recommended contractor, Gray, Kirk/VanSant Advertising, Inc. ("GKV") was ranked first technically and first financially and is recommended for contract award.

In Functional Area II – Media Services, the recommended contractor, Trahan, Burden & Charles, Inc. ("TBC") was ranked third technically and first financially. It was determined that the first and second technically ranked offerors were not worth the additional cost. Therefore, TBC was determined to be the responsible Offeror offering the most advantageous offer to the State considering price and the evaluation factors set forth in the RFP and is recommended for contract award.

In Functional Area III – Public Relations/Communications, only one offer was received. It was determined that the proposal submitted by Trahan, Burden & Charles, Inc. ("TBC") was technically acceptable and that the price was reasonable. TBC is therefore recommended for contract award.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont)

In Functional Area IV - Research, the recommended contractor, Crestwood Market Research, Inc. ("Crestwood") was ranked second technically and first financially. It was determined that the first technically ranked offeror was not worth the additional cost. Therefore, Crestwood was determined to be the responsible Offeror offering the most advantageous offer to the State.

The Contract for each Functional Area establishes a fixed monthly fee amount that will be paid. The *Award Amounts* shown on Attachment #1 and the *Financial Offer* amounts shown on Attachment #2 are different.

The Award Amount (Attachment #1) is composed of two (2) 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 services they provide in each Functional Area.
- Lottery's Budget: This component is the portion of the Lottery's marketing budget as estimated in the Request for Proposals for each Functional Area and is the same regardless of the Contractor selected. The Contractors will be placing and paying for various productions, media buys, and other projects with third-parties. These costs shall be pre-approved by the Lottery and reimbursed at the Contractor's actual cost with no markup allowed.
- Total Award Amount = Contractor's Fees + Lottery's Budget

By entering into these contracts the Lottery seeks to achieve the following program objectives:

1. Maximize Sales and Net Income from Lottery products for the benefit of the State of Maryland by: (a) expanding participation among current players; (b) attracting new players with a clear, targeted, efficient presentation of the current game menu; and (c) introducing new games as part of the overall fun and excitement of playing Lottery games;
2. Increase players' and prospective players' understanding of Lottery products.
3. Improve Lottery Retailers' understanding, advocacy and promotion of Lottery products and the Lottery overall;
4. Reinforce the credibility and integrity of the Lottery throughout all communications;
5. Enhance the image and appeal of the Lottery.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont)

6. Engage with contractors that will work with the Lottery in the development and execution of an integrated marketing program that will accomplish the Lottery's goals and objectives.

FUND SOURCE: 100% Special

APPROP. CODE: E75D0001

RESIDENT BUSINESS: Yes for Functional Areas I, II and III;
No for Functional Area IV

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: 2-S (Cont)

ATTACHMENT #1

7B
BPW 7/11/2007

AWARDS (Cont):

Functional Areas Contractor/Contract #	Contract Amount Contractor's Fee + Lottery's Budget = Total Award Amount	Maryland Tax Clearance #/ ADPICS#
<u>I – Creative Services</u>		
Gray, Kirk/VanSant Advertising, Inc. Baltimore, MD #2007-01(I)	\$3,980,000 + \$13,000,000 = \$16,980,000 (Est. NTE 4 Years; Base Contract) \$1,990,000 + \$ 6,500,000 = \$ 8,490,000 (Est. NTE 2 Years; Renewal Option) \$5,970,000 + \$19,500,000 = \$25,470,000 (Est. Total 6 Years)	07-1483-1111 E75B7200014
<u>II – Media Services</u>		
Trahan, Burden & Charles, Inc. Baltimore, MD #2007-01(II)	\$1,300,000 + \$50,000,000 = \$51,300,000 (Est. NTE 4 Years; Base Contract) \$ 650,000 + \$25,000,000 = \$25,650,000 (Est. NTE 2 Years; Renewal Option) \$1,950,000 + \$75,000,000 = \$76,950,000 (Est. Total 6 Years)	07-1227-1111 E75B7200015
<u>III – Public Relations/Communications Services</u>		
Trahan, Burden & Charles, Inc. Baltimore, MD #2007-01(III)	\$ 480,000 + \$ 100,000 = \$ 580,000 (Est. NTE 4 Years; Base Contract) \$ 240,000 + \$ 50,000 = \$ 290,000 (Est. NTE 2 Years; Renewal Option) \$ 720,000 + \$ 150,000 = \$ 870,000 (Est. Total 6 Years)	07-1227-1111 E75B7200016
<u>IV – Research Services</u>		
Crestwood Market Research, Inc. Kirkland, WA #2007-01(IV) (Local Office: Richmond, VA)	\$ 600,000 + \$ 1,600,000 = \$ 2,200,000 (Est. NTE 4 Years; Base Contract) \$ 300,000 + \$ 800,000 = \$ 1,100,000 (Est. NTE 2 Years; Renewal Option) \$ 900,000 + \$ 2,400,000 = \$ 3,300,000 (Est. Total 6 Years)	07-1535-0000 E75B7200017
<u>Grand Total</u>		
\$ 6,360,000 + \$64,700,000 = \$71,060,000 (Est. NTE 4 Years; Base Contract)		
\$ 3,180,000 + \$32,350,000 = \$35,530,000 (Est. NTE 2 Years; Renewal Option)		
\$ 9,540,000 + \$97,050,000 = \$106,590,000 (Est. Total 6 Years)		

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ITEM: 2-S (Cont)

ATTACHMENT #2

BPW 7/11/2007

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>			
Gray, Kirk/VanSant Advertising, Inc. Baltimore, MD	1	\$ 995,000 (1)	1
Trahan, Burden & Charles, Inc. Baltimore, MD	2	\$1,224,000 (2)	2
Carton Donofrio Partners, Inc. Baltimore, MD	3	\$1,560,000 (3)	3
<u>Functional Area II – Media Services</u>			
Trahan, Burden & Charles, Inc. Baltimore, MD	3	\$ 325,000 (1)	1
Media Works, Ltd. Owings Mills, MD	1	\$ 694,380 (2)	2
Gray, Kirk/VanSant Advertising, Inc. Baltimore, MD	2	\$ 700,000 (3)	3
Carton Donofrio Partners, Inc. Baltimore, MD	4	\$1,230,000 (4)	4
<u>Functional Area III – Public Relations/Communications Services</u>			
Trahan, Burden & Charles, Inc. Baltimore, MD	1	\$ 120,000 (1)	1
<u>Functional Area IV – Research Services</u>			
Crestwood Associates Kirkland, WA	2	\$ 150,000 (1)	1
Carton Donofrio Partners, Inc. Baltimore, MD	1	\$ 240,000 (2)	2

* Note: The financial offer is an annual amount for the contractor's compensation.

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

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Dawn Myers (410)260-8347
dgmyers@dnr.state.md.us

DEPARTMENT/PROGRAM: Department of Natural Resources (DNR)
Maryland Park Service

CONTRACT ID: ADPICS NO. K00B7200158

CONTRACT DESCRIPTION: Contract to operate the Ice Cream Stand
Concession at Swallow Falls State Park

AWARD: Lakeside Creamery
Oakland, MD

TERM: 7/12/2007 – 10/31/2011

AMOUNT: \$145,000 Est. Gross Value to the vendor (5 years;
covers 5 vacation seasons; \$14,500 est. Revenue to
DNR @ 10% of all gross monies received)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: Only One Bid Received

MBE PARTICIPATION: 0%

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation For Bids (IFB) was advertised on eMarylandmarketplace and in The Republican newspaper in Oakland, Maryland. Copies of the solicitation notice were mailed directly to 3 prospective vendors, all of which were Maryland firms.

Only one bid was received in response to the IFB. An attempt was made to obtain explanations from the 2 other vendors as to why they did not submit a bid, but they did not respond to the request.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont)

Lakeside Creamery has been deemed a responsible bidder, and its bid prices were determined to be fair and reasonable. Moreover, it was determined that other potential bidders had reasonable opportunity to respond to the IFB. Therefore, Lakeside Creamery is recommended for contract award.

FUND SOURCE: 100% Spec.
APPROP. CODE: K00A01
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 07-1338-1111

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:** Kenneth Pinder (301) 372-1874
kpinder@dhhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
RICA – Southern Maryland

CONTRACT ID: DHMH/OPASS 08-9587;
Pharmaceutical Services
ADPICS NO. M00B8200067

CONTRACT DESCRIPTION: Provision of complete pharmaceutical services and pharmacist availability seven (7) days a week, twenty four (24) hours per day for all individuals served by the RICA–Southern Maryland Center in accordance with all applicable licensure, certification and accreditation standards.

AWARD: Correct Rx Pharmacy Services
Linthicum, MD

TERM: 8/1/2007 – 7/31/2010 (W/2 one-year renewal options)

AMOUNT:

\$108,000	(3 Year Base Contract-NTE)
\$472,818	(3 Year Base Contract – Estimated potential payments by Medicaid to the contractor)
\$ 36,000	(1 Year: 1 st Renewal Option-NTE)
\$157,606	(1 Year: 1 st Renewal Option Estimated potential payment by Medicaid to the contractor)
\$ 36,000	(1 Year: 2 nd Renewal Option-NTE)
\$157,606	(1 Year: 2 nd Renewal Option Estimated potential payment by Medicaid to the contractor)
<u>\$968,030</u>	Total 5 year potential value of this contract to the contractor.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENT: Gwynn Oak Pharmacy
Baltimore, MD

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on the DHMH website and at *eMarylandMarketplace.com*. Copies of the solicitation notice were mailed directly to six prospective vendors, 3 of which were Maryland firms. There was no MBE goal set for this contract. The delivery of these pharmaceuticals must be done by the employees of the contractor due to the handling of controlled substances.

Two bids were received in response to the IFB, including one from the incumbent. Both bids were deemed responsive and the recommended contractor has been deemed a responsible vendor. Accordingly, award is recommended to the lower priced bidder, Correct Rx Pharmacy Services.

This contractor shall provide and deliver a thirty (30) day supply of medication in unit dose packaging. The deliveries shall be made Monday thru Friday and shall include medications and medical supplies consistent with physician order sheets provided by the Department. The Contractor will provide a Pharmacist for various services stated in the IFB, including but not limited to consultation seven days a week, twenty-four hours a day as needed.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont)

FUND SOURCE: 100% Gen.

APPROP. CODE: M14101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1445-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 4-S (Cont)

ATTACHMENT

14B
BPW 7/11/2007

BIDS OR PROPOSALS (Cont.):

<u>Bidders</u>	Base Term	Option Year One	Option Year Two
Correct Rx Pharmacy Services Linthicum, Md.	40% discount*	35% discount*	30% discount*
Gwynn Oak Pharmacy Baltimore, MD	10% surcharge*	12% surcharge*	12% surcharge*

*Note: The Bids were based on the discount or surcharge to be applied to the Average Wholesale Price (AWP) quoted by First Data Bank as provided for in the IFB.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 5-S **Agency Contact:** Vern L. Shird (410) 339-5026
vlshird@dpscs.state.md.us

DEPARTMENT/PROGRAM: Public Safety and Correctional Services (DPSCS)
Division of Correction (DOC)

CONTRACT ID: Q0007034;
Dismas House
ADPICS NO. Q00B8200003

CONTRACT DESCRIPTION: Contract for the operation of a 90-bed Community
Adult Rehabilitation Center (CARC) in Baltimore City.

AWARD: Dismas House of Baltimore, Inc.
Baltimore, MD

TERM: 7/11/2007 – 6/30/2008

AMOUNT: \$1,936,818

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: There are three Community Adult Rehabilitation Centers (CARCs) in the State for which DOC contracts. These institutions are for adult and female offenders throughout the State. The purpose of a community adult rehabilitation center is to house and rehabilitate those individuals who have been convicted of crimes, but who, in the judgment of the courts and appropriate correctional personnel, can be best rehabilitated in community facilities without substantial danger to the community.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S (Cont)

This agenda item addresses the Dismas House, Inc., CARC in Baltimore City. Dismas House, Inc. has operated this 90-bed facility for many years. It is the sole source for operating this CARC, in part, because the Secretary of the Department of Public Safety and Correctional Services has certified to the need for this CARC under the Annotated Code of Maryland, Correctional Services Article, Section 11-306 through 11-320 and, in part, because it has the special zoning permit needed to operate in Baltimore City.

The cost of funding for this contract is as follows:

90 beds x \$60.45 per day x 356 days \$1,936,818

This is the same per-diem rate as occurred in FY 2007

FUND SOURCE: 100% Gen

APPROP. CODE: Q00B0601

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1053-0110

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**

SERVICES CONTRACT

ITEM: 6-S **Agency Contact:** Vern L. Shird (410) 339-5026
vlshird@dpscs.state.md.us

DEPARTMENT/PROGRAM: Public Safety and Correctional Services (DPSCS)
Division of Correction (DOC)

CONTRACT ID: Q0007035;
Threshold
ADPICS NO. Q00B8200002

CONTRACT DESCRIPTION: Contract for the continued operation of a 30-bed
Community Adult Rehabilitation Center (CARC) in Baltimore City.

AWARD: Threshold, Inc.
Baltimore, MD

TERM: 7/11/2007 – 6/30/2008

AMOUNT: \$621,362

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENTS: Same

REQUESTING AGENCY REMARKS: There are three CARCs in the State. Threshold, Inc. operates one; Dismas House, Inc. operates the second and third is operated by Cecil County. Threshold, Inc. has operated this CARC for many years. The purpose of a community adult rehabilitation center is to house and rehabilitate those individuals who have been convicted of crimes, but who, in the judgment of the courts and appropriate correctional personnel, can be best rehabilitated in community facilities without substantial danger to the community.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S (Cont)

Threshold, Inc. is the sole source for operating this CARC, in part, because the Secretary of the Department of Public Safety and Correctional Services has certified to the need for this CARC under the Annotated Code of Maryland, Correctional Services Article, Section 11-306 and, in part, because it has the special zoning permit needed to operate in Baltimore City.

The cost of funding for this contract is as follows:

30 beds x \$58.18 per day x 356 days \$621,362

This is the same per-diem rate as occurred in FY 2007

FUND SOURCE: 100% Gen

APPROP. CODE: Q00B0601

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1054-0110

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**

SERVICES CONTRACT

ITEM: 7-S **Agency Contact:** Albert Annan (410) 767-0114
aannan@msde.state.md.us

DEPARTMENT/PROGRAM: Education (MSDE)
Office of School Innovations (OSI)

CONTRACT ID: R00R7202962;
Residential Boarding Education Program (RBEP)
ADPICS NO. R00B7200110

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

AWARD: The SEED School Foundation
Washington, DC

TERM: 8/1/2007 – 7/31/2013 (W/ 5 year renewal
Options – See Requesting
Agency Remarks)

AMOUNT: \$55,748,784 (5 Years, 11 Months)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: Only one proposal received

MBE PARTICIPATION: 2.5% (See Requesting Agency Remarks)

MBE WAIVER: 22.5% (See Requesting Agency Remarks)

PERFORMANCE BOND: 20% of Annual Contract Cost

INCUMBENT: None

**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 at the website *eMarylandMarketplace.com*. Copies of the solicitation were mailed or emailed directly to 19 vendors, 11 of which were Maryland firms. A copy was also sent to the Governor's Office of Minority Affairs.

One proposal was received for this procurement effort. A survey of non-responding vendors disclosed the following reasons for the non-response to this solicitation: not interested at this time because vendor's education program precludes residential boarding for students and not engaged in this type of work.

Award is recommended to the single offeror which responded to the RFP, The SEED Foundation (SEED). SEED's proposal was deemed reasonably susceptible of being selected for award and SEED was determined to be responsible. SEED not only demonstrated a superior understanding of the issues with at-risk youth education programs, but also has proven experience operating a similar highly successful school in Washington, DC with high graduation and college attendance rates.

By Maryland General Assembly legislative mandate per House Bill 1432 signed into law in May 2006, MSDE is authorized to contract with a qualified, private non-profit operator to develop, establish and operate a Public Residential Boarding Education Program School for disadvantaged at-risk youths in grades 6-12. Eligible students will be recruited statewide and the program will operate under the supervision of the MSDE. To be eligible to participate in the program, the student must be a Maryland resident disadvantaged at-risk youth currently enrolled in Grade 5 or 6. Programs offered will include a rigorous curriculum with remedial component for middle school grades, college preparatory curriculum for high school grades, extracurricular activities such as athletics and cultural events, college admission counseling, health and mental health services, tutoring, community service opportunities and residential student life programs.

The RBEP will be funded as follows: the State will pay up to 2 million dollars for up to 80 students enrolled in the program for the first year beginning in State Fiscal Year 2009 and for each fiscal year thereafter, the state will pay up to 10 million dollars for a maximum of 400 students enrolled in the program. In addition, the county boards of education will contribute 85% of the cost per pupil for each student who participates in the program but is domiciled in the county.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S (Cont)

The operator of the program --SEED -- will provide all funding during the "start up" year (FY 2008) of the program from 8/1/2007 to 6/30/2008. The base term of the contract will then be 5 years, from 7/1/2008 to 6/30/2013. Thereafter, the Department may extend the contract by exercising 5 year renewal options. There is no limitation on the number of 5 year renewal options which may be exercised by the Department.

The MBE goal for this RFP was set at 25%. However, due to SEED's experience at its Washington D.C. school it has demonstrated that this level of MBE attainment is not possible, because the bulk of all expenses of this school are employee costs for instructors and other professionals. Accordingly, the Department has granted a waiver of all but a 2.5% MBE goal.

Nevertheless, via a Memorandum of Understanding, SEED has committed to Baltimore City to attain 35% MBE participation for the estimated \$60 million in renovations that will be spent to prepare the former Southwestern High School building donated by Baltimore City for this program. The 35% MBE commitment to Baltimore City, totaling roughly \$21 million, cannot be included as part of the MBE participation for this contract since it is not being paid with any funds from the State. The State can only count MBE participation on activities under the contract that are funded by the State or local school districts.

Including both renovation and operating components, it is estimated that the RBEP will cost roughly \$105 million for the initial 5 years and 11 months term of this contract. It is estimated that roughly \$22.4 million of this overall 5 years and 11 months total will be paid to MBEs, both for renovations and operational activities. Hence, while much of this is not officially countable, as explained above, effective overall MBE participation should exceed 21%.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S (Cont)

FUND SOURCE: 75.34% Gen.; 24.66% Spec. (85% contribution
from county boards of education)

APPROP. CODE: R00A0110

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 07-1565-0100

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: 8-S **Agency Contact:** Marcus Filson (410) 230-3325
filsonm@djs.state.md.us

DEPARTMENT/PROGRAM: Juvenile Services (DJS)
Health Services

CONTRACT ID: 05-JS-015;
Physician Services at the Charles H. Hickey, Jr.
School
ADPICS NO: V00B8200003

CONTRACT DESCRIPTION: Planning, directing and providing a full range of physician services to an average population of eighty-five male youth, twenty four hours per day, seven days per week at the Charles H. Hickey, Jr. School (CHHJS) in Baltimore County, Maryland. Services include on-site examinations, consultation and on-call services with the focus on assessment and the physical examination of youth.

AWARD: Richard Bittrick, M.D.
Lutherville, MD

TERM: 7/15/2007 - 7/14/2010 (W/2 12 month
renewal options)

AMOUNT: \$458,433 (Base Contract – 3 years)
\$166,892 (1st 12 month option)
\$173,568 (2nd 12 month option)
\$798,893 (Total - 5 years)

PROCUREMENT METHOD: Competitive Sealed Bidding
(Small Business Reserve)

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S (Cont)

INCUMBENT: Same

REQUESTING AGENCY REMARKS: Notice of the Invitation for Bids (IFB) for this service was advertised in *eMarylandMarketplace.com* and on the DJS website. Notices were also mailed to 20 vendors, of which 17 were Maryland vendors and 2 were Minority Business Enterprises (MBE). The IFB was designated as a Small Business Reserve procurement.

Two bids were received in response to the IFB. Award is recommended to the lower bidder, Dr. Bittrick, who has been determined to be responsible. Dr. Bittrick is the incumbent; he has been providing satisfactory health services to the youth at the Hickey School and is very responsive to their health needs.

DJS is required to have a full range of health services for the average daily population of eighty-five youth that are detained at the Charles H. Hickey, Jr. School. Youth initially detained at the Hickey School receive a thorough health assessment, including a physical examination. Medical laboratory testing is requested by the physician, as well as prescriptions and over the counter medicine as needed for each youth from other contractors serving the Hickey School.

FUND SOURCE 100% General funds

APPROPRIATION CODE: V00E0113

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1320-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 8-S (Cont)

ATTACHMENT

25B
BPW 7/11/2007

<u>Bidder</u>	<u>Base Bid</u> <u>(3 years)</u>	<u>Option</u> <u>Year 1</u>	<u>Option</u> <u>Year 2</u>	<u>Total</u> <u>(5 years)</u>
1. Richard Bittrick, M.D. Lutherville, Maryland	\$458,433	\$166,892	\$173,568	\$798,893
2. Behavioral Healthcare, Inc. Washington, D.C.	\$5,177,059	\$1,882,971	\$1,958,290	\$9,018,320

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

INFORMATION TECHNOLOGY CONTRACT

ITEM: 9-IT **Agency Contact:** Thomas Booker (410) 767-6578
TBooker@dhhm.state.md.us

DEPARTMENT/PROGRAM: Health & Mental Hygiene (DHHM)
Mental Hygiene Administration (MHA)

CONTRACT I.D.: DHHM/OPASS 08-9508;
Maintenance Service and Support for Pharmacy
Tracking
ADPICS NO. M00B8200007

CONTRACT DESCRIPTION: Maintenance services on licensed software
providing pharmacy tracking and drug interaction services modules as part of the Hospital
Management Information System.

AWARD: Netsmart New York, Inc.
Great River, NY

TERM: 7/21/2007 – 7/20/2008

AMOUNT: \$161,007

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENT: Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-IT (Cont)

REQUESTING AGENCY REMARKS: The current MHA Pharmacy Tracking System (PTS) has been operational for over seven years. PTS is an electronic drug-to-drug interaction checking function that initiates each time medications are dispensed in HMIS. Without PTS maintenance services, patient safety may be jeopardized.

AIMS/CSM/Netsmart New York, Inc. is the sole owner of the source code for this Pharmacy module. This code is needed to repair any problem that the system might experience.

A breakdown of the Pharmacy module could have major negative consequences for patient safety since one of the key functions provided by the Pharmacy module is an electronic drug-to-drug interaction checking function. Additionally, the Joint Commission (JCAHO) requires electronic drug-to-drug interaction checking to maintain hospital accreditation. Loss of JCAHO accreditation could lead to a major loss of billing revenues from Medicare and Medicaid.

FUND SOURCE:	100% Gen.
APPROP. CODE:	M00L0101
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	07-0728-0001

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**

GENERAL MISCELLANEOUS

ITEM: 10-GM

Agency Contact: Rex S. Gordon
410-576-6424
rgordon@oag.state.md.us

DEPARTMENT/PROGRAM

Public Safety and Correctional Services (DPSCS)

AMOUNT OF REQUEST:

\$25,000.00

DESCRIPTION:

Request for payment of a settlement in Dallan C. Robertson v. Mary Ann Saar, et al., United States District Court Case No. RDB-04-2949, a case in which the plaintiff, a former inmate, should have received but did not receive approved treatment for a chronic Hepatitis C viral (HCV) infection. The settlement would resolve all issues between the parties and eliminate the necessity for trial in the U.S. District Court, now set for August 6, 2007.

FUND SOURCE:

State Insurance Trust Fund

APPROP. CODE:

E20B02

REQUESTING AGENCY REMARKS: Pursuant to State Government Article Sections 12-404 and 12-501, the Department of Public Safety and Correctional Services and the Office of the Attorney General recommend the requested settlement, because it will dispose of a case which possibly could result in significant monetary damages awarded against State defendants, and would ensure that the plaintiff receives the HCV treatment which was begun but never completed.

If approved by the Board, a check in the amount of \$25,000.00 should be made payable to Dallan C. Robertson and mailed as soon as possible to the Prisoner Rights Information System of Maryland, Inc.'s (PRISM) counsel, Stephen Z. Meehan, Esq., P. O. Box 929 Chestertown, MD 21620.

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: 11-GM

AgencyContact: Dominick Murray
(410) 767-0082
dmurray@choosemaryland.org
Angelo Bianca, MDE (410) 537-3260

DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT:

RECOMMENDATION: That the Board of Public Works approve the transfer of State-held volatile organic compound emissions reductions credits and nitrogen oxide emissions reduction credits as described.

AUTHORITY: Section 10-305(a) of the State Finance and Procurement Article,
Annotated Code of Maryland

TRANSFEROR: State of Maryland, to the use of the Department of Business and Economic Development

TRANSFeree: Edy's Grand Ice Cream

SUBTRANSFereES:

Constellation Power Source Generation, Inc.: 11 tons volatile organic compound emissions credits annually

Dominion Cove Point LNG, LP: 302 tons nitrogen oxide emissions credits annually

ESTIMATED PROCEEDS:

Sale of 11 tons VOC:	\$30,000
Sale of 302 tons NOX:	<u>\$1,661,000</u>
Total Sales Proceeds:	\$1,691,000
Edy's Power Feed Cost:	-\$1,490,656
Edy's Brokerage Fees:	<u>-\$58,135</u>
Net Proceeds to DBED:	\$142,209

DESCRIPTION: In 2003, the Department of Business and Economic Development began discussions with Edy's Grand Ice Cream regarding the company's plan to expand its east coast ice cream production and distribution capacity. After a competitive multi-state site selection

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-GM (Cont)

process, Edy's decided to situate the 605,000 s.f. expansion adjacent to its existing 110,000 s.f. facility in Laurel. The project involved acquiring approximately 40 acres of real estate, extensive site work, construction infrastructure and equipment installation, resulting in the world's largest ice cream production and distribution facility at the time.

In support of this project, DBED made Edy's a \$1.6 million MEDAF conditional loan in January 2006 with performance criteria tied to the retention of 220 full time jobs, the minimum creation of 295 new full time jobs, and capital expenditure of \$143 million. Additionally, DBED made available a related incentive tied to existing air emission reductions credits that the State holds for use by DBED. Consistent with the terms of the conditional loan, Edy's has demonstrated excellent job growth at the facility, with the current level of full time employment at 599, well ahead of original projections. A final accounting of capital expenditures is due December 2008.

As a result of the 1995 closing of the Pulaski Incinerator in Baltimore City, the State holds emissions credits comprising 11 tons per year of volatile organic compound emissions reductions credits (VOC) and 302 tons per year of nitrogen oxide emissions reduction credits (NOX). The credits were originally slated for use by a start-up power plant project in Southern Maryland; however the project did not occur and the credits were then conveyed/donated to the State for use by DBED.

The potential emissions credits incentive was provided to Edy's to help offset costs incurred (\$1,490,656) to install a three-mile 35KV electric power feed to service the new facility. The Emissions Credit Agreement between DBED and Edy's sets forth procedures whereby Edy's may request DBED to transfer the credits to Edy's for sale to a third-party user and allows Edy's reasonable sales brokerage fees to be paid from the sales proceeds. The Agreement specifies that sales proceeds in excess of Edy's cost for the power feed plus its reasonable sales brokerage fees, be returned to DBED. The agreement provides that Edy's may convey the credits only for use within the State and only with the approval of the Maryland Department of the Environment and the Board of Public Works.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-GM (Cont)

Edy's has entered into sales agreements with two companies for the entire allotment of the emissions credits. The terms are consistent with DBED's objectives, namely that the emissions credits be used within the State, that the credits be sold at market value, and that the transactions meet MDE's approval. Evolution Markets of Westborough, Massachusetts, the nation's leading emissions credits brokerage firm, has verified the market value of the credits.

TERMS:

11 tons per year of Volatile Organic Compound Emissions Reduction Credits (VOC)

- Purchase Price: \$30,000 Total or \$2,727 per ton.
- Purchaser: Constellation Power Source Generation, Inc. (a Maryland corporation and indirect wholly-owned subsidiary of Constellation Energy Group, Inc.)
- Brokerage Fees: None
- Project Description: Brandon Shores Coal Fired Power Plant. Constellation has installed equipment to reduce Nitrogen Oxide Emissions (NOX) and is in the process of installing equipment to also reduce Sulfur Dioxide Emissions (SO). The operation of this equipment consumes energy output which would otherwise be available for commercial and residential use. To maintain level energy output for the public, the facility will be increasing its energy generation over existing levels, resulting in modestly higher VOC emissions. In so doing, the facility has created the need to purchase 11 tons VOC Emissions Credits.

302 Tons of Nitrogen Oxide Emissions (NOX)

- Purchase Price: \$1,661,000 Total or \$5,500 per ton
- Purchaser: Dominion Cove Point LNG, LP (a Delaware corporation and indirect wholly-owned subsidiary of Dominion Resources, Inc., a Virginia publicly-owned company.)
- Brokerage Fees: Estimated at 3.5% of Sales Price from Seller
- Project Description: The Cove Point LNG (Liquified Natural Gas) facility in Calvert County is expanding its operations and for a several-year period will be involved in construction activities including dredging and the operation of cranes and other heavy equipment resulting in an increase of NOX emissions. This activity will create the need to purchase the 302 NOX Emissions Credits.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-GM (Cont)

REVIEW: DBED's Finance Programs staff and the Office of the Attorney General have reviewed this transaction. State Clearinghouse #MD20050428-0305

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**

GENERAL MISCELLANEOUS

ITEM: 12-GM **Agency Contact:** David Treasure (410) 260-7049
dtreasur@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget and Management (DBM)
Office of Budget Analysis (OBA)

AMOUNT OF REQUEST: \$1,313,750 FY 2007 Total (see Attachment)
\$7,593,092 FY 2008 Total

DESCRIPTION: Request to approve various proposed reimbursable fund budget amendments for the fourth quarter of FY 2007 and the first quarter of FY 2008. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that proposed reimbursable fund budget amendments be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

FUND SOURCE: 100% Reimb.

APPROP. CODE: See Attachment

REQUESTING AGENCY REMARKS: Various contributing Departments and Independent Agencies have appropriated funds to pay for services to be provided by receiving Departments or Independent Agencies for the fourth quarter of FY 2007 and the first quarter of FY 2008. The Attachment shows the reimbursable amendments by Department and Independent Agency and identifies the Departments and Independent Agencies receiving and contributing funding, the amounts of the funding and a brief justification for each amendment.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

Budget Amendment Number	Department Contributing Funding	Department Receiving Funding	Funding Amount	***** Justification *****
8R-001	R00- Maryland State Department of Education	N00-Department of Human Resources	\$7,593,092	Reimbursable funds for the Interagency Family Preservation Program are being transferred from the Maryland State Department of Education to the Department of Human Services. Funds will be utilized in all 24 Local Departments of Social Services and Local Management Boards.
FY 2008 1st Qtr Proposed Reimbursable Amendments Total				\$7,593,092
7R-77	D50-Military Department- Maryland Emergency Management Agency	K00-Department of Natural Resources	\$1,200,000	Funding for the temporary relocation of the current Natural Resources Police Communications Center and necessary IT systems until the construction of the Joint Maritime Operations Center is completed. Project will be funded from the Federal Urban Area Security Initiative Grant.
7R-127	W00- Department of State Police	D53- Maryland Institute for Emergency Medical Services Systems	\$113,750	Funds will be utilized to assist with the helicopter study to review the mission of the State of Maryland helicopter fleet and the replacement of the current 12-helicopter Medivac fleet in the Maryland State Police.
FY 2007 4th Qtr Proposed Reimbursable Amendments Total				\$1,313,750

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICE CONTRACT MODIFICATION**ITEM:** 13-S-MOD**Agency Contact:** Jane Bailey
(410-767-7072)
jbailey@dhr.state.md.us**DEPARTMENT/PROGRAM:**Human Resources (DHR)
Community Services Administration (CSA)
Office of Victim Services (OVS)**CONTRACT ID:**CSA/DV-05-006-A1
Services for Victims of Domestic Violence
ADPICS CO NO. COA16628**CONTRACT APPROVED:**

9/8/2004 DBM BPW Agenda Item 13-S

CONTRACTOR:House of Ruth Maryland, Inc.
Baltimore, Maryland**CONTRACT DESCRIPTION:**To provide Domestic Violence Services
through a community based organization to serve victims and their families in Baltimore City**MODIFICATION DESCRIPTION:**

in Baltimore City for an additional period.

Continuation of domestic violence services

TERM OF ORIGINAL CONTRACT:9/9/2004-6/30/2007, (W/2 one-year renewal
options)**TERM OF MODIFICATION:**

7/12/2007-8/31/2007

AMOUNT OF ORIGINAL CONTRACT:

\$1,292,276

AMOUNT OF MODIFICATION:

\$51,999, (51 days)

PRIOR MODIFICATION/OPTIONS:

\$24,999

REVISED TOTAL CONTRACT AMOUNT:

\$1,369,275

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA****ITEM:** 13-S-MOD (Cont)**Percent +/- (THIS MODIFICATION):** 4.02%**OVERALL PERCENT +/-:** 5.96%**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

REQUESTING AGENCY REMARKS: This modification continues services to victims of domestic violence in Baltimore City for an additional period to allow DHR enough time to complete the evaluation and award process for new Domestic Violence grant agreements that will be effective 9/1/2007.

FUND SOURCE: 100% Federal**APPROP. CODE:** N00C0111**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 07-1656-1010

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

APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

SUPPLEMENTAL

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ITEM: 13-S-MOD (cont) **ATTACHMENT**

BPW 7/11/2007

PRIOR MODIFICATONS (cont):

Modification #1	\$24,999	Modification extending the contract for 2-weeks to allow processing of second modification requiring Board of Public Works approval.
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**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

INFORMATION TECHNOLOGY CONTRACT

ITEM: 14-IT **Agency Contact:** Ellis Kitchen (410) 260-2994
ekitchen@dbm.state.md.us

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

CONTRACT ID: Microsoft Select and Enterprise Software Re-seller
Contract
ADPICS NO. 050B7800011

CONTRACT DESCRIPTION: Contract to provide for Microsoft software products
and services through a Large Account Re-seller (LAR) at a firm fixed percentage discount off of
the applicable Microsoft Select and Enterprise Price Lists.

AWARD: Software House International, Inc.
Somerset, NJ

TERM: 8/1/2007 - 7/31/2012

AMOUNT: \$55,000,000

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 1%

MBE WAIVER: 24% (See Requesting Agency Remarks)

PERFORMANCE SECURITY: None

INCUMBENT: Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-IT (Cont)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation For Bids (IFB) was advertised on *eMarylandMarketplace.com* and on DBM's website. A copy was also sent to the Governor's Office of Minority Affairs. Copies of the solicitation notice were e-mailed directly to 18 prospective vendors, none of which were Maryland firms or MBEs.

Five bids were received in response to the solicitation. Software House International, Inc. ("SHI") is recommended for contract award as the lowest bidder (see Attachment). SHI's bid is responsive and SHI has also been deemed a responsible bidder.

Under separate agreement with Microsoft, DBM has access to Microsoft prices (called Level D prices) that are only available to a limited number of organizations. This pricing level is typically based on volume licenses usage. Under this solicitation, DBM sought a company with the ability to offer all Microsoft products and services at a firm fixed 'percentage discount off' of the current Microsoft Level D Select and Enterprise Price Lists. DBM will manage the contract resulting from this IFB, but services may be purchased by individual State agencies. This contract may also be used by local governmental entities such as school systems, counties/municipalities and all of Maryland's public higher education institutions.

SHI has submitted a request to waive 24% of the original 25% MBE goal in the solicitation. The contractor has committed to a 1% participation to provide support services related to certain types of software licensing that can be provided under the resulting contract. SHI provided evidence that it has made a good faith effort to achieve the goal but due to a lack of positive response from the firms solicited, SHI could not meet the goal established within the solicitation.

The *Award Amount* shown above is estimated and is based upon firm-fixed discount percentages established in the contract. Payments will be made only for the actual amount of licenses and related services provided.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-IT (Cont)

FUND SOURCE: Various

APPROP. CODE: Various Agencies

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 07-1370-1110

Note: This Item appeared as Item 7-IT on the DBM BPW Agenda of 6/20/2007 and was withdrawn.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENTAL

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BPW 7/11/2007

ITEM: 14-IT (Cont)

ATTACHMENT

<u>Bidder</u>	<u>Evaluated Select Discount %</u>	<u>Evaluated Enterprise Discount</u>	<u>Total Evaluated Discount %</u>	
Software House International, Inc. Somerset, NJ	16.44%	4.00%	20.44%	(1)
Dell, Inc. Round Rock, TX	15.81%	4.36%	20.17%	(2)
PC Mall Gov, Inc. Manassas, VA	15.76%	3.94%	19.7%	(3)
ASAP Software Express, Inc. Chantilly, VA	15.82%	3.61%	19.43%	(4)
Insight Public Sector, Inc. Tempe, AZ	13.43%	3.68%	17.11%	(5)

*Note: Discount is off Microsoft Select and Enterprise Level D Price Lists

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 15-GM **Agency Contact:** T. Eloise Foster (410) 260-7041

DEPARTMENT: Budget and Management (DBM)

FUND SOURCES: (\$128,430,816) General Funds
(\$14,590,448) Special Funds
(\$53,051,834) Federal Funds

APPROP. CODES: See Attachments

AMOUNT OF REQUEST: (\$196,073,098)
(See Attachments for a summary by
Department/Agency)

DESCRIPTION: Under the provisions of §7-213(a), State Finance and Procurement Article, the Governor, with the approval of the Board of Public Works, may reduce, by not more than 25%, any appropriation the Governor considers unnecessary.

REQUESTING AGENCY REMARKS: The Attachments to this Item, for the Board's approval, are the Governor's list of reductions, by Department and Independent Agency. Consistent with the provisions of §7-213(b) of the State Finance and Procurement Article, no appropriations have been reduced for the payment of the principal and interest on State Debt, public schools (including the School for the Deaf and the School for the Blind), or the salary of a public officer during the term of office. No reduction exceeds 25% of the appropriation.

Reversion amounts are shown for informational purposes for the General Assembly and the Judiciary. These reversions will not be part of the reductions to be approved by the Board. The Chief Judge and Legislative leadership have agreed to these reversions.

The Attachments set out the total amount of the reductions for each Agency. These reductions will result in the elimination of 147.4 State employee positions, of which 17 are currently filled. The Attachment also lists the positions to be eliminated.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA****ITEM:** 15-GM (Cont)

The Secretary of Budget and Management has determined that employees who are separated from State employment as a result of this action shall be granted a lump sum payment equivalent to four weeks of pay. These individuals may also receive four months of State paid (the State's and the employee's share) health insurance, dental and prescription benefits. The positions shall be eliminated effective 8/1/2007.

Following approval by the Board of Public Works, the Secretary of Budget and Management will process a Master Budget Amendment at the program level of detail in accordance with §7-209 of the State Finance and Procurement Article.

DBM REMARKS:

Approval recommended.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

AGENCY REDUCTIONS FOR FY 2008
General Funds

Agency	Working Appropriation (in Millions of \$)	Recommended Reduction	Reduction as a % of Leg. Appropriation	FY'08 PIN REDUCTIONS		
				Filled	Vacant	TOTAL
Electricity Generating Equip. Property Tax Grants	30.62	1,000,000	3.27%			
Office of the Public Defender	85.78	332,914	0.39%	-	1.00	1.00
Office of the Attorney General	20.67	344,846	1.67%	-	1.00	1.00
Office of the State Prosecutor	1.20	5,000	0.42%			
Executive Dept - Office of the Governor	9.41	100,000	1.06%			
Exec Dept - Boards, Commissions and Offices	28.32	100,000	0.35%			
Secretary of State's Office	2.31	50,000	2.17%			
Hist. St. Mary's City Commission	2.22	80,000	3.60%			
Dept. of Aging	24.24	250,000	1.03%		3.00	3.00
Commission on Human Relations	2.84	100,000	3.53%			
MD Stadium Authority	14.81	1,000,000	6.75%			
St. Brd of Elections	14.48	107,500	0.74%			
MD Dept of Planning	29.95	594,846	1.99%	2.00	1.00	3.00
Military Dept.	15.32	394,846	2.58%	-	1.00	1.00
Veterans Affairs	9.11	500,000	5.49%			
State Archives	2.84	100,000	3.52%			
Office of Administrative Hearings				1.00		1.00
Office of the Comptroller	72.90	250,000	0.34%			
Treasurer	5.08	51,000	1.00%			
Dept. of Assessments and Taxation	107.99	2,300,000	2.13%			
Dept. of Budget and Management	29.22	500,000	1.71%	-	1.00	1.00
Statewide Expenses	62.25	750,000	1.20%			
Dept. of General Services	62.21	4,129,327	6.64%	-	1.00	1.00
Dept. of Natural Resources	78.07	1,096,343	1.40%	1.00	9.00	10.00
Maryland Department of Agriculture	32.43	364,000	1.12%			
Dept. of Health and Mental Hygiene	3,717.79	46,669,210	1.26%	6.00	19.00	25.00
Dept. of Human Resources	577.86	14,088,533	2.44%	-	3.00	3.00
Dept. of Labor, Licensing and Regulation	16.11	377,649	2.34%	3.00	3.40	6.40
Dept. of Public Safety and Correctional Services	1,035.82	11,000,000	1.06%	-	30.00	30.00
MD State Dept. of Education	5,434.80	10,540,017	0.19%	-	21.00	21.00
Morgan State University	68.13	500,000	0.73%			
MD Public Television	10.05	150,000	1.49%			
Univ. System of MD	1,016.92	12,000,000	1.18%		26.00	26.00
MD Higher Education Commission	430.74	10,979,113	2.55%			
Aid to University of Maryland Medical System	3.05	117,488	3.85%			
Balt. City Community College	40.20	500,000	1.24%			
Dept. of Housing and Community Development	11.65	100,000	0.86%			
Dept. of Business and Economic Development	70.79	2,928,300	4.14%	2.00	8.00	10.00
MD Technology Development Corporation	28.53	500,000	1.75%			
MD Dept. of the Environment	45.31	735,038	1.62%	2.00	1.00	3.00
Dept. of Juvenile Services	233.94	1,244,846	0.53%	-	1.00	1.00
Dept. of State Police	243.20	1,500,000	0.62%			
Total - General Funds:	13,729.17	128,430,816	0.94%	17.00	130.40	147.40

AGENCY REDUCTIONS FOR FY 2008
General Funds

Agency	Working Appropriation (in Millions of \$)	Recommended Reduction	Reduction as a % of Leg. Appropriation	FY'08 PIN REDUCTIONS		
				Filled	Vacant	TOTAL
General Assembly - FY 2008 Reversion	72.26	1,800,000	2.49%			
Judiciary - FY 2008 Reversion	347.10	3,000,000	0.86%			
Excess Dedicated Purpose Account		20,000,000				
TOTAL GENERAL FUND REDUCTIONS AND FY 2008 REVERSIONS		24,800,000				

OTHER REDUCTIONS AND REVERSIONS

FY 2007 Reversion for Lottery due to new instant ticketing 2,300,000

MD State Lottery - SPECIAL FUNDS 351,500
 DHMH - SPECIAL FUNDS - CRF 14,110,000
 DHMH - SPECIAL FUNDS - OTHER 32,626
 DLLR - SPECIAL FUNDS 96,322
Total Reductions - Special Funds: 14,590,448

DHMH -FEDERAL FUNDS - CRF Medicaid 9,280,000
 DHMH -FEDERAL FUNDS - OTHER 39,901,369
 DHR - FEDERAL FUNDS 3,210,453
 DLLR - FEDERAL FUNDS 660,012

Total Reductions - Federal Funds: 53,051,834
TOTAL - ALL FUNDS 220,873,098

ITEM: 15-GM

HAND CARRIED
46B
BPW 7/11/2007

ATTACHMENT 2
SUMMARY BY FUND
PROPOSED REDUCTION ITEMS FOR THE FY 2008 BUDGET

	General Funds	Special Funds	Federal Funds	Total
Approved	128,430,816	480,448	43,771,834	172,683,098
Cigarette Restitution Fund	0	14,110,000	9,280,000	23,390,000
Total Budget Reductions	<u>128,430,816</u>	<u>14,590,448</u>	<u>53,051,834</u>	<u>196,073,098</u>
General Assembly- FY 2008 Rev.	1,800,000			1,800,000
Judiciary- FY 2008 Reversion	3,000,000			3,000,000
Excess Dedicated Purpose Acct.	20,000,000			20,000,000
Total FY 2008 Reductions	<u>153,230,816</u>	<u>14,590,448</u>	<u>53,051,834</u>	<u>220,873,098</u>
FY 2007:				
General Reversions	34,286,612			34,286,612
Additional Revenue or Reversions	25,913,500 ¹	-351,500 ¹	0	25,562,000
GRAND TOTAL	<u>213,430,928</u>	<u>14,238,948</u>	<u>53,051,834</u>	<u>280,721,710</u>

Note: 1. The \$351,000 Special Fund cut in the Lottery generates General Fund Revenue. It is adjusted out in the Special Fund Column to keep from double counting the cut in the totals.

Agency Code	Department or Agency	Program Code	Program Name	Position Number	Class Code	Classification	Filled or Vacant	FTE	Grade	Budgeted Salary
C80	Office of the Public Defender	C80B0002	District Operations	082975	1318	Office Secy I	Vacant	1.0	8	33,577
C81	Office of the Attorney General	C81C0001	Legal Counsel and Advice	085698	6094	Administrator I	Vacant	1.0	16	57,294
D26	Department of Aging	D26A0701	General Administration	002215	5476	Program Manager I	Vacant	1.0	19	60,380
D26	Department of Aging	D26A0701	General Administration	050548	4552	Accountant Supervisor II	Vacant	1.0	18	64,039
D26	Department of Aging	D26A0701	General Administration	083021	1505	Human Services Specialist IV	Vacant	1.0	15	50,245
D40	Department of Planning	D40W0102	Communications & Intergovernmental Affairs	064824	2711	Admin Officer I	Filled	1.0	13	45,436
D40	Department of Planning	D40W0104	Planning Services	079072	1275	Planner V	Filled	1.0	18	62,827
D40	Department of Planning	D40W0109	Research Survey & Registration	045678	6094	Administrator I	Vacant	1.0	16	40,935
D50	Military Department	D50H0105	State Operations	077624	2586	Administrator I	Vacant	1.0	16	40,935
D99	Office of Administrative Hearings	D99A1101	General Administration	069683	1376	Office Services Clerk	Filled	1.0	8	34,188
F10	Department of Budget and Management	F10A0102	Office of the Secretary - Division of Finance & Administration	032968	4528	Fiscal Services Administrator I	Vacant	1.0	14	64,657
H00	Department of General Services	H00B0101	Office of Facilities Security	006021	4131	Police Chief I	Vacant	1.0	112	50,676
K00	Department of Natural Resources	K00A0101	Office of the Secretary - Secretariat	014760	5484	Prgm Mgr Senior III	Filled	1.0	19	112,105
K00	Department of Natural Resources	K00A0101	Office of the Secretary - Secretariat	075352	5482	Prgm Mgr Senior I	Filled	1.0	23	91,152
K00	Department of Natural Resources	K00A0103	Office of the Secretary - Finance & Administrative Service	013709	2711	Admin Officer I	Vacant	1.0	6	40,688
K00	Department of Natural Resources	K00A0105	Office of the Secretary - Information Technology Service	013792	4409	Computer Info Services Spec II	Vacant	1.0	15	38,458
K00	Department of Natural Resources	K00A0106	Office of the Secretary - Office of Communications & Marketing	013616	2378	Pub Affairs Officer II	Vacant	1.0	18	50,245
K00	Department of Natural Resources	K00A0209	Forestry Service	013437	4462	Nat Res Tech VI	Vacant	1.0	14	46,732
K00	Department of Natural Resources	K00A0209	Forestry Service	014135	3127	Obs-Parks Program Manager I	Vacant	1.0	15	38,458
K00	Department of Natural Resources	K00A0209	Forestry Service	014146	4462	Nat Res Tech VI	Vacant	1.0	13	45,864
K00	Department of Natural Resources	K00A0401	Maryland Park Service - State-wide Operations	013996	2140	Park Services Associate II	Vacant	1.0	13	33,977
K00	Department of Natural Resources	K00A1207	Resource Assessment Service - Maryland Geological Survey	014788	5479	Prgm Mgr IV	Vacant	1.0	15	87,060
M00	Department of Health and Mental Hygiene	M00A0102	Office of the Secretary - Financial Management Administration	015330	4374	Internal Auditor Lead	Vacant	1.0	12	59,427
M00	Department of Health and Mental Hygiene	M00A0102	Office of the Secretary - Financial Management Administration	055149	1362	Office Secy III	Vacant	1.0	13	38,345
M00	Department of Health and Mental Hygiene	M00C0101	Operations - Executive Direction	015263	1275	Planner V	Vacant	1.0	15	65,905
M00	Department of Health and Mental Hygiene	M00C0101	Operations - Executive Direction	062272	6095	Administrator II	Vacant	1.0	17	43,585
M00	Department of Health and Mental Hygiene	M00C0103	Operations - Information Resources Management Administration	049458	4470	DP Programmer Analyst II	Vacant	1.0	15	62,328
M00	Department of Health and Mental Hygiene	M00F0203	Community Health Administration - Community Health Services	016037	6094	Administrator I	Filled	1.0	16	53,099
M00	Department of Health and Mental Hygiene	M00K0201	Alcohol and Drug Abuse Administration	018576	0713	Prgm Admin II Addctn	Vacant	1.0	3	49,631
M00	Department of Health and Mental Hygiene	M00L0301	Walter P. Carter Community Health Center	018963	4293	Asst Dir of Nursing Psych	Vacant	1.0	20	52,842
M00	Department of Health and Mental Hygiene	M00L0301	Walter P. Carter Community Health Center	023448	4266	Occupational Therapist II	Vacant	1.0	16	40,935
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	019333	3617	Hlth Records Tech II	Vacant	1.0	9	25,742
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	019838	4293	Asst Dir of Nursing Psych	Filled	1.0	20	75,062
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	019975	4293	Asst Dir of Nursing Psych	Vacant	1.0	15	75,062
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	020094	0143	Research Statistician III	Vacant	1.0	16	30,066
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	020188	0479	Coord Spec Prgms Hlth Serv III Mnt Hlth	Filled	1.0	14	49,851
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	022732	2823	Maint Chief II Non Lic	Vacant	1.0	11	26,649
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	023515	3667	Nursing Home Admin II	Filled	1.0	17	61,738
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	023654	3617	Hlth Records Tech II	Vacant	1.0	9	26,649
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	048277	4293	Asst Dir of Nursing Psych	Vacant	1.0	20	75,062
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	058801	4266	Occupational Therapist II	Vacant	1.0	16	56,755
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	023496A	4284	Registered Nurse	Vacant	0.5	16	20,468
M00	Department of Health and Mental Hygiene	M00L0901	Spring Grove Hospital Center	023687B	4003	Direct Care Asst II	Vacant	0.5	7	11,832
M00	Department of Health and Mental Hygiene	M00L1001	Clifton T. Perkins Hospital Center	023844	2909	Asst Supt III State Hospital	Vacant	1.0	21	56,385
M00	Department of Health and Mental Hygiene	M00L1001	Clifton T. Perkins Hospital Center	050604	4610	Physician Program Manager III	Vacant	1.0	38	133,241
M00	Department of Health and Mental Hygiene	M00L1001	Clifton T. Perkins Hospital Center	068496	2148	Psychology Services Chief	Vacant	1.0	20	52,842
M00	Department of Health and Mental Hygiene	M00L1201	Upper Shore Community Mental Health Center	020230	3370	Volunteer Activities Coord III	Filled	1.0	12	43,456

Agency Code	Department or Agency	Program Code	Program Name	Position Number	Class Code	Classification	Filled or Vacant	FTE	Grade	Budgeted Salary
M00	Department of Health and Mental Hygiene	M00L1201	Upper Shore Community Mental Health Center	053353	1995	Social Work Prgm Admin, Health Svcs	Filled	1.0	18	66,535
N00	Department of Human Resources	N00B0004	Social Services Administration - General Administration	029221	5478	Prgm Mgr III	Vacant	1.0	21	56,385
N00	Department of Human Resources	N00G0005	Local Department Operations - General Administration	204772	0989	Agency Budget Specialist Supv	Vacant	1.0	17	43,585
N00	Department of Human Resources	N00I0004	Family Investment Office - Director's Office	208041	2589	Administrator IV	Vacant	1.0	19	49,530
P00	Department of Labor, Licensing, and Regulation	P00B0104	Division of Administration - Office of General Services	032924	1756	Admin Spec II	Filled	1.0	11	40,814
P00	Department of Labor, Licensing, and Regulation	P00B0104	Division of Administration - Office of General Services	063926	0760	Offset Machine Operator II	Filled	1.0	7	29,672
P00	Department of Labor, Licensing, and Regulation	P00B0104	Division of Administration - Office of General Services	075875	0760	Offset Machine Operator II	Filled	1.0	7	23,664
P00	Department of Labor, Licensing, and Regulation	P00B0105	Division of Administration - Office of Information Technology	032230	4414	Computer Network Spec Supr	Vacant	1.0	13	68,366
P00	Department of Labor, Licensing, and Regulation	P00B0105	Division of Administration - Office of Information Technology	032822	4413	Computer Network Spec II	Vacant	1.0	14	60,570
P00	Department of Labor, Licensing, and Regulation	P00C0102	Division of Financial Regulation	032884	6217	Admin Officer I	Vacant	0.4	13	13,591
P00	Department of Labor, Licensing, and Regulation	P00G0103	Division of Workforce Development - Office of Employment Training	030587	3211	Job Service Spec III	Vacant	1.0	12	43,861
Q00	Department of Public Safety & Correctional Services	Q00A0106	Division of Capital Construction and Facilities Maintenance	048804	2572	Admin Aide	Vacant	1.0	11	25,106
Q00	Department of Public Safety & Correctional Services	Q00A0108	Office of the Secretary - Office of Treatment Services	056477	4284	Registered Nurse	Vacant	1.0	16	40,935
Q00	Department of Public Safety & Correctional Services	Q00A0108	Office of the Secretary - Office of Treatment Services	084003	0613	Psychologist II	Vacant	1.0	19	49,530
Q00	Department of Public Safety & Correctional Services	Q00B0202	Jessup Correction Institution	068966	4067	Corr Maint Off II Metal Maint	Vacant	1.0	14	36,142
Q00	Department of Public Safety & Correctional Services	Q00B0301	Baltimore Region - Metropolitan Transition Center	050068	3370	Volunteer Activities Coord III	Vacant	1.0	12	28,300
Q00	Department of Public Safety & Correctional Services	Q00B0402	Hagerstown Region - Maryland Correctional Training Center	034879	1563	A/D Associate Counselor	Vacant	1.0	14	36,142
Q00	Department of Public Safety & Correctional Services	Q00B0501	Maryland Correctional Institution for Women	068805	2711	Admin Officer I	Vacant	1.0	13	33,977
Q00	Department of Public Safety & Correctional Services	Q00B0603	Jessup Pre-Release Unit	045836	1561	A/D Supervised Counselor	Vacant	1.0	12	31,955
Q00	Department of Public Safety & Correctional Services	Q00B0603	Jessup Pre-Release Unit	064473	4034	Corr Diet Off II Cooking	Vacant	1.0	14	36,142
Q00	Department of Public Safety & Correctional Services	Q00B0605	Southern Maryland Pre-Release Unit	035700	3290	Corr Case Mgmt Spec Trainee	Vacant	1.0	12	31,955
Q00	Department of Public Safety & Correctional Services	Q00B0605	Southern Maryland Pre-Release Unit	054930	4074	Corr Maint Services Off	Vacant	1.0	15	38,458
Q00	Department of Public Safety & Correctional Services	Q00B0611	Maryland Correction Pre-Release System - Central Laundry Facility	035767	4034	Corr Diet Off II Cooking	Vacant	1.0	14	36,142
Q00	Department of Public Safety & Correctional Services	Q00B0611	Maryland Correction Pre-Release System - Central Laundry Facility	064547	4034	Corr Diet Off II Cooking	Vacant	1.0	14	36,142
Q00	Department of Public Safety & Correctional Services	Q00B0612	Toulson Boot Camp	034166	1561	A/D Supervised Counselor	Vacant	1.0	12	31,955
Q00	Department of Public Safety & Correctional Services	Q00B0701	Eastern Correctional Institution	057925	4551	Accountant Supervisor I	Vacant	1.0	17	43,585
Q00	Department of Public Safety & Correctional Services	Q00B0901	Maryland Correctional Enterprises	033710	6732	Accountant II	Vacant	1.0	15	38,458
Q00	Department of Public Safety & Correctional Services	Q00B0901	Maryland Correctional Enterprises	035391	5315	MCE Officer Maint & Const	Vacant	1.0	14	42,148
Q00	Department of Public Safety & Correctional Services	Q00C0202	Division of Parole and Probation - Field Operations	048441	1318	Office Secy I	Vacant	1.0	8	25,106
Q00	Department of Public Safety & Correctional Services	Q00C0202	Division of Parole and Probation - Field Operations	048444	1376	Office Services Clerk	Vacant	1.0	8	25,106
Q00	Department of Public Safety & Correctional Services	Q00C0202	Division of Parole and Probation - Field Operations	057661	1136	Drinking Driver Monitor I	Vacant	1.0	11	36,142
Q00	Department of Public Safety & Correctional Services	Q00C0202	Division of Parole and Probation - Field Operations	057674	1138	Drinking Driver Monitor Supervisor	Vacant	1.0	14	36,142
Q00	Department of Public Safety & Correctional Services	Q00C0202	Division of Parole and Probation - Field Operations	062585	1136	Drinking Driver Monitor I	Vacant	1.0	11	40,935
Q00	Department of Public Safety & Correctional Services	Q00C0202	Division of Parole and Probation - Field Operations	068958	5478	Prgm Mgr III	Vacant	1.0	21	56,385
Q00	Department of Public Safety & Correctional Services	Q00C0202	Division of Parole and Probation - Field Operations	072839	1138	Drinking Driver Monitor Supervisor	Vacant	1.0	14	36,142
Q00	Department of Public Safety & Correctional Services	Q00C0202	Division of Parole and Probation - Field Operations	078178	1318	Office Secy I	Vacant	1.0	8	25,106
Q00	Department of Public Safety & Correctional Services	Q00P0003	Baltimore City Detention Center	067899	0624	Psychologist Correctional	Vacant	1.0	19	52,842
Q00	Department of Public Safety & Correctional Services	Q00P0003	Baltimore City Detention Center	070228	4027	Corr Case Management Spec II	Vacant	1.0	16	31,955
Q00	Department of Public Safety & Correctional Services	Q00P0003	Baltimore City Detention Center	083321	1561	A/D Supervised Counselor	Vacant	1.0	12	40,935
Q00	Department of Public Safety & Correctional Services	Q00P0004	Central Booking and Intake Facility	067806	4027	Corr Case Management Spec II	Vacant	1.0	16	36,142
Q00	Department of Public Safety & Correctional Services	Q00P0004	Central Booking and Intake Facility	070566	4050	Corr Maint Off I Electrical	Vacant	1.0	13	33,977
R00	Maryland State Department of Education	R00A0101	Office of the State Superintendent	039414	6093	Personnel Officer II	Vacant	1.0	15	55,768
R00	Maryland State Department of Education	R00A0101	Office of the State Superintendent	040380	5055	Educ Program Spec I	Vacant	1.0	21	80,066
R00	Maryland State Department of Education	R00A0101	Office of the State Superintendent	082517	6669	DP Quality Assurance Spec	Vacant	1.0	18	67,821
R00	Maryland State Department of Education	R00A0102	Division of Business Services	039351	6319	Accountant I	Vacant	1.0	14	36,142
R00	Maryland State Department of Education	R00A0102	Division of Business Services	039362	3319	Agency Buyer III	Vacant	1.0	12	31,955
R00	Maryland State Department of Education	R00A0102	Division of Business Services	039454	5298	Staff Specialist III Education	Vacant	1.0	18	64,657

Agency	Program	Position	Class	Filled or		Budgeted				
Code	Code	Number	Code	Vacant	FTE	Salary				
R00	Maryland State Department of Education	R00A0102	Division of Business Services	039781	5297	Staff Specialist II Education	Vacant	0.5	16	20,468
R00	Maryland State Department of Education	R00A0102	Division of Business Services	082538	5298	Staff Specialist III Education	Vacant	1.0	18	60,473
R00	Maryland State Department of Education	R00A0102	Division of Business Services	083541	6022	Agency Procurement Specialist I	Vacant	1.0	13	22,316
R00	Maryland State Department of Education	R00A0112	Division of Student and School Services	046506	5056	Educ Program Spec II	Vacant	1.0	22	84,610
R00	Maryland State Department of Education	R00A0113	Division of Special Education/Early Intervention Services	029230	5055	Educ Program Spec I	Vacant	1.0	21	57,470
R00	Maryland State Department of Education	R00A0113	Division of Special Education/Early Intervention Services	058687	5056	Educ Program Spec II	Vacant	1.0	22	60,177
R00	Maryland State Department of Education	R00A0114	Division of Career Technology and Adult Learning	039587	2572	Admin Aide	Vacant	0.5	11	20,785
R00	Maryland State Department of Education	R00A0117	Division of Library Development and Services	039635	6119	Admin Spec II	Vacant	1.0	11	37,940
R00	Maryland State Department of Education	R00A0117	Division of Library Development and Services	069806	5298	Staff Specialist III Education	Vacant	1.0	18	64,657
R00	Maryland State Department of Education	R00A0118	Divison of Certification and Accreditation	039703	2572	Admin Aide	Vacant	1.0	11	35,929
R00	Maryland State Department of Education	R00A0118	Division of Certification and Accreditation	082527	5055	Educ Program Spec I	Vacant	1.0	21	81,596
R00	Maryland State Department of Education	R00A0120	Division of Rehabilitation Services - Headquarters	040338	1362	Office Secy III	Vacant	1.0	10	38,000
R00	Maryland State Department of Education	R00A0120	Division of Rehabilitation Services - Headquarters	040436	4127	Police Officer III	Vacant	1.0	108	51,005
R00	Maryland State Department of Education	R00A0120	Division of Rehabilitation Services - Headquarters	040532	6612	Personnel Administrator I	Vacant	1.0	17	54,033
R00	Maryland State Department of Education	R00A0120	Division of Rehabilitation Services - Headquarters	040545	1362	Office Secy III	Vacant	1.0	10	39,051
R00	Maryland State Department of Education	R00A0122	Division of Rehab Services - Workforce and Technology Center	040596	5165	Voc Rehab Spec II	Vacant	1.0	13	40,688
R30	University System of Maryland	R30	System - wide; to be determined at a later date				Vacant	26.0		
T00	Department of Business and Economic Development	T00A0001	Office of the Secretary - Secretariat Services	016060	6217	Admin Officer I	Vacant	1.0	13	39,228
T00	Department of Business and Economic Development	T00A0001	Office of the Secretary - Secretariat Services	050574	6173	Computer User Support Spec I	Vacant	1.0	10	52,600
T00	Department of Business and Economic Development	T00A0001	Office of the Secretary - Secretariat Services	056714	6096	Administrator III	Vacant	1.0	15	66,535
T00	Department of Business and Economic Development	T00A0001	Office of the Secretary - Secretariat Services	066344	6413	Management Assoc	Vacant	1.0	10	46,587
T00	Department of Business and Economic Development	T00B0001	Division of Administration and Information Technology	062801	6304	Admin Officer II	Vacant	1.0	12	48,455
T00	Department of Business and Economic Development	T00E0001	Division of Business Development	030654	6096	Administrator III	Filled	1.0	18	65,905
T00	Department of Business and Economic Development	T00E0001	Division of Business Development	031884	5014	Industrial Development Supervisor	Filled	1.0	20	78,684
T00	Department of Business and Economic Development	T00E0001	Division of Business Development	062811	6296	Administrator V	Vacant	1.0	20	52,842
T00	Department of Business and Economic Development	T00G0002	Office of Tourism Development	050572	5783	Program Manager Senior II	Vacant	1.0	24	94,536
T00	Department of Business and Economic Development	T00G0002	Office of Tourism Development	063958	6389	Computer Information Services Specialist II	Vacant	1.0	15	55,768
U00	Department of the Environment	U00A0202	Administrative and Employee Services Administration	015405	3235	Admin Officer II	Vacant	1.0	14	47,547
U00	Department of the Environment	U00A0501	Technical and Regulatory Services Administration	014629	1274	Planner V	Filled	1.0	17	61,738
U00	Department of the Environment	U00A1001	Coordinating Offices	062835	2378	Pub Affairs Officer II	Filled	1.0	15	49,303
V00	Department of Juvenile Services	V00D0201	Departmental Support	027209	5475	Admin Prog Mgt IV	Vacant	1.0	22	76,251
							TOTAL	147.4		

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES CONTRACT

ITEM: 1-AE **Agency Contact:** James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION: University of Maryland, College Park

CONTRACT ID: B-000410-N
Project No.07-284-866-00
Satellite Central Utilities Building (SCUB) V
University of Maryland, College Park, MD

CONTRACT APPROVED: IDC A/E Services (USM Item 5-A/E 12/6/2006)

CONTRACTOR: Marshall Craft Associates, Inc.
Baltimore, MD 21212-2609

CONTRACT DESCRIPTION: Architect/Engineer (A/E) to provide complete design services for the Satellite Central Utilities Building (SCUB) V at the University of Maryland, College Park, MD. The project will provide a 5,000 GSF building of mechanical space that will house a chilled water plant, hot water plant, and domestic hot water plant including underground utilities to 10 "client" buildings. SCUB V will include a 200 SF operator office, a 200 SF refrigerant storage room and 1000 SF restroom/shower/locker facility for maintenance staff.

TERM: Design 18 months 07/11/2007-01/11/2009
Construction Administration Phase: 14 months from construction award

AMOUNT: \$1,541,380

PROCUREMENT METHOD: USM Procurement Policies and Procedures for Architectural and Engineering Services Selection

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: N/A

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 1-AE (continued)

REQUESTING INSTITUTION REMARKS: This contract is being awarded as a task order under the existing IDC A/E contract with Marshall Craft Associates. Task Orders are assigned to IDC A/E firms on a rotating basis, with award contingent on negotiation of an acceptable fee proposal. The A/E has submitted an acceptable fee proposal and the University seeks Board approval to issue the task order to proceed with the design of the project. The fee includes design and construction administration services. The University's estimate was \$1,212,750. The estimated construction cost for this project is \$13,250,000.

Marshall Craft Associates, Inc. brings a strong, experienced, integrated design team to the project. The proposal demonstrates Marshall Craft Associates' understanding of the cost and schedule requirements for this project. Past performance, based on review of completed projects, indicates that the A/E is capable of performing successfully on this project.

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:	USM Academic/Auxiliary Facility Revenue Bonds
APPROP CODE:	N/A
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	07-1600-1111

BOARD OF PUBLIC WORKS ACTION:

APPROVED **DISAPPROVED**
WITH DISCUSSION ✓

THE ABOVE REFERENCED ITEM WAS:

DEFERRED **WITHDRAWN**
WITHOUT DISCUSSION

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 2-C MOD

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

INSTITUTION:

University of Maryland College Park

CONTRACT ID:

Contract No. F-124020-K
Project No. 05-194-622-00
Addition to Van Munching Hall
University of Maryland College Park

CONTRACT APPROVED:

USM Item 1-C, 10/05/05
USM Item 1-C MOD (GMP), 7/26/06

CONTRACTOR:

Holder Construction Company
Herndon, VA

CONTRACT DESCRIPTION: The Construction Manager (CM) provides construction management services for both pre-construction/design and the construction phase, inclusive of constructing the project. Construction is being performed at a guaranteed maximum price (GMP) that was competitively solicited by the CM via trade subcontract bidding. The project consists of constructing a 38,440 GSF addition to Van Munching Hall for the Robert H. Smith School of Business. The addition will accommodate continued expansion of the Executive MBA program and new faculty hires. The new addition will house multi-media classrooms, meeting rooms, faculty and staff offices and technical support spaces.

MODIFICATION DESCRIPTION: The proposed modification is a GMP for construction of the Southwest District Landscape Improvements Phase 2 (Gateway) to include site demolition and excavation, site development, and installation of hardscape and landscaping elements to form the southern end of the recently created Mall immediately adjacent to Van Munching Hall. Plant material, site work and hardscape material included in this modification are intended to match and align with the work being performed by Holder as part of its base contract.

TERM OF ORIGINAL CONTRACT:

10/07/2005 – 09/26/2007 (Pre-Construction and Construction Phases)

TERM OF MODIFICATION:

No additional time required. Current substantial completion date is 10/04/2007.

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

ITEM: 2-C MOD (continued)

AMOUNT OF ORIGINAL CONTRACT:	\$ 220,000 (Pre-construction services)
AMOUNT OF THIS MODIFICATION:	\$ 1,338,543 (GMP #2)
PRIOR MODIFICATIONS/OPTIONS:	\$ 18,210,927
REVISED TOTAL CONTRACT AMOUNT:	\$ 19,769,470
PERCENT +/- (THIS MODIFICATION):	7.4%
FUND SOURCE:	Private Donations
ORIGINAL PROCUREMENT METHOD:	Competitive Sealed Proposals
MBE PARTICIPATION:	25%.
PERFORMANCE SECURITY:	Payment and performance bonds at 100% of contract modification amount

REQUESTING INSTITUTION REMARKS: The Gateway project will commence in July 2007 and will be completed by September 2007. This timeline is concurrent with all of the landscaping activity being undertaken within the base contract for the Van Munching North Addition. The scope of work, the timing of the work, and the proximity of the work site are all very tightly aligned with the original scope of work. This modification eliminates conflicts associated with occupancy of the site by two different contractors, thereby avoiding potential time delays and subsequent related costs.

Holder has presented a competitively bid GMP for this added work, which includes 25% MBE participation, consistent with the original contract goal.

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 2-C MOD (continued)

REQUESTING INSTITUTION REMARKS: (continued) 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: Private Funds

APPROP CODE: N/A

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 07-1620-1111

BOARD OF PUBLIC WORKS ACTION:

APPROVED ~~DISAPPROVED~~

WITH DISCUSSION

THE ABOVE REFERENCED ITEM WAS:

DEFERRED **WITHDRAWN**

WITHOUT DISCUSSION

UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

REAL PROPERTY: Acquisition by Purchase

ITEM: 3-RP

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

INSTITUTION: University of Maryland, College Park

PROPERTY: 3.5 acre parcel of land contiguous to Mowatt Lane in College Park
and adjacent to the University of Maryland, College Park

GRANTOR:

Corporation of the Presiding Bishop of the
Church of Jesus Christ of Latter-Day Saints
LDS RE DIV
50E North Temple
Salt Lake City, UT 84150

GRANTEE: State of Maryland for the use of the University System of Maryland on
behalf of the University of Maryland, College Park

APPRAISED VALUE:

<u>Phillip R. Lamb & Co.:</u>	\$39,200	value based on open space; no assemblage or development value
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<u>Erin Gatewood, MAI:</u>	\$155,000	value based on expansion of existing use or assemblage with adjacent land parcel(s)
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CONTRACT AMOUNT: \$140,000

DESCRIPTION: The Contract of Sale and Special Warranty Deed are for to purchase in fee simple 3.5 acres of property currently owned by the Church of Latter-day Saints located on Mowatt Lane in College Park. The negotiated purchase price is \$140,000 based on appraisals and subsequent discussions with County staff regarding land use and development potential. The Church initially asserted a value of approximately \$525,000 based upon single family zoning at 6-7 lots but without regard for significant environmental restrictions. Based upon a site analysis, verification of the development potential with the county and the appraiser's valuations, a

**UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 3-RP

DESCRIPTION: (continued)

proposed purchase price of \$140,000 was agreed upon for the 3.5 acres. As a part of the transaction, the University will provide the Church legal use of its existing access to Mowatt Lane across a small section of University land. The Church will also retain any mineral rights on the conveyed property. The reservation of mineral rights is a standard requirement of the Grantor; however, its ability to actually avail itself of these rights (if any actually were found to exist) is remote because of zoning and the surrounding environment. The mineral rights reservation requires the Church to assume all liability attributable to the exercise of such rights and to not create environmental harm, damage existing improvements, or preclude the property from being otherwise used or improved without undue additional expense.

REMARKS: The University of Maryland, College Park owns an 8.6 acre parcel of land adjacent to the Church, known as Buddington North. Buddington North has severely inadequate access to any surrounding public road which results in reduced property value and development potential. The Church property has long been proposed as the preferred means of access to Buddington North. After more than two years of negotiations, the Church agreed to sell the entire southern half of its property to provide the University with this access. The balance of the property outside of the proposed access road is wooded and planned to be put into preservation.

This acquisition was approved by the University System of Maryland Board of Regents at its meeting on February 13, 2007.

FUND SOURCE: Current Unrestricted Funds

APPROP CODE: R30B22

BOARD OF PUBLIC WORKS

APPROVED DISAPPROVED

WITH DISCUSSION

THE ABOVE REFERENCED ITEM WAS:

DEFERRED **WITHDRAWN**

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
July 11, 2007

Contact: Gene L. Neff, P.E. (410) 585-3026
 Email: gneff@dpscs.state.md.us

ITEM 1-C
CONSTRUCTION CONTRACT

Division of Pre-Trial Detention and
 Services

Baltimore City Detention Center

CONTRACT NO. & TITLE

KT-000-050-C02
 New Medium Voltage Electrical Equipment

ADPICS NUMBER

603B8200001

DESCRIPTION:

New 15 KV switch gear and associated underground cabling and splicing at the Jail Industries Building and remove existing switch gear at the Graves Street Facility.

PROCUREMENT METHOD

Sole Source

AWARD

BGE

AMOUNT

\$80,332.00

PERFORMANCE PERIOD

30 Working Days

FUND SOURCE

Item 066, MCCBL 2005
 (Demolition of properties at Baltimore City Detention Center)

REMARKS: The Graves Street Building which is slated for demolition has a large BGE-owned switch gear and feeder equipment located in a vault at street level that provides power to both the Graves Street Building and the nearby Jail Industries (JI) Building. The JI Building houses 500 detainees and will remain occupied and in operation even after the Graves Street Building is demolished. The power supply to each building needs to be separated so that the JI Building may continue to operations after the Graves Street Building demolition. This work can only be done by BGE, the utility company serving the area where the buildings are located.

TAX COMPLIANCE NO.: 07-1686-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THE ABOVE REFERENCED ITEM WAS:

APPROVED **DISAPPROVED**

DEFERRED **WITHDRAWN**

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT E

1E

MARYLAND ENVIRONMENTAL SERVICE

July 11, 2007

Agency Contact: Ellen Frketic (410) 729-8307
efrke@menv.com

CONSTRUCTION CONTRACT

ITEM: 1-C

CONTRACT ID: MES Project # 07-05-45
Greenbrier State Park
Cleaning and Inspection of Sewer Collection System

CONTRACT DESCRIPTION: Cleaning and closed-circuit television inspection of approximately 12,000 linear feet of sanitary sewer pipeline and inspection of approximately 50 manholes. This work will identify specific sections of the collection system that need rehabilitation/replacement measures to restore capacity and structural integrity.

TERM OF CONTRACT: 60 days

AMOUNT: \$18,131.50

PROCUREMENT METHOD: Competitive Sealed Bids

BIDS:

TRB Specialty Rehabilitation Division Heitkamp, Inc.	Gambrills, Maryland	\$18,131.50
MPS Utilities/St Onge Corp.	Alexandra, Virginia	\$28,528.00
Video Pipe Service, Inc	Beltsville, Maryland	\$30,314.00
Tri-State Grouting	Bear, Delaware	\$46,285.00

MBE PARTICIPATION: 17%

AWARD: TRB Specialty Rehabilitation Division Heitkamp, Inc.

REMARKS: The solicitation was advertised in *eMaryland Marketplace*, MES Bid Board, and MES Web page in April 2007. Notices of the solicitation were sent to 25 contractors and 4 firms responded.

SUPPLEMENT E
MARYLAND ENVIRONMENTAL SERVICE
July 11, 2007

2E

ITEM: 1-C (Cont.)

REMARKS (Cont.)

The low bidder is TRB Specialty Rehabilitation Division Heitkamp, Inc. The bid amount is within budget and appears to be a fair and reasonable price.

FUND SOURCE: MCCBL of 2006

APPROPR. CODE: 065MCCBL06, PCA #10943

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1339-0111

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SUPPLEMENT E

MARYLAND ENVIRONMENTAL SERVICE

July 11, 2007

Agency Contact: Ellen Frketic (410) 729-8307
efrke@menv.com

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 2-AE

CONTRACT NO. AND TITLE: MES Project # 07-05-57
Elk Neck State Park
Phase II Wastewater Upgrades
Alternatives Evaluation and Report

CONTRACT DESCRIPTION: Evaluate existing wastewater treatment plant (WWTP) and develop alternative methods of treatment for nitrogen and phosphorus removal.

AWARD: Rummel, Klepper & Kahl, LLP
81 Mosher Street
Baltimore 21217-4250

TERM OF CONTRACT: 30 days

AMOUNT: \$13,492.19

PROCUREMENT METHOD: MES A/E Short List

MBE PARTICIPATION: 0%

REMARKS: The Elk Neck State Park WWTP was upgraded in 2005 to accommodate flows from the new NorthBay Environmental Training Center. MES applied to modify the discharge permit to allow discharge of 150,000 gallons per day (the existing permit was for 108,000 gpd) based on projected flow estimates provided by the consultant to the youth education camp developer. MDE issued a revised discharge permit for the increased flow that also included discharge limits for nitrogen and phosphorus, which would require the addition of a new treatment plant with enhanced nutrient removal processes. Because MES could not obtain funding for a new treatment plant for several years, MDE approved the upgrade of existing process equipment and installation of a flow equalization tank to handle peak flows, with the understanding the rest of the facility (i.e. new wastewater process tanks and equipment) would be installed as Phase II upgrades once the funding was appropriated.

SUPPLEMENT E

MARYLAND ENVIRONMENTAL SERVICE

July 11, 2007

ITEM: 2-AE (Cont.)**REMARKS (Cont.)**

The projected flow quantities have not materialized to the extent anticipated by the developer's consultants. As a result, MES has initiated discussion with MDE to considerably reduce the permitted discharge rate. Although the quantity of nutrients (in pounds per year) will not change, the reduced flows will allow a slightly higher concentration (in milligrams per liter) and a new facility may not be necessary. MES has asked the consultant to explore all reasonable options for upgrading the plant to meet its discharge permit requirements for nitrogen and phosphorus removal while minimizing the cost to the State.

The A/E was selected for this contract because of its previous experience designing the Phase I improvements to Elk Neck WWTP. There is no MBE participation goal for this project as there are no opportunities to subcontract. MBE goals will be established for the design and construction of the Phase II improvements.

<u>FUND SOURCE:</u>	MCCBL of 2006
<u>APPROPR. CODE:</u>	065 MCCBL 06 PCA # 10940
<u>RESIDENCE BUISNESS:</u>	Yes
<u>MD TAX CLEARANCE:</u>	07-1673-0111

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

99

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-07-007 A, B & C
Comprehensive Paving Improvements 2007
At BWI & MTN
ADPICS NO: MAACO07007A
MAACO07007B
MAACO07007C

CONTRACT DESCRIPTION: The work to be performed under this contract will be to provide all labor, materials and equipment necessary for airside and landside paving at BWI and MTN. The work includes asphalt and concrete paving, joint repairs and sealing; excavation and grading; reconstruction of manholes and inlets; maintenance of traffic, and sediment and erosion control.

AWARD:	<u>LANDSIDE</u>	<u>AIRSIDE</u>
	P. Flanigan & Sons, Inc. Baltimore, MD	P. Flanigan & Sons, Inc. (Contract A) Baltimore, MD
	American Infrastructure Fallston, MD	American Infrastructure (Contract B) Fallston, MD
	American Asphalt Paving Co., Inc. (Contract C) Baltimore, MD	

TERM OF CONTRACT: Three (3) years

AMOUNT: \$5,500,000.00

PROCUREMENT METHOD: **Competitive Sealed Bidding (Multi-Step)**

LANDSIDE BIDS:	<u>Technical</u>	<u>Evaluated Price</u> <u>(Based on 4 projects)</u>
American Asphalt Paving, Co., Inc. Baltimore, MD	Acceptable	\$206,940.00
P. Flanigan & Sons Inc Baltimore, MD	Acceptable	\$207,453.00
American Infrastructure Baltimore, MD	Acceptable	\$220,582.50

ITEM: 1-C (Continued)

BPW – 07/11/07

AIRSIDE PROPOSALS:

	<u>Technical</u>	<u>Evaluated Price</u> <u>(Based on 5 projects)</u>
P. Flanigan & Sons Inc Baltimore, MD	Acceptable	\$1,699,298.10
American Infrastructure Baltimore, MD	Acceptable	\$1,961,741.50

MBE PARTICIPATION: 10%**PERFORMANCE SECURITY:** A Performance Bond at 100% of Contract Amount exists.

REMARKS: The engineers estimate for landside tasks is \$229,225.00 and \$2,053,489.50 for airside tasks. Three (3) bids were received and evaluated by an Evaluation and Selection Committee. Two (2) bids were found to be technically acceptable for airside work and all three (3) bids were found to be technically acceptable for landside work. Bids were evaluated based on the cost of tasks compared to the engineer's estimate. The cost was found to be fair and reasonable. The award is being recommended for two (2) airside contractors and three (3) landside contractors. Task will be awarded per task to the contractors with the lowest bid for that task. As the task arise, MAA will compete each task among the awarded contractors.

MAA advertised on eMaryland Marketplace on April 30, 2007. Nine (9) sets of specifications were sold and three (3) contractors submitted bids.

The contract amount is based on the final budget amount. None of the contractors have a guaranteed minimum or maximum amount, except for the overall budget limitation.

APPROPRIATION CODE: JO6100003**FUND SOURCE:** 100% Special Funds Budgeted to MAA**RESIDENT BUSINESS:** Yes

MD TAX CLEARANCE:

P. Flanigan & Sons, Inc.	07-1569-1111
American Infrastructure	07-1570-1002
American Asphalt Paving Co., Inc.	07-1568-1111

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 – 07/11/07

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION:

ITEM: 2-C-MOD

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-CO-05-023
 Airfield Underground Fire Hydrants at BWI
 ADPICS NO. CO211686

CONTRACT APPROVED: Item 1-C, DOT Agenda 04/19/06

ORIGINAL PROCUREMENT METHOD: **Competitive Sealed Bidding**

CONTRACTOR: Warwick Supply & Equipment Co., Inc.
 Baltimore, MD

MODIFICATION: Modification No. 1 will cover the cost of installation of a backflow preventor at alternate/revised location outside of the future runway safety area and future perimeter roadway. The new location will be in compliance with FAA's direction on improvements to the runway safety area. Included is a non-compensable extension of the original contract for 45-days.

AMOUNT: \$85,000.00

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00023

ORIGINAL CONTRACT AMOUNT: \$1,759,605.00

REVISED CONTRACT AMOUNT: \$1,844,605.00

PERCENTAGE INCREASE: 5%

REMARKS: During the installation of the backflow preventor it was determined that the proposed location would not be compatible with FAA's recently issued direction on future improvement of Runway 33L Safety Area. The installation of the backflow preventor was halted while a more detailed study of the future runway Safety Area and Protection Zone (RPZ) was conducted. A new location for the backflow preventor outside the future RPZ and future perimeter roadway was selected. The revised location will require installation of an additional 2000 feet of PVC piping. This change order does not modify the scope of the contract.

MD TAX CLEARANCE: 07-1576-1111

ITEM: 2-C-MOD (Continued)

BPW – 07/11/07

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 3-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2005-22 B
Aerial Photogrammetry and CADD Design Mapping
Services, Statewide
ADPICS NO: SBSC0522B

CONTRACT DESCRIPTION: This is one (1) of five (5) task order contracts to provide aerial photogrammetry and CADD design mapping services for various highway projects, Statewide.

PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on July 5, 2007.

AWARD: Aero-Metric, Inc.
Dulles, VA

AMOUNT: \$1,000,000.00

TERM: Four (4) Years (ending July 1, 2011)

DBE PARTICIPATION: 25%

PROPOSALS:

	Technical Proposal Rating (Max 590)	Technical Ranking	NTE Price
Axis Geospatial, Inc./ Johnson, Mirmiran & Thompson, Inc. Sparks, MD	427	1	Contract A
Aero-Metric, Inc. Dulles, VA	413	2	\$1,000,000.00
Greenman-Pedersen, Inc. Annapolis Junction, MD	378	3	Contract C
Photo Science, Inc. Bowie, MD	374	4	Contract D

ITEM: 3-AE (Continued)

BPW – 07/11/07

	Technical Proposal Rating (Max 500)	Technical Ranking	NTE Price
GRW Aerial Surveys, Inc. Lexington, KY	351	5	Contract E
URS Corporation Hunt Valley, MD	322	6	N/A
Virginia Resource Mapping, Inc. Leesburg, VA	302	7	N/A
Land and Mapping Services Hunt Valley, MD	286	8	N/A
Whitney, Bailey, Cox & Magnani, LLC/ McKenzie Snyder, Inc. Baltimore, MD	284	9	N/A
Kucera International Inc. Willoughby, OH	238	10	N/A
The Sanborn Map Company Baltimore, MD	233	11	N/A

REMARKS: The Consultant shall provide CADD design mapping utilizing either helicopter aerial photogrammetry or fixed wing aerial photogrammetry and supplemental field surveys.

The Solicitation was advertised in The Daily Record, The Maryland Contract Weekly and SHA web page. A total of eleven (11) engineering consultant firms submitted technical proposals for this project, seven (7) of which are Maryland firms.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: 07-1677-0011

RESIDENT BUSINESSES: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 4-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2006-03 B
Stream Restoration Services, Statewide
ADPICS NO: SBSC0603B

CONTRACT DESCRIPTION: This is the last of three (3) open-end task order contracts to provide stream restoration services, statewide, for a period of four (4) years.

PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on July 5, 2007.

AWARD: Biohabitats, Inc.
Baltimore, Maryland

AMOUNT: \$2,000,000.00

TERM: Four (4) Years (ending July 1, 2011)

DBE PARTICIPATION: 19%

PROPOSALS:

	Technical & Oral Proposal Rating (Max 750)	Technical Ranking	NTE Price
Greenman-Pedersen, Inc./ Johnson, Mirmiran & Thompson, Inc. Annapolis Junction, MD	615	1	Contract A BPW Approval 4/18/07
Biohabitats, Inc. Baltimore, MD	586	2	\$2,000,000.00
PB Americas, Inc./ McCormick Taylor, Inc. Baltimore, MD	584	3	Contract C BPW Approval 6/20/07
Whitney, Bailey, Cox & Magnani, LLC/ Environmental Systems Analysis, Inc. Baltimore, MD	573	4	N/A

ITEM: **4-AE (Continued)** **BPW – 07/11/07**

	<u>Technical & Oral Proposal Rating (Max 750)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
KCI Technologies, Inc./ LandStudies, Inc. Hunt Valley, MD	566	5	N/A
Skelly & Loy, Inc./ Rummel, Klepper & Kahl, LLP Baltimore, MD	531	6	N/A
URS Corporation Hunt Valley, MD	521	7	N/A
Michael Baker Jr., Inc. Linthicum, MD	493	8	N/A
Wallace, Montgomery & Associates/ Dewberry & Davis LLC Towson, MD	473	9	N/A
Century Engineering, Inc./ A.D. Marble & Company, Inc. Hunt Valley, MD	454	10	N/A
Chester Engineers, Inc. Baltimore, MD	434	11	N/A

REMARKS: The Consultant will perform stream restoration services, which may include, but not be limited to: watershed and site assessment, stream classification, biological, chemical and physical data, design alternatives, cost benefit analysis, stream design, fish passage design, peer review, environmental construction inspection, hydraulic and hydrologic studies, monitoring and associated environmental services.

The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of eleven (11) engineering consultant firms submitted technical proposals for this project, all of which are Maryland firms.

FUND SOURCE: Federal and Special Funds budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: 07-1638-01111

RESIDENT BUSINESSES: Yes

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: 5-S

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-MAP- P6707498
Support Services for the Interactive Employee
Training System at BWI
MAA PO Number P6707498

CONTRACT DESCRIPTION: This contract is to furnish the MAA with system configuration, integration, installation, training, and after installation support services for five (5) additional Interactive Employee Training Units (IET).

PROCUREMENT METHOD: Sole Source

AWARD: American Association of Airport Executives
Alexandria, VA

AMOUNT: \$90,000.00

TERM: 1 year (August 1, 2007 to July 31, 2008)

REMARKS: In order for BWI to be in compliance with TSA/FAA Regulations regarding BWI Badge accountability, BWI badge holders are trained annually utilizing the IET's. The expansion of the existing system and the inherent requirement for compatibility of equipment being of paramount concern, this procurement of the support services should be accomplished as a sole source procurement. The American Association of Airport Executives is the patent holder for the IET system currently in use at BWI. In accordance with COMAR 21.05.05.02, the MAA has determined that it is in the best interest of the State of Maryland to award a sole source procurement.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I0002

RESIDENT BUSINESS: No

TAX COMPLIANCE NO.: 07-1389-0011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 6-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4263H41408
Application of Herbicide Solutions at Various Locations in
the Hereford Shop Area in Baltimore County
ADPICS NO. 4263H41408

CONTRACT DESCRIPTION: This Contract consists of the application of herbicides and
plant growth regulators to roadside vegetation and soil to eradicate or control undesirable vegetation in turf
areas, around traffic barriers, signs, fences, bridge ends, delineators and shoulders.

AWARD: Excel Tree Expert Co.
Jessup, MD

AMOUNT: \$325,000.00 NTE

TERM OF CONTRACT: July 16, 2007 through December 31, 2008

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Excel Tree Expert Co. \$325,000.00
Jessup, MD

Asplundh Tree Expert Co. \$335,475.00
Odenton, MD

Angel Systems \$459,000.00
Great Mills, MD

MBE PARTICIPATION: 0% (based on single element of work)

PERFORMANCE SECURITY: None

REMARKS: The solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page.
Forty-five (45) contractors were notified for this project on eMaryland Marketplace; five (5) 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: 6-M (Continued)

BPW – 07/11/07

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1359-0111

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: 7-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4272A51409SB
Median & Roadside Mowing, Trimming and Litter Pick Up
at Various Locations in Anne Arundel County
ADPICS NO. 4272A51409

CONTRACT DESCRIPTION: This Contract consists of median and roadside mowing, trimming and litter pick up at various locations in southern Anne Arundel County.

AWARD: Kinion, LLC
Columbia, MD

AMOUNT: \$444,758.00 NTE

TERM OF CONTRACT: July 16, 2007 through December 31, 2009

PROCUREMENT METHOD: **Competitive Sealed Bidding**
(Small Business Reserve)

BIDS:

Kinion, LLC Columbia, MD	\$444,758.00
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Suburban Lawn & Landscape Service, Inc. Harmans, MD	\$467,350.00
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MBE PARTICIPATION: 9%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Ninety-nine (99) contractors were notified for this project on eMaryland Marketplace; twelve (12) 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 two Certified Small Business Enterprises.

ITEM: 7-M (Continued)

BPW -- 07/11/07

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1372-0000

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: 8-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4292G51409
Brush & Tree Cutting & Stump Removal at Various
Locations of Northern Anne Arundel County
ADPICS NO. 4292G51409

CONTRACT DESCRIPTION: This Contract consists of rush & tree cutting and stump
removal at various locations of northern Anne Arundel County.

AWARD: Asplundh Tree Expert Company
Odenton, MD

AMOUNT: \$303,409.50 NTE

TERM OF CONTRACT: July 16, 2007 through December 31, 2009

PROCUREMENT METHOD: **Competitive Sealed Bidding**
(Single Bid Received)

MBE PARTICIPATION: 5% (based on temporary Maintenance of Traffic labor)

PERFORMANCE SECURITY: Payment and Performance Bonds for 100% of the award
amount exists for this contract

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Sixty-four (64) contractors were notified for this project on eMaryland Marketplace; nine (9) of which were MDOT Certified MBE's.

A total of six (6) planholders for this project. The District Operations Engineer contacted the other five (5) potential bidders as to why they did not bid. One Company simply missed the bid opening date, 2 Companies could not secure bonding, 1 Company never returned SHA's phone calls, and the other firm was unable to recertify their employees before the bid opening.

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

ITEM: 8-M (Continued)

BPW -- 07/11/07

RESIDENT BUSINESS:

Yes

MD TAX CLEARANCE:

07-1356-1111

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: 9-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4591631409
Repair and/or Install Chain Link Split Rail and Chain Link
Fence at Various Locations in Prince George's County
ADPICS NO. 4591631409

CONTRACT DESCRIPTION: This contract consists of repairing and/or installing chain link, split rail wood, metal fencing at various locations for the Laurel and Marlboro Shops in Prince George's County.

AWARD: Hercules Fence
College Park, MD

AMOUNT: \$261,430.00 NTE

TERM OF CONTRACT: July 16, 2007 through June 30, 2009

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Hercules Fence \$261,430.00
College Park, MD

Long Fence Co., Inc. \$266,940.00
Capitol Heights, MD

MBE PARTICIPATION: 0% (based on single element of work)

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Seventeen (17) contractors were notified for this project on eMaryland Marketplace; 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

ITEM: 9-M (Continued)

BPW -- 07/11/07

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1382-0011

BOARD OF PUBLIC WORKS ACTION - The above referenced Item was:**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

116

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 10-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 52861071408
Maintenance & Repair to Highway Street Lighting at
Various Locations in Carroll, Frederick & Howard
Counties (District 7)
ADPICS NO. 5286107148

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, tree clearing, trimming and brush removal around lighting facilities in District 7.

AWARD: Rommel Engineering & Construction, Inc
Odenton, MD

AMOUNT: \$282,351.00 NTE

TERM OF CONTRACT: July 16, 2007 through June 30, 2008

PROCUREMENT METHOD: **Competitive Sealed Bidding**
(Single Bid Received)

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. Sixty-two (62) Contractors were notified for this project on eMaryland Marketplace; Six (6) of which were MDOT Certified MBE's.

This work involves the repair/maintenance of lighting that was design 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.

ITEM: 10-M (Continued)**BPW – 07/11/07**

A total of four (4) planholders for this project. The District Operations Engineer contacted the other three (3) potential bidders as to why they did not bid. One firm was disinterested because the work is only a few days a month. Another company is a sub-contractor and made the decision to just remain as a sub-contractor. The last firm contacted simply did not have the manpower.

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: 07-1357-0111

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: 11-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 5281161409
Maintenance & Repair to Highway Street Lighting at
Various Locations in Garrett County
ADPICS NO. 5281161409

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 in Garrett County.

AWARD: Ferguson Trenching Co., Inc.
Odenton, MD

AMOUNT: \$154,790.00 NTE

TERM OF CONTRACT: July 16, 2007 through December 31, 2009

PROCUREMENT METHOD: **Competitive Sealed Bidding**
(Single Bid Received)

MBE PARTICIPATION: 3% (based on Maintenance of Traffic Items)

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. Forty-seven (47) contractors were notified for this project on eMaryland Marketplace; four (4) of which were MDOT Certified MBE's.

This work involves the repair/maintenance of lighting that was design 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.

ITEM: 11-M (Continued)

BPW – 07/11/07

A total of four (4) planholders for this project. The District Operations Engineer contacted the other three (3) potential bidders as to why they did not bid. One firm did not have the manpower and their current work would keep them from traveling to Garrett County. One firm is a subcontractor for the apparent low bidder and an internal company decision was made to have Ferguson bid on the project. The last firm contacted stated that their costs would not be competitive and it's just too far for them to travel for a few days of work.

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: 07-1358-1111

BOARD OF PUBLIC WORKS ACTION - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

120

Robert P. Gay 410-545-0433
rgay@sha.state.md.us

BPW -- 07/11/07
REVISED

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 12-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 5491071409
Highway Maintenance Unskilled Support at Various
Locations in Frederick County
ADPICS NO. 5491071409

CONTRACT DESCRIPTION: This contract consists of providing unskilled maintenance support workers perform routine roadway maintenance activities such as ditch cleaning, brush removal, mowing, etc. at various locations in Frederick County.

AWARD: Abacus Corporation
Baltimore, MD

AMOUNT: \$261,400.00 NTE

TERM OF CONTRACT: July 16, 2007 through December 31, 2009

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Abacus Corporation Baltimore, MD	\$261,400.00
Earn Contractors Gaithersburg, MD	\$273,800.00
Colossal Contractors, Inc. Burtonsville, MD	\$275,000.00

MBE PARTICIPATION: 10%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page.

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

ITEM: 12-M (Continued)

BPW -- 07/11/07
REVISED

APPROPRIATION CODE: J02B0102
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 07-1236-1111

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 -- 07/11/07

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 13-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 5491631409SB
Highway Maintenance Unskilled Support at Various
Locations in Prince George's County
ADPICS NO. 5491631409

CONTRACT DESCRIPTION: This contract consists of providing unskilled maintenance support workers perform routine roadway maintenance activities such as ditch cleaning, brush removal, mowing, etc. at various locations in Prince Georges County.

AWARD: Colossal Contractors, Inc.
Burtonsville, MD

AMOUNT: \$1,597,500.00 NTE

TERM OF CONTRACT: July 16, 2007 through December 31, 2009

PROCUREMENT METHOD: **Competitive Sealed Bidding**
(Small Business Reserve)

BIDS:	
Colossal Contractors, Inc. Burtonsville, MD	\$1,597,500.00
Earn Contractors Gaithersburg, MD	\$1,627,500.00
Desper & Sons Ground FX & Lawns & Landscapes Upper Marlboro, MD	\$1,654,500.00
JPEX Contractors Towson, MD	\$1,669,500.00
ICIT, Inc. Beltsville, MD	\$1,680,000.00
Green Thumb Landscaping, Inc. Severn, MD	\$1,800,000.00

ITEM: 13-M (Continued)

BPW -- 07/11/07

BIDS CONT'D:

Atlantic Icon Consulting \$2,491,893.00
Laurel, MD

Keene Cut Lawn Service \$2,587,500.00
Glen Burnie, MD

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Eighty-three (83) Contractors were notified for this project on eMaryland Marketplace; thirteen (13) 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 Minority Business Enterprise and Small Business Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1413-0111

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: 14-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 549D41409
Highway Maintenance Contract Support at Various
Locations in Baltimore & Harford Counties
ADPICS NO. 549D41409

CONTRACT DESCRIPTION: This contract consists of providing unskilled maintenance support workers perform routine roadway maintenance activities such as ditch cleaning, brush removal, mowing, etc. at various locations in Baltimore and Harford Counties.

AWARD: Earn Contractors, Inc.
Gaithersburg, MD

AMOUNT: \$2,320,880.00 NTE

TERM OF CONTRACT: July 16, 2007 to June 30, 2009

PROCUREMENT METHOD: **Competitive Sealed Bidding**

BIDS:

Earn Contractors, Inc. Gaithersburg, MD	\$2,320,880.00
Colossal Contractors, Inc. Burtonsville, MD	\$2,348,000.00

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Eighty-three (83) Contractors were notified for this project on eMaryland Marketplace; thirteen (13) 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

ITEM: 14-M (Continued)

BPW -- 07/11/07

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 07-1360-0111

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 -- 7/11/07

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 15-RP MMC# 04-2137

STATE HIGHWAY ADMINISTRATION: The property is located at the corner of Water Tower Way and MD 23 in Harford 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 the SHA.

This item for conveyance of 1.15 acres of land was approved by the BPW on May 9, 2007 as Item 10-RP. Inadvertently, the release of 0.7 acres in easement was left off of the Agenda.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Chapco Properties, LLC

CONSIDERATION: \$60,000.00

APPRAISED VALUE: \$60,000.00, J. Turlington, fee appraiser – Reviewed and Approved by Don Wakefield, Review Appraiser

REMARKS: Approval of conveyance is requested in accordance with Section 8-309 of the Transportation Article, Annotated Code of Maryland.

This property was purchase for US 1 – Relocated MD 23 Extended/Hickory Bypass.

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 P. Gay 410) 545-0433

BPW – 07/11/07

RGay@sha.state.md.us

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE:**ITEM:** 16-RP

MMC# 06-2116

STATE HIGHWAY ADMINISTRATION:

Road Conveyances to Talbot County, Maryland

MD 309 (Cordova Rd.)- from US 50 (Ocean Gateway) northeasterly to MD 656 - a total distance of \pm 0.14 miles.

MD 663 (Connector Rd.) – from MD 656 (Airport Road) southerly to end of SHA maintenance at Jones Rd. - a total distance of \pm 0.47 miles.

MD 656 (Airport Rd.)- from US 50 (Ocean Gateway) westerly to end SHA maintenance - a total distance of \pm 0.12 miles

REFERENCE: Board of Public Works approval is requested for a Deed Conveyance of these road segments to Talbot County, Maryland.

SPECIAL CONDITIONS:

None

GRANTOR:

State of Maryland
State Highway Administration

GRANTEE:

Talbot County, Maryland

CONSIDERATION:

\$1.00

REMARKS: SHA has agreed to transfer to Talbot County these roads. The County has agreed to accept them as an integral part of the County Highway System. The Conveyance is being made to comply with the conditions of an Agreement between the SHA and Talbot County, Maryland.

The 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 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 P. Gay (410) 545-0433
Rgay@sha.state.md.us

BPW – 7/11/07

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 17-RP MMC# 07-2142

STATE HIGHWAY ADMINISTRATION: Road Conveyance Deed to Anne Arundel County, Maryland

MD 997 A (West Frontage Road) now Grover Road, from New Cut Rd. to end, for a distance of \pm 1.30 miles.

REFERENCE: Board of Public Works approval is requested for a Deed Conveyance of this road to Anne Arundel County, Maryland.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland
State Highway Administration

GRANTEE: Anne Arundel County, Maryland

CONSIDERATION: \$1.00

REMARKS: SHA has agreed to transfer to Anne Arundel County this road. The County has agreed to accept it as an integral part of the County Highway System. The conveyance is being made to comply with conditions of between the SHA and Anne Arundel County.

The 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.

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

129

Robert Gay – 410-545-0433
rgay@sha.state.md.us

BPW -- 07/11/07

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REALPROPERTY CONVEYANCE

ITEM: 18-RP MMC# 06-2092

STATE HIGHWAY ADMINISTRATION: Located on the north side of MD 366,
 Stockton Road, 300 foot west of the intersection
 with Klej Grange Road, 1 mile east of Goodwill,
 Worcester County, MD

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 ± 0.09 acres and is being conveyed in excess of the appraised value to the only one of the two adjoining owners to submit a bid.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway
 Administration

GRANTEE: Michael Jerome Daisy and Sondra Bozman Daisy as
 tenants by the entireties

CONSIDERATION: \$750.00

APPRAISED VALUE: \$550.00 Nancy Whitlock, fee appraiser
 Reviewed and approved by Michael Jones, Review
 Appraiser (second appraisal, Donald Wakefield,
 Chief Appraisal Review Division)

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309 (F)(1)(ii) of the Transportation Article, Annotated Code of Maryland.

The subject property is not capable of an independent use because of its small size. The grantee was the only one of the two adjoining owners to submit a bid 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

100

Robert Gay – 410-545-0433
rgay@sha.state.md.us

BPW -- 07/11/07

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 19-RP MMC# 04-2186

STATE HIGHWAY ADMINISTRATION: Located on the north side of Mason Road at the US 220 underpass, 3 miles northeast of Cumberland, Allegany County, MD

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 ± 1.2 acres and is being conveyed in excess of the appraised value to the high bidder among the two adjoining owners.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Charles Richard Willison

CONSIDERATION: \$3,510.00

APPRAISED VALUE: \$2,900, Robert Moore, staff appraiser
 Reviewed and approved by Harry Bowman,
 Review Appraiser

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309 (f)(1) (ii) of the Transportation Article, Annotated Code of Maryland.

The grantee submitted the high bid between the two adjoining owners.

The sale is subject to a perpetual easement for ingress and egress that encumbers the entire property. The easement provides the only means of access to a family cemetery.

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

131

Robert Gay – 410-545-0433
rgay@sha.state.md.us

BPW – 07/11/07
 REVISED

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 20-RP MMC# 04-2028

STATE HIGHWAY ADMINISTRATION: Located on the west side of MD 279 south of I-95 and east of MD 316 in Cecil 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 9.45 acres and is being conveyed at a negotiated sales price to the lone adjoining owner.

SPECIAL CONDITIONS None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Preston Ayers

CONSIDERATION: \$233,150.00

APPRAISED VALUE: \$233,245.00, James Turlington, fee appraiser.
 Reviewed and approved by Don Wakefield, Chief
 Second appraisal, Donald Mueller, fee appraiser,
 \$160,000.00.

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309 (f)(1) (ii) of the Transportation Article, Annotated Code of Maryland. This parcel is not capable of an independent use because of its size and configuration.

The respective legislative committees received notification of this transaction on March 26, 2007.

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 P. Gay (410) 545-0433
Rgay@sha.state.md.us

BPW -- 07/11/07

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 21-RP MMC# 07-2143

STATE HIGHWAY ADMINISTRATION: Road Conveyance Deed to Baltimore County, Maryland

Proposed Campbell Boulevard -at sta. 424
of base line of right of way of MD 43 Extended.

REFERENCE: Board of Public Works approval is requested for a Deed Conveyance of these parcels of land and easement areas.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland
State Highway Administration

GRANTEE: Baltimore County, Maryland

CONSIDERATION: \$1.00

REMARKS: SHA has agreed to transfer to Baltimore County Parcels 1,3 and 6 (fee simple areas); Parcels A, B, C and D (perpetual easement areas) and Parcel E (revertable ease area) as shown on SHA Plat 56182. These areas are for future construction of Campbell Boulevard. The County has agreed to accept same as an integral part of the County Highway System. The conveyance is being made to comply with conditions of an Agreement between the SHA and Baltimore County.

The 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.

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

133

Robert Gay – 410-545-0433
Rgay@sha.state.md.us

BPW- 07/11/07
REVISED

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 22-RP

MMC# 04-2130

STATE HIGHWAY ADMINISTRATION

Northwest quadrant of the intersection of
 MD 136 & 440, Dublin, Harford 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 0.561 acre and is being conveyed **at less than** appraised value to the adjoining owner.

SPECIAL CONDITIONS:

None

GRANTOR:

State of Maryland,
 State Highway Administration

GRANTEE:

Darlington Volunteer Fire Co., Inc.

CONSIDERATION:

\$90,000.00

APPRAISED VALUE:

\$100,000.00, Stephen H. Muller, fee
 appraiser Reviewed and approved by
 Donald K. Wakefield, review appraiser

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309(f)1(ii) of the Transportation Article, Annotated Code of Maryland.

The adjoining owner approached SHA and requested the purchase of the excess land parcel. An agreement was reached to sell the subject parcel to Darlington Volunteer Fire Co. for \$90,000.00.

The property was acquired in 1993 for the MD136/440 project.

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

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM 23-RP MMC #06-5016

MARYLAND TRANSIT ADMINISTRATION: Land adjacent to MTA's Mondawmin Transit Center at Mondawmin Mall located in Baltimore City MD

EXPLANATION: Request for the Board to declare a parcel of land as surplus, which will be exchanged for an equivalent parcel and associated easements, as described, between the Maryland Transit Administration and Mondawmin Business Trust (MBT).

The owners of Mondawmin Mall (Mondawmin Business Trust) approached MTA seeking to acquire a small parcel at the Mondawmin Transit Center (MTC), via a land swap, in order to begin a massive redevelopment of the mall. MTA has agreed to the land swap in exchange for MBT to construct a 145-space surface parking lot specifically for the MTC.

PARTIES: Maryland Transit Administration and Mondawmin Business Trust

CONSIDERATION: Receipt of equivalent parcel of land.

APPRAISED VALUE: \$240,710.00 - Stephen Muller, fee appraiser, reviewed and approved by Paul Mazelis, SHA Review Appraiser

\$75,706.00 – Walter Reiter, fee appraiser, reviewed and approved by Paul Mazelis, SHA Review Appraiser.

(The indicated values represent the benefit to MBT after the exchange of parcels and the various easements.)

REMARKS: The Board approved a Lease at the June 21st meeting (as Item 25-L) and an extension of the same Lease on December 20, 2006 (as Item 21-L), which was an interim measure to give MBT access to the MTA property to begin their redevelopment, as well as permission to undertake a necessary moving of a storm drain, while negotiations and approvals of the land swap and parking lot construction were finalized. Those negotiations are completed and formalized in the Memorandum of Agreement for the Board's consideration.

In accordance with COMAR 14.24.05, the property has been cleared under the State Clearinghouse process. In accordance with the State Finance and Procurement Article, Section 10-305, MTA notified the Senate Budget and Taxation Committee, as well as the House Appropriations Committee of the proposed conveyance.

Legislative Notice was given on May 11, 2007 and more than 45 days have elapsed.

ITEM: 23-RP (Continued)

BPW – 07/11/07

SUPPLEMENTAL/2nd REVISION

SUMMARY: MTA will pay the full cost to develop the final design and contract documents necessary for MBT to construct the MTC parking lot, which shall not exceed \$75,000.00.

MTA will pay MBT eighty percent (80%) of the negotiated costs to construct the MTC parking lot, which is \$510,000 and based on MBT's preliminary cost estimate of \$637,500.

MTA and MBT will exchange equivalent parcels each containing 7,325 square feet at the MTC for the benefit of the Mall's redevelopment and to improve parking for MTA patrons.

MTA and MBT will grant easements to the other party to facilitate the access, construction, use and operation of the land parcels to be exchange that will terminate under specific conditions.

- 1,788 square feet revertible easement for MTC parking to be granted from MBT to MTA.
- 2,744 square feet as a perpetual easement for parking granted by MBT to MTA for access rights and minimal improvements to the ring road into the future MTC parking lot.
- Five-foot (5') easement for building appurtenances granted by MTA to MBT for signage and lighting.
- 76,152 square foot easement for construction of the future MTC parking lot and perpetual access for maintenance of the building appurtenances granted by MTA to MBT.

As part of this Agreement, MBT will construct a new 125+/- space MTC surface parking lot in the location where the existing 25 space MTA Kiss-n-Ride is located. MTA has requested from the City of Baltimore a portion of their Right-of-Way to be conveyed to MTA to increase the size of the MTC parking lot from 125 to 145 parking spaces. MBT will support MTA's request.

MTA anticipates the City of Baltimore approving MTA's request by first granting a Right-of-Entry to construct on the requested area and conclude the land conveyance at a later date. MTA is currently addressing any issues with adjacent property owners or parties having rights to this right-of-way.

The Agreement was approved by MTA and MBT and is included in this submittal. MTA anticipates presenting to BPW the actual land transfers for approval within 120-days of this item.

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

APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

Mark Krysiak (410) 633-1054
mkrysiak@marylandports.com

BPW – 07/11/07
SUPPLEMENTAL

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

EXPEDITED PROCUREMENT REQUEST: (COMAR 21.02.01.05A(3)(b))

ITEM: 24-EX

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 508007
 Maryland International Terminal (MIT)
 Gate Complex Demo at Dundalk Marine Terminal

REFERENCE: The Maryland Port Administration (MPA) is requesting expedited procurement authority to demolish the Maryland International Terminal (MIT) at the Dundalk Marine Terminal.

AMOUNT: \$ 350,000.00 (Estimated)

PROCUREMENT METHOD: **Competitive Sealed Bidding**
 (Small Business Reserve)

REMARKS: The MPA believes that it is in the state's best interest to utilize an expedited procurement process to demolish the MIT gate complex and related paving improvements in order to deliver additional acreage to Wallenius Wilhelmsen Atlantic LLC (WWL) by August 20, 2007. The completion of the demolition of the MIT structure to make additional acreage available is an express obligation of MPA under a Lease Agreement with WWL and failure to meet this obligation will result in a good faith adjustment in the rental rate paid by WWL to MPA. There is also a direct correlation between MPA's timely completion of this work and WWL's ability to satisfy (and likely exceed) its tonnage and vessel call obligations under the Lease Agreement. The demolition of the MIT structures will provide the necessary facilities and infrastructure to process the cargo brought by WWL to the Dundalk Marine Terminal. The MPA intends to seek competitive bids for this work designating it as a small business reserve procurement.

The work to be performed under this contract consists of materials, equipment and labor to complete the following work:

- Demolition of MIT including Administration Building, Marine Services Building, both concrete and bituminous paving, removal of footings and portions of caissons; removal of the building structures, mechanical and electrical equipment, disconnection of utilities including water, sanitary sewer, telecommunications and electrical power, removal of concrete floor slabs, foundations, columns and wall footings sewage ejector station; removal of truck scales and all appurtenances; removal of paving, earthwork, and all necessary hauling and disposal of material.
- New hot mix asphalt pavement, grinding of pavements and resurfacing with hot mix asphalt pavement.
- All related work at Dundalk Marine Terminal, Baltimore, Maryland.

ITEM:24-EX (Continued)

BPW – 07/11/07

FUND SOURCE:

100% Special Funds Budget to MPA

APPROPRIATION CODE:

J03-D002

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 PLANNING
(Maryland Historical Trust)

Jefferson Patterson Park and Museum
St. Leonard, Maryland

PROJECT NO. AND TITLE

Project No. HT-000-991-001
ADPICS No.: 001B7901040
Visitors Center Exhibits

DESCRIPTION

Design, construct, and install permanent exhibits in the new addition to the Visitors Center. There are three areas for exhibit design and installation; the Exhibition Gallery, the Welcome and Orientation Gallery, and the Louis L. Goldstein Gallery. The total square footage of these three areas is approximately 2600 sq. ft.

PROCUREMENT METHOD

Competitive Sealed Proposals

<u>Proposals</u>	<u>Technical Score/Ranking</u>	<u>Price/Ranking</u>	<u>Overall Ranking</u>
Exhibits Concepts, Inc. - Vandalia, Ohio	73.67 (1)	\$573,430 (2)	1
Colored Signs & Exhibits - Manassas, VA	68.33 (3)	\$512,400 (1)	2
Design Craftsmen, LLC - Midland, MI	68.37 (2)	\$575,000 (4)	3
Explus Incorporated - Dulles, VA	68.00 (4)	\$575,000 (4)	4
I Sparks Exhibit & MFM Design - Orlando, FL	60.00 (5)	\$574,814 (3)	5

AWARD

Exhibits Concepts, Inc.

AMOUNT

\$573,430

MBE PARTICIPATION

0% (See Remarks Below)

PERFORMANCE BOND

100% of Full Contract Amount

133

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

REMARKS

Procurement of this contract was conducted by the Department of Planning utilizing the Maryland Historical Trust's exemption under State Finance and Procurement Article, 11-203(a)(1)(xi)(2) and COMAR 21.01.03.01 A(23)(b) as approved by the Board of Public Works at its meeting of August 30, 2006 (DGS Item 8-GM).

The contract opportunity was advertised on the eMaryland Marketplace and posted on the Dept of Planning Bid Board. In addition, the Request for Proposal was directly mailed to 42 vendors known to provide the required services. Proposals received were evaluated in accordance with criteria established in the RFP including exhibit design experience, schematic design, project management, and experience of Principals and staff. At the conclusion of the first phase of the evaluations, the top five ranked firms were invited to participate in discussions with the evaluation committee and have their proposal considered for final award.

Contract award is recommended to Exhibits Concepts, Inc., the highest technically ranked firm with the second lowest offering price. As stated in the RFP, technical merit received greater weight in the award recommendation than price.

All work will be performed by Exhibits Concepts, Inc., a full-service exhibition design and fabrication company. The company has provided a letter stating that if there is a need to obtain subcontractors, they will make every attempt to contract with an MBE certified company.

Exhibit related work will include artifact case production, artifact mounts, graphic panels, photographic reproductions, and murals, interactive devices as well as audiovisual computer components.

FUND SOURCE \$573,430 - Item 070, MCCBL 2000

TAX COMPLIANCE NO. 07-1466-0000

RESIDENT BUSINESS No

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONTRACT MODIFICATION (Construction)

ITEM 2-C-MOD

DEPARTMENT OF GENERAL SERVICES

2100 Guilford Avenue
Baltimore City, Maryland

ORIGINAL CONTRACT NO. & TITLE

Project No: BB-621-003-001
ADPICS No: COA14547
Renovate 2100 Guilford Avenue Phase I

ORIGINAL CONTRACT APPROVED

Item 31-C; BPW September 20, 2006

ORIGINAL PROCUREMENT METHOD

Competitive Sealed Bidding

CONTRACTOR

Tech Contracting Co., Inc.
Baltimore, Maryland

MODIFICATION - Unilateral change order for modification to floor finish in selected areas of the building from design specified monolithically poured terrazzo finish to a ceramic tile. Ceramic tile can be more easily repaired than a poured flooring should damage occur during installation and subsequent facility use.

Delete Alternate #6 - Terrazzo Flooring
Install Ceramic Tile Flooring and base

<\$ 115,000.00> Credit
\$ 110,430.00

TOTAL MODIFICATION AMOUNT

<\$ 4,570.00> Credit

ORIGINAL CONTRACT AMOUNT

\$4,545,707.10

CHANGE ORDERS PREVIOUSLY APPROVED

\$ 228,885.05

REVISED CONTRACT AMOUNT

\$4,770,022.15

PERCENTAGE DECREASE

(0.10%) (Individually)

PERCENTAGE INCREASE

4.93% (Cumulatively)

FUND SOURCE

Item 010; MCCBL 2006

REMARKS - The contract time will be unchanged. A unilateral change order is being issued due to lead time necessary to order tile.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

BB-621-003-001 CO24.wpd

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONTRACT MODIFICATION (Construction)

ITEM 3-C-MOD

DEPARTMENT OF GENERAL SERVICES

Calvert Street Parking Garage
Annapolis, Maryland

ORIGINAL CONTRACT NO. & TITLE

Project No: BA-000-051-040
ADPICS No: COA14518
Calvert Street Parking Garage

ORIGINAL CONTRACT APPROVED

Item 2-C; BPW June 1, 2005

ORIGINAL PROCUREMENT METHOD

Competitive Sealed Bidding

CONTRACTOR

Coakley Williams Construction, Inc.
Gaithersburg, Maryland

MODIFICATION - Final reconciliation of several allowance items included in the base bid of the design/build contract.

Allowance #1 - BGE Utility Upgrade and Relocations	<\$122,418.00>
Allowance #2 - Verizon Cable Relocation	<\$ 20,597.00>
Allowance #3 - DGS Fiber and Electric Relocations	<\$220,363.00>
Allowance #4 - Access Control and Security	\$ 30,407.00
Allowance #5 - Hazmat Remediation	<\$ 27,000.00>
Allowance #6 - Utility Permits	<\$ 64,639.00>
Allowance #7 - Maintenance of Traffic	<\$232,402.00>

TOTAL MODIFICATION AMOUNT

<\$657,012.00> Credit

ORIGINAL CONTRACT AMOUNT

\$19,977,000.00

CHANGE ORDERS PREVIOUSLY APPROVED

\$ 548,556.00

REVISED CONTRACT AMOUNT

\$19,868,544.00

PERCENTAGE DECREASE

(3.29%) (Individually)

PERCENTAGE DECREASE

(0.64%) (Cumulatively)

FUND SOURCE

MDTA Revenue Bonds

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

BA-000-051-040_CO26_dprb.WPD

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT

ITEM 4-AE

DEPARTMENT OF GENERAL SERVICES

Statewide

CONTRACT NO. AND TITLE

Project No. DGS-07-018-IQC
ADPICS Nos.: 001B7900965; 001B7900966;
001B7900967
Professional Services Agreement
to Provide Architectural and
Engineering Services for Construction
Scheduling and Claims Analysis for Multiple
Construction Projects with Fees \$300,000 or
Less

DESCRIPTION

Indefinite Quantity Contract Agreement to provide architectural and engineering services for construction scheduling and claims analysis to the Maryland Department of General Services on an as-needed basis. The proposed agreement will be effective for two (2) years with one (1) two-year renewal option. Individual projects awarded under this agreement may not exceed \$300,000; however, the selected firms may be awarded more than one project. The aggregate fee for the total of projects awarded to any firm may not exceed \$500,000.

TERM

7/16/2007 - 7/15/2009 (with/one (1) two-year renewal option)

PROCUREMENT METHOD

Maryland Architectural and
Engineering Services Act

<u>BIDS OR PROPOSALS</u>	<u>Qualification and Technical Scores</u>	<u>Project Limit</u>	<u>Contract Limit</u>
Alpha Corporation - Baltimore, MD	91%	\$300,000	\$500,000
Johnson, Mirmiran & Thompson - Sparks, MD	88%	\$300,000	\$500,000
KCI Technologies, Inc. - Hunt Valley, MD	86%	\$300,000	\$500,000
McDonough Bolyard Peck, Inc. - Columbia, MD	84%	N/A	N/A
Urban Engineers, Inc. - Baltimore, MD	84%	N/A	N/A
O'Connell & Lawrence, Inc. - Olney, MD	77%	N/A	N/A
Rummel, Klepper & Kahl, LLP - Baltimore, MD	76%	N/A	N/A
Michael Baker, Inc - Linthicum, MD	68%	N/A	N/A
Construction Dynamics Group, Inc. - Columbia, MD	64%	N/A	N/A

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT

ITEM 4-AE

AWARDS

Alpha Corporation
Johnson, Mirmiran & Thompson
KCI Technologies, Inc.

AMOUNT

\$ 500,000 Est. Per Firm (1st Two-Year Term)
\$ 500,000 Est. Per Firm (2nd Two-Year Term)
\$1,000,000 Est. Total Per Firm (4 Years)

PERFORMANCE BOND

None

MBE

25%

FUND SOURCE

Various accounts

REMARKS

At the March 6, 2007 public meeting of the General Professional Services Selection Board, the Chairman of the Qualification Committee reported that three of the nine firms which submitted technical proposals achieved the minimum qualifying score of 85% and were potentially eligible to provide the required services. The Committee asked the Board to authorize the request of price proposals from the three selected firms.

The price proposal submitted by each firm reflected billing rates for each discipline required for this contract. The billing rates were inclusive of direct salaries, fringe benefits, overhead, profit, materials, and all other costs, direct and indirect.

The fee for each project awarded under the proposed agreement shall be negotiated and the contract will be approved and executed by the State individually. Projects will normally be awarded on a rotating basis beginning with the number one ranked firm. Once the project award process has been initiated with a firm in the normal rotation, the next opportunity for project award will go to the next firm in the rotation unless the unit issuing the assignment finds that:

- A. the firm is unable to perform the assignment;

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT

ITEM 4-AE

REMARKS

- B. the hours or fees proposed by the firm for services needed cannot successfully be negotiated to an amount the State considers fair and reasonable;
- C. another firm has special experience or qualifications, including geographic proximity to the site for which services are needed, that make it in the best interest of the State to give the assignment to another firm; or
- D. assignment to another firm would tend to balance to a greater extent, among firms on the IQC list being used, the fees paid or payable for work assignments previously issued.

At the May 1, 2007 public meeting of the General Professional Services Selection Board, the Chairman of the Negotiation Committee certified to the General Board that the negotiations were conducted in accordance with the regulations governing the Negotiation Committee and that the price proposals were determined to be fair, competitive, and reasonable.

The price proposals and the scope of services represented by the price proposals were reviewed by the General Professional Services Selection Board. The price proposals were accepted by the General Board as fair, competitive, and reasonable as required by Title 13-308 of the State Finance and Procurement Article, Annotated Code of Maryland.

The Negotiation Committee's recommendation was approved by the General Professional Services Selection Board on May 1, 2007 and is recommended to the Board of Public Works for approval.

TAX COMPLIANCE NOS.

07-0926-0111 - Alpha Corporation;
07-0928-1111 - Johnson, Mirmiran & Thompson;
07-0927-1112 - KCI Technologies, Inc.

RESIDENT BUSINESSES

Yes For All

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

N:\bpwbook\071107.wpd

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT

ITEM 5-AE

DEPARTMENT OF GENERAL SERVICES

CONTRACT NO. AND TITLE

Project No. DGS-07-006-IQC
ADPICS Nos.: 001B7901031;
001B7901032; 001B7901033;
001B7901034
Professional Services Agreement
to Provide Roofing Design
and Engineering Services for
Multiple Construction Projects
with Fees \$100,000 or Less

DESCRIPTION - Indefinite Quantity Contract Agreement to provide roofing design and engineering services for the Maryland Department of General Services on an as-needed basis. The proposed agreement will be effective for two (2) years with one (1) two-year renewal option. Individual projects awarded under this agreement may not exceed \$100,000; however, the selected firms may be awarded more than one project. The aggregate fee for the total of projects awarded to any firm may not exceed \$200,000.

TERM

7/16/2007 - 7/15/2009
(with one (1) two-year renewal option)

PROCUREMENT METHOD

Maryland Architectural and
Engineering Services Act

<u>BIDS OR PROPOSALS</u>	<u>Qualification and Technical Scores</u>	<u>Project Limit</u>	<u>Contract Limit</u>
A S Architects, Inc. - Linthicum, MD	94%	\$100,000	\$200,000
Gale Associates, Inc.- Baltimore, MD	91%	\$100,000	\$200,000
Burton Associates Architects, Inc. - Baltimore, MD	89%	\$100,000	\$200,000
Smith Architects, PA - Baltimore, MD	87%	\$100,000	\$200,000
The EADS Group, Inc. - Cumberland, MD	84%	N/A	N/A
Russell Cather Levi & Associates - Laurel, MD w/Whitney, Bailey, Cox & Magnani, LLC - Baltimore, MD (JV)	81%	N/A	N/A
Symmetry First Architects, Inc. - Savage, MD	76%	N/A	N/A
PerFORMANce Roofing Specialists - Zelienople, PA	72%	N/A	N/A

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT

ITEM 5-AE

AWARDS

A S Architects, Inc.
Gale Associates, Inc
Burton Associates Architects, Inc.
Smith Architects, PA

AMOUNT

\$200,000 Est. Per Firm (1st Two-Year Term)
\$200,000 Est. Per Firm (2nd Two-Year Term)
\$400,000 Total Est. Per Firm (Four Years)

PERFORMANCE BONDS

None

MBE PARTICIPATION

25%

FUND SOURCE

Various accounts

REMARKS

Four (4) of the eight (8) firms which submitted technical proposals achieved the minimum qualifying score of 85% and were recommended by the Qualification Committee for price proposal negotiations.

The price proposal submitted by each firm reflected billing rates for each discipline required for this contract. The billing rates were inclusive of direct salaries, fringe benefits, overhead, profit, materials, and all other costs, direct and indirect.

The fee for each project/task order awarded under the proposed agreement will be negotiated and the contract will be approved and executed by the State individually. Projects/task orders will normally be awarded on a rotating basis beginning with the number one ranked firm. Once the project award process has been initiated with a firm in the normal rotation, the next opportunity for project award will go to the next firm in the rotation unless the unit issuing the assignment finds that:

1. the firm is unable to perform the assignment;
2. the hours or fees proposed by the firm for services needed cannot successfully be negotiated to an amount the State considers fair and reasonable;

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT

ITEM 5-AE

REMARKS

3. another firm has special experience or qualifications, including geographic proximity to the site for which services are needed, that make it in the best interest of the State to give the assignment to another firm; or
4. assignment to another firm would tend to balance to a greater extent, among firms on the indefinite quantity contract list being used, the fees paid or payable for work assignments previously issued.

The consultant firms shall provide services in the disciplines of architecture; mechanical, electrical, and structural engineering; specification writing, estimating, and roofing consulting.

The services performed shall be consistent with prudent professional architectural and engineering practices and in accordance with the latest State of Maryland Codes, Regulations, and Department of General Services' design standards.

A contractual agreement of this nature is necessary to enable the State to fulfill its ongoing construction and renovation responsibility in a cost effective and timely manner.

TAX COMPLIANCE NOS.

07-1260-0111 - A S Architects, Inc.
07-1261-0111 - Gale Associates, Inc.
07-1293-0111 - Burton Associates Architects, Inc.
07-1290-0111 - Smith Architects, PA

RESIDENT BUSINESSES

Yes For All

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

N:\bpwbook071107.wpd

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 6-M

**DEPARTMENT OF HEALTH
AND MENTAL HYGIENE**

Maryland Psychiatric Research
Center
Catonsville, Maryland

MILITARY DEPARTMENT

Parkville Armory
Baltimore, Maryland
Ellicott City Armory
Ellicott City, Maryland

CONTRACT NO. AND TITLE

Project No.: SW-000-065-001
ADPICS No.: 001B7900961
Correct HVAC Deficiencies at
Multiple Locations

DESCRIPTION - Contractor will provide all labor, equipment, materials, supplies, and insurance necessary to replace steam traps and valves at the Ellicott City Armory; replace heating and ventilating air handling units at the Parkville Armory; and replace air handling unit #1 at the Maryland Psychiatric Research Center at Spring Grove Hospital Center.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

Johnson Controls, Inc.- Sparks, MD
Welch and Rushe, Inc. - Upper Marlboro, MD
Temp Air Co., Inc - Baltimore, MD

AMOUNT

\$275,170
\$301,730
\$398,747

AWARD

Johnson Controls, Inc.

AMOUNT

\$275,170

MBE PARTICIPATION

25%

PERFORMANCE BOND

100% of Full Contract Amount

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 6-M

REMARKS

The government estimate for this project is \$224,700.

This solicitation was advertised and bid on eMaryland Marketplace (eMM). Notice of availability was also posted on the DGS Bid Board.

Equipment being replaced under this contract at the three (3) facilities are all in excess of 30 years of age and has exceeded its expected service life. Replacement will improve facility conditions and reduce ever increasing repair costs.

FUND SOURCE

Item 007, MCCBL 2005

TAX COMPLIANCE NO.

07-1153-1111

RESIDENT BUSINESS

Yes

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SW-000-065-001_CC_BPW_gt.wpd

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONTRACT MODIFICATION (Maintenance)

ITEM 7-M-MOD

**DEPARTMENT OF HEALTH
AND MENTAL HYGIENE**

Rosewood Center
Owings Mills, Maryland

CONTRACT NO. AND TITLE

ADPICS No. COA14109
Housekeeping Services

DESCRIPTION - Approval is requested for a six month modification to the contract for housekeeping services at the Rosewood Center located at Rosewood Lane, Owings Mills. Term of modification is August 1, 2007 through January 31, 2008.

ORIGINAL CONTRACT APPROVED

BPW 05/08/02; Item 5-M

ORIGINAL PROCUREMENT METHOD

Competitive Sealed Bidding

CONTRACTOR

Associated Building Maintenance Co., Inc.
Crofton, Maryland
(MBE Certificate #90-612)

TERM OF ORIGINAL CONTRACT

06/01/02 - 05/31/04 (w/3 one-year renewal
options)

MODIFICATION AMOUNT

\$ 612,501.04

ORIGINAL CONTRACT AMOUNT

\$2,449,704.16

PREVIOUSLY APPROVED OPTIONS

\$3,869,540.92

REVISED TOTAL CONTRACT AMOUNT

\$6,931,746.12

PERCENTAGE INCREASE

25% - Individually
83% - Cumulatively

PERFORMANCE BOND

\$612,501.04

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONTRACT MODIFICATION (Maintenance)

ITEM 7-M-MOD

REMARKS

The recommendation for award of a new long term contract was to have been presented to the Board on this agenda, however, a protest has been filed in conjunction with that procurement. To allow time for investigation, response, and resolution of the protest an extension to the end date of the current contract is requested.

FUND SOURCE

Using Agency Operating Funds
M00 M0201 PA35G-0854

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 8-GM

ST. MARY'S COLLEGE OF MARYLAND St. Mary's County, Maryland

PROJECT REFERENCE Maryland Heritage Interpretive Center

DESCRIPTION

Board of Public Works approval is requested for the transfer of procurement authority from Department of General Services (DGS) to Historic St. Mary's City Commission (HSMCC) in relation to the Maryland Heritage Interpretive Center Project. The temporary transfer of procurement authority is sought solely for this project. The Board is also requested to exempt the Maryland Heritage Interpretive Center Project from DGS' engineering jurisdiction.

Following Board approval of this item, a Memorandum of Understanding will be executed between DGS, HSMCC, and St. Mary's College of Maryland (SMCM) which will enable SMCM to manage, design, and construct the Maryland Heritage Interpretive Center project in conjunction with the adjacent SMCM project to replace Anne Arundel Hall, utilizing SMCM's procurement authority under State Finance and Procurement Article, § 11-203(e) and Education Article, § 14-405(f).

The Maryland Heritage Interpretive Center is a component of the Maryland Heritage Project, the collaborative initiative of SMCM and HSMCC to provide for joint land use and facilities planning to support programs that promote further understanding of the legacies of Maryland's colonial capital.

REMARKS

The Maryland Heritage Interpretive Center, also referred to as the Museum and Visitor's Center Complex, will be a 15,449 SF facility serving as the principal point of welcome, orientation, and entry into the St. Mary's City National Historic Landmark District, which includes HSMCC, SMCM and portions of the St. Mary's River Watershed. It will be located adjacent to the replacement building for Anne Arundel Hall within the "Historic Triangle" of the St. Mary's College campus. The Interpretive Center and Anne Arundel Hall will house collaborative programs of the College and HSMCC such as anthropology, archaeological research, artifact curation, and museum studies. The buildings will also share a common site infrastructure such as storm water management, pedestrian pathways, and utilities.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 8-GM

REMARKS

Given the programmatic relationships between the projects, SMCM and HSMCC feel strongly that both projects will significantly benefit by designing and constructing the buildings as one combined project rather than as separate entities, an assessment with which DGS concurs.

This item was previously submitted to the Board of Public Works on June 6, 2007 as DGS Action Agenda Item 6-GM and was withdrawn.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

N:\bpwbook071107.wpd

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 9-GM (Revised)

REFERENCE DGS Project No. P-020-987-010
Construction of Greenway Trail, Patapsco Valley State Park, Maryland

DESCRIPTION

Board of Public Works approval is requested for a settlement between the Department of General Services ("DGS") and Pickens and Sons, Inc. ("Pickens") to resolve all disputes arising out of the DGS contract for construction of the Greenway Trail, Patapsco Valley State Park, Baltimore and Howard Counties, Maryland.

On August 7, 2002, the Board of Public Works approved, as DGS Action Agenda Item 2-C, the contract for construction of the Greenway Trail, Patapsco Valley State Park, Baltimore and Howard Counties, Maryland. The contract was awarded to Pickens in the amount of \$1,524,000. After accounting for change orders and credits, the adjusted contract amount is \$1,189,768.98.

Pickens and Sons, Inc. was required to complete the trail by September 16, 2003. The Department of General Services determined that the project was not substantially complete until November 14, 2003. Due to site conditions, the planned project access point was changed and a portion of the work (installation of the temporary and permanent bridges over the Patapsco river, from Station 0+00 to 3+00) was unilaterally deleted by DGS for a total credit of (\$357,476.71). The change of access required Pickens to not only access the project from a different area of the park, but also required Pickens to prosecute the work in a reversed sequence from the original schedule. No liquidated damages was assessed against Pickens for delays from September 16, 2003 to November 14, 2003. The Department also required that Pickens perform certain change order work as part of its contract. Pickens claims the deletion of a portion of the work, the change of project access point, and some unilateral change orders impacted the project as planned and caused delays and additional burdens and costs. Pickens filed claims for equitable adjustments and delay, which subsequently were appealed to the Maryland State Board of Contract Appeals as MSNBCA Nos. 2464 & 2493.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 9-GM (Revised)

In its eight count Complaint at the MSBCA, Pickens sought a total of \$807,000, plus interest and costs. After significant discovery and negotiations between DGS and Pickens, counsel for both parties have agreed to settle all claims, known or unknown, for the total sum of \$364,000. Pickens has agreed to settle for a total amount \$364,000 and accept \$364,000 as full and final settlement for all claims on the project. As this project was funded by the Maryland Department of Natural Resources ("DNR"), DNR requested, and was granted, a supplemental appropriation for the full amount of the proposed settlement during the 2007 legislative session.

Summary of Project Expenditures for the Greenway Trail

Original Contract Amount	\$1,524,000.00
Adjusted Contract Amount including Change Orders and Credits	\$1,189,768.98
Proposed Settlement	<u>\$ 364,000.00</u>
Total Contract Amount	\$1,553,768.98

FUND SOURCE \$364,000 Item 436, POS 2008

REMARKS

The Department of General Services and the Office of the Attorney General recommend approval of this settlement.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

Pickens Settlement-BPW Agenda

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 10-GM

DESCRIPTION

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, Board of Public Works approval of the use of General Obligation Bond funding for the contract noted below is hereby requested.

<u>REFERENCE</u>	Department of the Military
<u>CONTRACT NO. AND TITLE</u>	SW-000-061-001 - Installation of HVAC System, Glen Burnie National Guard Armory
<u>PROCUREMENT METHOD</u>	Small Procurement
<u>AWARD</u>	Johnson Controls, Inc. - Sparks, MD
<u>AMOUNT</u>	\$7,925.00
<u>FUND SOURCE</u>	Item 007, MCCBL 2005

REMARKS

This contract provides for supplying all materials, equipment, labor, permits and associated items required to install a split system heat pump system.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion
gmbpw071107

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 11-GM

REFERENCE

Project No.-J-242-020-002
St. Mary's College of Maryland
New Student Services Center
Information Technology Cabling

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 services at St. Mary's College. The work consists of relocating underground data, telephone and cable television (CATV) cables from the site where the new Student Services Building will be erected.

The approval of this item will allow the capital funds to be encumbered so that DGS may make payment to Data Communications Services Group, Inc. on approved invoices.

AMOUNT \$22,251.00

FUND SOURCE Item 018, MCCBL 2006

REMARKS

The cabling work is being procured via an existing St. Mary's College Indefinite Quantity Contract for structured cabling systems to support the data, voice, and CATV cabling needs of the College. The contract expiration date is March 26, 2009.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

J-242-020-002_GM_cable reloc_BPW_lb

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 12-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 construction inspection expenditures related to the capital improvement project identified below:

<u>Project Description</u>	<u>Amount</u>	<u>Fund Source</u>
Project No. - A-605-050-001 Maryland School for the Deaf New Elementary School Frederick County, Maryland	\$ 74,498.00	Item 019; MCCBL 2006
TOTAL	<u>\$74,498.00</u>	

REMARKS

This is an anticipated amount subject to necessary extensions in the event the construction takes longer than expected to complete. These services are required to ensure compliance with the requirements of the construction contract.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion
in071107nichols.bpw.wpd

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM 13-GM

REFERENCE

DGS Project No.: TV-000-120-001
Maryland Public Television - Statewide Digital Conversion
Tessco Digital Conversion Accessory Equipment

DESCRIPTION

In accordance with provisions of State Finance and Procurement Article, Section 12-202 Annotated Code of Maryland, Board of Public Works approval is requested for a capital expenditure in the amount of \$4,413.68 related to the FCC mandated Statewide Digital Conversion for Maryland Public Television. This will enable payment of requisitions from Tessco, Inc., Hunt Valley, Maryland.

MPT will purchase microwave accessory equipment under their task order.

AMOUNT \$4,413.68

FUND SOURCE Item 067, MCCBL 2000 - "Provide funds to purchase and install a statewide Digital interconnection network system"

REMARKS

This equipment is being procured via an existing Dept. of Budget and Management Indefinite Delivery Contract (DBM-050B68000040) with Tessco, Inc. The contract was approved by the Board of Public Works on March 1, 2006 as DBM Item 4-IT for a contract term beginning March 6, 2006 through March 31, 2011.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

N:\bpwbook071107.wpd

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE /
INVESTMENT OF PUBLIC FUNDS

ITEM 14-RP

BOARD OF TRUSTEES FOR THE STATE
RETIREMENT AND PENSION SYSTEM

REFERENCE

Board of Public Works approval is requested by the Board of Trustees for the State Retirement and Pension System to invest public funds by:

1. Selling, transferring or otherwise disposing of the Board of Trustees' fee simple interest (currently held by and through a wholly-owned title holding corporation) in certain real property;
2. Undertaking necessary and prudent transactions in connection therewith; and
3. Investing the net proceeds in accordance with the guidelines set forth in the Retirement System's Investment Operations Manual.

The Board of Public Works may consider this item in closed session in accordance with Maryland Annotated Code, State Government Article, §10-508(a)(5).

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

retirement7-5.bpw

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE – REPORT

ITEM 14-RP

BOARD OF TRUSTEES FOR THE STATE
RETIREMENT AND PENSION SYSTEM

REFERENCE Conveyance of Public Property/Investment of Public Funds
– Sale/Transfer of the Board of Trustees' Interests in and to
Research Plaza – an office building located at 1445-1455
Research Blvd., Rockville, Maryland

GRANTOR Research Office, Inc., a title holding corporation created
and wholly owned by the Board of Trustees and existing
under the laws of the State of Maryland, or the State
Retirement and Pension System of Maryland

GRANTEE Realty Associates Fund, VIII, LP

OWNERSHIP Property has been owned by the Board of Trustees (directly
or through Research Office, Inc.) since October 2001

APPRAISED VALUE \$51,500,000 – 03/20/07 - Appraised by Calvin Thomas,
MAI, Lipman, Frizzell & Mitchell LLC

\$51,400,000 – 03/30/07 – Appraised by Patrick Kerr, MAI,
Integra Realty Resources

SALE PRICE \$60,300,000

CLOSING DATE July 18, 2007

<p>This follow-up information provided by the Department of General Services and the Board of Trustees for the State Retirement and Pension System on April 11, 2008.</p>

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

DEPARTMENT OF AGRICULTURE

Maryland Agricultural Land
Preservation Foundation -
Agricultural Preservation Easements
(Various properties)

REFERENCE - Board of Public Works approval is requested for the Maryland Agricultural Land Preservation Foundation, Department of Agriculture, to accept option contracts for the purchase of agricultural preservation easements on the following properties:

SPECIAL CONDITIONS - Grantor relinquishes all rights to develop or subdivide the land for industrial, commercial, or residential use. Land shall be preserved solely for agricultural use in accordance with provisions of the Agriculture Article. No commercial signs or bill boards are permitted, and there shall be no dumping on land except as is necessary to normal farming operations. Grantor shall manage the property in accordance with sound agricultural practices. Grantee shall have the right to enter land for inspection. No public rights are granted. The term of these easements shall be in perpetuity pursuant to Agriculture Article Section 2-514.1.

A) As to items 1 through 16, pursuant and subject to the provisions of Agriculture Article Section 2-513, Grantor has elected to reserve the right to apply for release of a lot to convey to himself or his children for the purpose of constructing a dwelling for personal use as follows: one lot of one acre or less if the subject property is at least 20 acres, but less than 70 acres, two lots of one acre or less if the subject property is at least 70 acres, but less than 120 acres, or three lots of one acre or less if the subject property is 120 acres or more.

B) As to items 17 through 24, pursuant and subject to the provisions of Agriculture Article Section 2-513, Grantor has elected to reserve to himself, and his assigns, the right to apply for release of one unrestricted lot, that may be conveyed to himself or others.

C) As to items 24 through 32, the Grantor is waiving the right to request any additional lots.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

<u>Grantor</u>	<u>Property</u>	<u>Price</u>
<u>Baltimore County</u>		
1. Stephen Pieper 03-01-06A	99.17 Acre	\$793,360.00 \$ 8,000.00/acre
	(Appraised Value)	(Agricultural Value) (Easement Value)
a. Muller (fee)	\$1,488,000.00	\$87,777.64 \$1,400,222.36
b. Hentschel (fee)	\$1,800,000.00	\$87,777.64 \$1,712,222.36
Review Appraiser: Kelleher		

<u>Carroll County</u>		
2. Daniel & Jana Hutchison 05-06-08	119.04 Acre Less 1 acre Per dwelling	\$371,835.45 \$ 3,150.08/acre
	(Appraised Value)	(Agricultural Value) (Easement Value)
a. Cadell (fee)	\$1,050,000.00	\$116,037.38 \$933,962.62
b. Peters (fee)	\$578,500.00	\$116,037.38 \$462,462.62
Review Appraiser: Andrews		
3. Elaine Hetrick 05-06-25	131.91 Acre Less 1 acre Per dwelling (2 dwellings)	\$259,820.00 \$ 2,000.00/acre
	(Appraised Value)	(Agricultural Value) (Easement Value)
a. Cadell (fee)	\$985,000.00	\$163,357.34 \$821,642.66
b. Peters (fee)	\$597,600.00	\$163,357.34 \$434,242.66
Review Appraiser: Andrews		

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

4. David Heistand	138.96 Acre	\$450,598.40
05-80-06A	Less 1 acre	\$ 3,290.00/acre
	Per dwelling	
	(2 dwellings)	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$795,000.00	\$172,088.06	\$622,911.94
b. Peters (fee)	\$630,100.00	\$172,088.06	\$458,011.94
Review Appraiser: Kelleher			

5. Morris & Carolyn Krome	131.62 Acre	\$1,175,580.00
06-06-08	Less 1 acre	\$ 9,000.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Kelleher (staff)	\$1,698,000.00	\$68,836.45	\$1,629,163.55
b. Muller (fee)	\$1,372,000.00	\$68,836.45	\$1,303,163.55
c. Benfield (fee)	\$1,893,990.00	\$68,836.45	\$1,825,153.55
Review Appraiser: Kelleher			

6. Henry Shirley, et al.	191.91 Acre	\$1,312,468.01
06-82-05	Less 1 acre	\$ 6,911.00/acre
	Per dwelling	
	(2 dwellings)	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$1,899,000.00	\$83,396.67	\$1,815,603.33
b. Benfield (fee)	\$2,183,965.00	\$83,396.67	\$2,100,568.33
Review Appraiser: Kelleher			

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

Frederick County

7. Norman & Sandra Shriver 248.37 Acre \$1,241,850.00
10-06-03 \$ 5,000.00/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Reiter (fee)	\$1,713,800.00	\$227,879.47	\$1,485,920.53
b. Bowers (fee)	\$1,490,200.00	\$227,879.47	\$1,262,320.53

Review Appraiser: Westholm

Garrett County

8. Ray & Rachel Miller 62.77 Acre \$200,864.00
11-06-03 \$ 3,200.00/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Peters (fee)	\$345,200.00	\$36,044.41	\$309,155.59
b. Randall (fee)	\$313,850.00	\$36,044.41	\$277,805.59

Review Appraiser: Kelleher

Kent County

9. Franklin & Susan Leonard 152.07 Acre \$375,175.00
14-06-04 Less 1 acre \$ 2,500.00/acre
Per dwelling
(2 dwellings)

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$1,095,000.00	\$73,664.69	\$1,021,335.31
b. Benfield (fee)	\$1,200,000.00	\$73,664.69	\$1,126,335.31

Review Appraiser: Andrews

10. W. Frank & Jesse Barnes 198.32 Acre \$887,940.00
14-89-01 Less 1 acre \$ 4,500.00/acre
Per dwelling

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Benfield (fee)	\$3,453,100.00	\$168,222.63	\$3,284,877.37
b. Cadell (fee)	\$2,960,000.00	\$168,222.63	\$2,791,777.37

Review Appraiser: Andrews

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

Prince George's County

11. Hedy Pirner	84.5 Acre	\$911,490.52
16-06-01		\$ 10,786.87/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Burroughs (staff)	\$971,750.00	\$60,259.48	\$911,490.52
b. Peters (fee)	\$1,225,250.00	\$60,259.48	\$1,164,990.52
c. Pugh (fee)	\$295,000.00	\$60,259.48	\$234,740.52

Review Appraiser: Burroughs

12. Hedy Pirner	109 Acre	\$1,121,268.83
16-06-02		\$ 10,286.87/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Burroughs (staff)	\$1,199,000.00	\$77,731.17	\$1,121,268.83
b. Peters (fee)	\$1,526,000.00	\$77,731.17	\$1,448,268.83
c. Pugh (fee)	\$380,000.00	\$77,731.17	\$302,268.83

Review Appraiser: Burroughs

Queen Anne's County

13. William & Ellen Denny	163 Acre	\$567,000.00
17-03-02	Less 1 acre	\$ 3,500.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$1,440,000.00	\$141,035.66	\$1,298,964.34
b. Turner (fee)	\$1,296,000.00	\$141,035.66	\$1,154,964.34

Review Appraiser: Andrews

St. Mary's County

14. John & Susan Hall	72.5 Acre	\$624,447.57
18-06-03		\$ 8,613.07/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Peters (fee)	\$667,000.00	\$42,552.43	\$624,447.57
b. Martin (fee)	\$645,300.00	\$42,552.43	\$602,747.57

Review Appraiser: Westholm

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

Washington County

15. Andrew Michael, et al.	210.92 Acre	\$691,897.57
21-03-01		\$ 3,280.38/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Peters (fee)	\$843,700.00	\$151,802.43	\$691,897.57
b. Bowers (fee)	\$759,300.00	\$151,802.43	\$607,497.57
Review Appraiser: Burroughs			

16. Robert Cline	253.9 Acre	\$1,544,826.88
21-98-04	Less 1 acre	\$ 6,132.70/acre
	Per dwelling	
	(2 dwellings)	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Bowers (fee)	\$1,662,500.00	\$117,673.12	\$1,544,826.88
b. Peters (fee)	\$2,015,200.00	\$117,673.12	\$1,897,526.88
Review Appraiser: Burroughs			

Baltimore County

17. Jay McGinnis	115 Acre	\$690,000.00
03-06-03		\$ 6,000.00/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Hentschel (fee)	\$1,250,000.00	\$67,347.56	\$1,182,652.44
b. Muller (fee)	\$1,380,000.00	\$67,347.56	\$1,312,652.44
Review Appraiser: Kelleher			

Caroline County

18. Richard Spiering	140.71 Acre	\$499,448.95
05-06-18	Less 1 acre	\$ 3,575.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$865,000.00	\$160,250.10	\$704,749.90
b. Peters (fee)	\$628,700.00	\$160,250.10	\$468,449.90
Review Appraiser: Andrews			

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

Carroll County

19. Wayne & Mary Drabic	51.98 Acre	\$382,350.00
06-06-02	Less 1 acre	\$ 7,500.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Benfield (fee)	\$713,440.00	\$18,125.00	\$695,315.00
b. Muller (fee)	\$612,000.00	\$18,125.00	\$593,875.00
Review Appraiser: Kelleher			

20. Robert & Leah Baumgarder	155 Acre	\$924,000.00
06-06-15	Less 1 acre	\$ 6,000.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Benfield (fee)	\$1,771,000.00	\$119,919.28	\$1,651,080.72
b. Muller (fee)	\$1,540,000.00	\$119,919.28	\$1,420,080.72
Review Appraiser: Kelleher			

21. John Barnes	155.8532 Acre	\$1,091,715.06
06-91-46	Less 1 acre	\$ 7,050.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Benfield (fee)	\$1,625,959.00	\$113,760.24	\$1,512,198.76
b. Muller (fee)	\$1,471,000.00	\$113,760.24	\$1,357,239.76
Review Appraiser: Kelleher			

Frederick County

22. Edward & Charlotte Bowers	188.94 Acre	\$1,215,110.00
10-80-03	Less 1 acre	\$ 6,500.00/acre
	Per dwelling	
	(2 dwellings)	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Reiter (fee)	\$1,626,400.00	\$171,517.45	\$1,454,882.55
b. Bowers (fee)	\$1,496,000.00	\$171,517.45	\$1,324,482.55
Review Appraiser: Westholm			

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

23. Patricia Zimmerman 107.08 Acre \$2,110,289.10
 10-80-03 Less 1 acre \$ 20,082.69/acre
 Per dwelling
 (2 dwellings)

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Reiter (fee)	\$2,206,700.00	\$96,410.90	\$2,110,289.10
b. Bowers (fee)	\$1,681,300.00	\$96,410.90	\$1,584,889.10
Review Appraiser: Westholm			

Queen Anne's County

24. Ethel Smith & Ernest Darling 49 Acre \$78,400.00
 17-98-05A \$ 1,600.00/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Turner (fee)	\$368,000.00	\$29,917.67	\$338,082.33
b. Cadell (fee)	\$335,000.00	\$29,917.67	\$305,082.33
Review Appraiser: Andrews			

Baltimore County

25. Edward & Marguerite Seth 7.858 Acre \$28,812.00
 03-06-12 Less 1 acre \$ 4,200.00/acre
 Per dwelling

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Hentschel (fee)	\$120,000.00	\$6,565.55	\$113,434.45
b. Muller (fee)	\$130,000.00	\$6,565.55	\$123,434.45
Review Appraiser: Kelleher			

26. Ernestine Chambers 21.32 Acre \$121,920.00
 03-06-14 Less 1 acre \$ 6,000.00/acre
 Per dwelling

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$406,000.00	\$8,304.17	\$397,695.83
b. Hentschel (fee)	\$575,000.00	\$8,304.17	\$566,695.83
Review Appraiser: Kelleher			

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

27. Ernestine Chambers	35.23 Acre	\$211,380.00
03-06-15		\$ 6,000.00/acre

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$881,000.00	\$17,587.76	\$863,412.24
b. Hentschel (fee)	\$920,000.00	\$17,587.76	\$902,412.24
Review Appraiser: Kelleher			

28. Roger & Brenda Cutter	20.17 Acre	\$115,020.00
03-06-16	Less 1 acre	\$ 6,000.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Hentschel (fee)	\$250,000.00	\$12,286.83	\$237,713.17
b. Muller (fee)	\$345,000.00	\$12,286.83	\$332,713.17
Review Appraiser: Kelleher			

29. Elizabeth Chambers	23.3 Acre	\$133,800.00
03-06-17	Less 1 acre	\$ 6,000.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Hentschel (fee)	\$485,000.00	\$9,712.50	\$475,287.50
b. Muller (fee)	\$446,000.00	\$9,712.50	\$436,287.50
Review Appraiser: Kelleher			

30. Murray Family Ltd. P'ship	52.493 Acre	\$334,685.00
03-96-11A	Less 1 acre	\$ 6,500.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Hentschel (fee)	\$850,000.00	\$36,244.42	\$813,755.58
b. Muller (fee)	\$1,030,000.00	\$36,244.42	\$993,755.58
Review Appraiser: Kelleher			

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 15-RP

Caroline County

31. James A. Gargani	65.74 Acre	\$203,968.00
05-90-28A	Less 1 acre	\$ 3,200.00/acre
	Per dwelling	
	(2 dwellings)	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$540,000.00	\$68,795.28	\$471,204.72
b. Peters (fee)	\$337,900.00	\$68,795.28	\$269,104.72

Review Appraiser: Andrews

Carroll County

32. Elwood Myers et al.	57.834 Acre	\$341,004.00
06-06-09	Less 1 acre	\$ 6,000.00/acre
	Per dwelling	

	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$654,000.00	\$33,250.04	\$620,749.96
b. Benfield (fee)	\$682,008.00	\$33,250.04	\$648,757.96

Review Appraiser: Kelleher

FUND SOURCE

1. L00 A11.11 State SF07	\$16,676,866.10
2. L00 A11.11 County SF07	\$ 4,335,458.24

TOTAL	\$21,012,324.34
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REMARKS

1. The Department of Agriculture recommends acceptance of these contracts.
2. The Department of General Services has reviewed the appraisals and has recommended that each appraisal "a." listed above be the appraised value of the land on which the easement is to be acquired.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion
BPWAGItem 7-11-07

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 16-RP

DEPARTMENT OF AGRICULTURE

Maryland Agricultural Land
Preservation Foundation
File #s 05-87-19es
05-86-22
17-86-04
17-90-05
MD Rte 313
Caroline and Queen Anne's Counties

REFERENCE

Reference is made to the following:

1. Item 34-RP of this Department's Agenda of 6/29/88, for the meeting of the Board of Public Works wherein approval was given to the Maryland Agricultural Land Preservation Foundation (MALPF) to acquire an agricultural preservation easement on 342.9 acres for \$170,266.00. Purchase of the easement 05-87-19es was completed on 12/7/88. Actual consideration paid was \$169,680.05.
2. Item 35-RP of this Department's Agenda of 6/29/88, for the meeting of the Board of Public Works wherein approval was given to MALPF to acquire an agricultural preservation easement on 182.5 acres for \$81,312.00. Purchase of the easement 05-86-22 was completed on 12/13/88.
3. Item 18-RP of this Department's Agenda of 8/5/87, for the meeting of the Board of Public Works wherein approval was given to MALPF to acquire an agricultural preservation easement on 205.1 acres for \$86,317.00. Purchase of the easement 17-86-04 was completed on 1/22/87.
4. Item 21-RP of this Department's Agenda of 12/19/90, for the meeting of the Board of Public Works wherein approval was given to MALPF to acquire an agricultural preservation easement on 150 acres for \$150,000.00. Purchase of the easement 17-90-05 was completed on February 8, 1991.

The Maryland State Highway Administration (SHA) has determined that it needs to acquire certain fee interests and permanent easements for the public purpose of bridge construction and road re-alignment along Maryland Route 313 in Caroline County and Queen Anne's County.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 16-RP

Board of Public Works Approval is requested to grant partial releases wherein the State of Maryland, to the use of MALPF, will release minor portions of acreage from the operation and effect of the above referenced agricultural preservation easements as permitted by Agriculture Article Section 2-515 Annotated Code of Maryland. The SHA will reimburse MALPF for the released acreage according to the formula set forth in the Agriculture Article, and funds shall be deposited to MALPF fund as follows:

05-87-19es - Caroline County

RELEASOR The State of Maryland, to the use of the Maryland Agricultural Land Preservation Foundation of the Department of Agriculture

RELEASEES Ann B. Collier, Trustee and
Maryland State Highway Administration

PROPERTY 1.154 acres

CONSIDERATION \$574.69

05-86-22 - Caroline County

RELEASOR The State of Maryland, to the use of the Maryland Agricultural Land Preservation Foundation of the Department of Agriculture

RELEASEES Charles and Eugene Snow and
Maryland State Highway Administration

PROPERTY .064 acres

CONSIDERATION \$28.67

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 16-RP

17-86-04 - Queen Anne's County

RELEASOR The State of Maryland, to the use of the Maryland Agricultural Land Preservation Foundation of the Department of Agriculture

RELEASEES Virginia E. Green and
Maryland State Highway Administration

PROPERTY 2.396 acres

CONSIDERATION \$1,012.24

17-90-05 - Queen Anne's County

RELEASOR The State of Maryland, to the use of the Maryland Agricultural Land Preservation Foundation of the Department of Agriculture

RELEASEES Warren Family Farms Partnership and
Maryland State Highway Administration

PROPERTY .097 acres

CONSIDERATION \$97.65

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion
SHABPWitem7-11-07

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 17-RP (Revised)

DEPARTMENT OF NATURAL RESOURCES

Atchafalaya Holdings, LLP
73.79 acres, Love Point Road
Queen Anne's County
File # 4084

REFERENCE

Board of Public Works approval is requested to accept an agreement of sale to purchase the following property with title vested in the name of the State of Maryland, to the use of the Department of Natural Resources. The property consists of 73.79 acres of waterfront property located on the northern point of Kent Island along the Chester River in Queen Anne's County. The acquisition will safeguard wildlife habitat in the area, protect the water quality of the Chesapeake Bay, protect historic locations and provide opportunities for public access and environmental education.

A portion of the property was previously used as the old ferry boat wharf, and provided access to the eastern shore prior to the construction of the Bay Bridge. The former Eastern Shore Railroad terminated at the ferry wharf, and the old right of way could be converted into a rail/trail project that would link to existing Cross Island Trail, part of the American Discovery Trail. A portion of the property was also the site of the former Love Point Hotel, which burned down 30 years ago.

Board approval is also requested for the use up to \$60,000 in stabilization funds to rehabilitate the property after settlement. Rehabilitation shall include shore-line stabilization along the Chester River, lead paint abatement in the residential house located at 117 Pier Avenue, and possible asbestos removal in the residential house.

The agreement of sale has been approved by the Attorney General's Office. Title and transfer documents are subject to legal review.

GRANTOR

Atchafalaya Holdings, LLP

GRANTEE

State of Maryland, to the use of
the Department of Natural Resources

PROPERTY

73.79 +/- acres - improved

REAL PROPERTY CONVEYANCE

PRICE

\$7,200,000.00

\$7,278,800.00 - (2/15/07) - Fee
Appraiser Melville Peters -
reviewed by Wm. Beach

\$6,865,000.00 - (2/7/07) - Fee
Appraiser William J. Lefort -
reviewed by Wm. Beach

Program Open Space Funding
Acquisition
\$7,200,000 POS 81.20.03 Item 400

Stabilization
\$60,000 POS 81.20.03 Item 413

1. The State will take title subject to a farm lease for the current 2007 growing season on a portion of property and a lease on a 3,030 SF residence located at 117 Pier Avenue. Both leases operate on a month to month tenancy.

1. The Department of Natural Resources recommends approval of this acquisition.
2. In compliance with Natural Resources Article Section 1-104(k), the Senate Budget and Taxation Committee and the House of Delegates Appropriation Committee were advised of the details of this acquisition via a Department of Natural Resources Memorandum dated 5/9/07. A favorable review was received from the committees which have recommended it be brought to the Board for final disposition.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM 17-RP (Revised)

REMARKS

3. The State will lease back to Langenfelder Marine, Inc., an affiliate of Atchafalaya Holdings, LLP, an approximately 12 acre portion of this property for continued operation of a materials off-loading and distribution storage yard for aggregate subject to Board approval. (See DGS Item 29-LL of this date).

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

Approved

Disapproved

Deferred ✓

Withdrawn

With Discussion ✓

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 18-LT

STATE OF MARYLAND SUBSEQUENT INJURY FUND BOARD

Towson
Baltimore County

Landlord Cranston Building Associates, LLC
 c/o Heaver Properties Limited Liability Company
 1301 York Road
 Lutherville, Maryland 21093-6080

Property Location 320 E. Towsontown Boulevard
 Towson, Maryland 21286-5318

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	
<u>Duration</u>	5 Year	<u>Effective</u>	August 1, 2007	Office	3,670
<u>Annual Rent</u>	\$63,190	<u>Square Foot Rate</u>	\$16.00 - Office	Storage	894
			\$ 5.00 - Storage		4,564
		<u>Previous Sq. Ft. Rate</u>	\$14.50 - Office		
			\$ 4.50 - Storage		

Utilities Responsibility Landlord
Custodial Responsibility Landlord
Previous Board Action(s) 04/24/02 Item 11-L; 10/22/97 Item 15-L

Fund Source 100% Special C94I00

Special Conditions

1. The lease contains escalations/de-escalations for real estate taxes, utilities, and custodial services.
2. The lease incorporates twelve (12) reserved parking spaces at no cost.
3. The lease contains one (1) option renewal term of five (5) years.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 18-LT

Remarks

1. The Subsequent Injury Fund Board has leased this space since 1985 as its headquarters. Pursuant to the enabling legislation in the Labor and Employment Article of the Maryland Annotated Code, Section 9-802, this agency exists to encourage the hiring of workers with pre-existing disabilities by assuming financial responsibility for the combined effects of a pre-existing disability and an accidental workplace injury.
2. The lease contains a termination for convenience clause.
3. Through negotiation the Department of General Services Office of Real Estate was able to reduce the rental rate by an average of \$.13 for the office space and \$.20 for the storage space by securing fixed rental rate of \$16.00 per net usable square foot for the office and \$5.00 per net usable square foot for the storage, resulting in a savings of \$3,340 over the term of the lease.
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: 3472

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 19-LT

DEPARTMENT OF LABOR LICENSING AND REGULATION
(Employment and Training)

Hagerstown
Washington County

Landlord Mayor and City Council of Hagerstown
1 East Franklin Street
Hagerstown, Maryland 21740

Property Location 2-6 North Potomac Street, 1st Floor
Hagerstown, Maryland 21740

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	11,140
<u>Duration</u>	10 Years	<u>Effective</u>	July 15, 2007		
<u>Annual Rent</u>	\$158,745	<u>Square Foot Rate</u>	\$14.25		
		<u>Prev. Sq. Ft. Rate</u>	\$14.00		
		<u>Eff. Sq. Ft. Rate</u>	\$17.75		
		<u>Prev. Eff. Sq. Ft. Rate</u>	\$16.90		

Utilities Responsibility Tenant
Custodial Responsibility Tenant
Previous Board Action(s) 04/13/05 Item 5-L; 03/09/94 Item 33-L

Fund Source 100% Federal 0005 PCA E9999 Aobj 1301

Special Conditions

1. The lease incorporates 40 parking spaces.
2. The lease contains one (1) option renewal term of five (5) years.

Remarks

1. This space has been utilized as a client contact office since February, 1995 conducting job services, unemployment insurance service, career development and job search activities. A new lease document has been executed.
2. The lease contains a termination for convenience clause.

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

Approved Disapproved Deferred Withdrawn
With Discussion Without Discussion

File No: 4018

0620.poto.fa

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 20-LT

COMMISSION ON HUMAN RELATIONS

Hagerstown
Washington County

Landlord Potomac Plaza, LLC
550 Highland Street, Suite 303
Frederick, Maryland 21701

Property Location 44 North Potomac Street, 2nd floor
Hagerstown, Maryland 21740

<u>Space Type</u>	Office	<u>Lease Type</u>	Additional	<u>Square Feet</u>	140
<u>Duration</u>	2 Years	<u>Effective</u>	August 1, 2007		
<u>Annual Rent</u>	\$2,030	<u>Square Foot Rate</u>	\$14.50		

Utilities Responsibility Landlord
Custodial Responsibility Tenant
Previous Board Action(s) 11/15/06 Item 12-LT; 08/29/01 Item 28-L

Fund Source 100% General D27 L00-00

History

On November 15, 2006, as item 12-LT, the Board of Public Works approved 250 net useable square feet of office space for the Commission on Human Relations at the above location. It was realized during the day-to-day use of the space, that the square footage was inadequate to meet the privacy requirements for the mediation and hearing processes performed by the Commission. The additional 140 net useable square feet will be use as a conference room, resolving the space shortage need, and enabling the agency to efficiently perform its operations, while satisfying its customers.

Special Conditions

1. The lease for the existing space and the supplemental lease for the additional space will run concurrent and under the same rate, terms, and conditions.
2. The lease contains a termination for convenience clause.
3. The lease contains one option renewal term of one year.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 20-LT

Remarks

1. The Board of Public Works approved 250 net usable square feet of space exclusively for administrative and client contact purpose, space to satisfy the privacy requirements of the mediation and hearing processes was not included in the approved lease arrangement.

2. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland, the above lease was handled as a supplement to an existing lease, 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: 3815
Revised 6/1/06

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 21-LT

MARYLAND STATE DEPARTMENT OF EDUCATION
(Office of Child Care)

Westminster
Carroll County

Landlord DAN Holding, LLC
103 Wickwood Drive
Rockville, Maryland 20850

Property Location 1004 Littlestown Pike, Suite A2
Westminster, Maryland 21157

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	2,193
<u>Duration</u>	5 Years	<u>Effective</u>	July 15, 2007		
<u>Annual Rent</u>	\$35,373.12	<u>Square Foot Rate:</u>	\$16.13		
		<u>Prev. Sq. Ft. Rate:</u>	\$15.75		
		<u>Eff. Sq. Ft. Rate:</u>	\$17.63		

Utilities Responsibility Tenant
Custodial Responsibility Landlord
Previous Board Action(s) 06/19/02 Item 13-L; 06/20/01 Item 8-L; 09/15/93 Item 21-L

Fund Source 100% Federal R0007 PCA J0300 1005 OBJ 07

Special Conditions

1. The lease contains escalations/de-escalations for real estate taxes, and custodial.
2. The lease incorporates 10 use in common parking spaces free of charge.
3. The lease contains one (1) option renewal term of five (5) years.
4. The agency will assume the cost of utilities in this lease.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 21-LT

Remarks

1. This space has been utilized since December 10, 1993 to provide services to child care providers, parents and representative from other agencies.
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 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: 3247

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 22-LT

MARYLAND STATE DEPARTMENT OF EDUCATION
(Headquarters)

Baltimore City

Landlord Multi-Properties, Inc.
Pikesville Professional Building
Seven Church Lane
Baltimore, Maryland 21208-3710

Property Location 323-325 West Baltimore Street
Baltimore, Maryland 21201

<u>Space Type</u>	Surface Parking	<u>Lease Type</u>	New	<u>No. of Spaces</u>	50
<u>Duration</u>	5 Years	<u>Effective</u>	July 15, 2007		
<u>Annual Rent</u>	\$52,500	<u>Rate/Space/Month</u>	\$87.50		
		<u>Prev. Rate/Space/Mo.</u>	\$76.99		

Utilities Responsibility Tenant

Custodial Responsibility Tenant

Previous Board Action(s) 01/23/02 Item 14-L; 11/27/96 Item 20-L; 07/26/95 Item 18-L;
07/27/94 Item 20-L; 06/30/93 Item 19-L; 06/24/92 Item 16-L;
03/27/91 Item 8-L; 05/03/89 Item 7-L; 03/21/84 Item 32-L

Fund Source General 100% R00 07 PCA B5767 1005 Obj 07

Special Conditions

1. The lease contains escalations/de-escalations for real estate taxes.
2. The lease contains one (1) option renewal term of five (5) years.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 22-LT

Remarks

1. The Department of Education has utilized this lot for parking of State vehicles since 1984. The personnel using the lot are involved in school inspections and related activities which require the ingress and egress provided at this location.
2. This is a fenced-in surface lot located between 2 buildings. The lot is well lighted and ingress and egress is controlled by an electronic gate. Utilization of stacked parking accommodates 50 or more vehicles on the lot.
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: 1046

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 23-LT

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

(Parole and Probation)

Frederick
Frederick County

Landlord City of Frederick
101 N. Court Street
Frederick, Maryland 21701

Property Location West Patrick Street Garage
138 West Patrick Street
Frederick, Maryland 21701

<u>Space Type</u>	Garage Parking	<u>Lease Type</u>	New	<u>Number of Spaces</u>
<u>Duration</u>	1 Year	<u>Effective</u>	August 1, 2007	13
<u>Annual Rent</u>	\$10,920	<u>Rate/Space/Month</u>	\$70	

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	N/A

Fund Source 100% General 35.03.02 PCA 32110 Aobj 7050

Remarks

1. These spaces are used by employees of the Division of Parole and Probation, Criminal Supervision staff.
2. The number of spaces is below the 2:1 ratio established for this area.
3. The lease contains a termination for convenience clause.
4. The lease contains four (4) options to renew for a term of one year term each.

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

Approved

Disapproved
With Discussion

Deferred

Without Discussion

Withdrawn

File No: tba

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 24-LT

JUDICIARY OF MARYLAND
(District Court)

Frederick
Frederick County

Landlord City of Frederick
101 N. Court Street
Frederick, Maryland 21701

Property Location West Patrick Street Garage
138 West Patrick Street
Frederick, Maryland 21701

<u>Space Type</u>	Garage Parking	<u>Lease Type</u>	Option Renewal	<u>Number of Spaces</u>
<u>Duration</u>	2 Year	<u>Effective</u>	August 1, 2007	12
<u>Annual Rent</u>	\$10,080	<u>Rate/Space/Month</u>	\$70	
		<u>Prev. Rate/Space/Mo.</u>	\$70	

Utilities Responsibility Landlord
Custodial Responsibility Landlord
Previous Board Action(s) 7/20/05 Item 12-L; 2/11/04 Item 9-L; 8/1/01 Item 14-L

Fund Source General 100% Agency C00 PCA 00004 Aobj 1301

Remarks

1. These spaces are used by employees of the District Court.
2. The number of spaces is below the 2:1 ratio established for this area
3. The lease contains a termination for convenience clause.
4. There is one option remaining to renew this lease for a term of two years

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

File No: 3516
Revised 060106

0711wpat.ms

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 25-LT

DEPARTMENT OF HUMAN RESOURCES
(Child Support Enforcement Agency)

Bel Air
Harford County

Landlord Town of Bel Air
705 Churchville Road
Bel Air, Maryland 21014

Property Location Bel Air Parking Garage
Hickory/Courtland Avenues
Bel Air, Maryland 21014

<u>Space Type</u>	Garage Parking	<u>Lease Type</u>	New	<u>Number of Spaces</u>	15
<u>Duration</u>	5 Years	<u>Effective</u>	August 1, 2007		
<u>Annual Rent</u>	\$5,400.	<u>Rate/Space/Month</u>	\$30.00		

Utilities Responsibility Landlord
Custodial Responsibility Landlord
Previous Board Actions 08/29/01 Item 21-L; 02/28/96 Item16-L

Fund Source General 34% - \$1,836.00 N00G0006 7112 0715 PCA G6010
Federal 66% - \$3,564.00

Remarks

1. These spaces have been used by employees of the Harford County Child Support Enforcement Agency since April 1996.
2. The number of spaces comply with the 2:1 ratio established for this area.
3. The lease contains a termination for convenience clause.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

File No: 3415

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT SUB-LEASE

ITEM 26-LT

EXECUTIVE DEPARTMENT

(Governor's National Relations Office)

Washington, DC

Sub-Landlord State Services Organization
444 North Capitol Street, NW, Suite 237
Washington, DC 20001

Landlord/Owner The Trustees of the M.E.B.A. Pension Trust
c/o MEBAR Realty Holdoing Trust
444 North Capitol Street, NW, Suite 719
Washington, DC 20001

Property Location 400 N. Capitol Street, NW, Suite 311
Washington, DC 20001

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	2,133
<u>Duration</u>	6 Years	<u>Effective</u>	February 1, 2008		
<u>Annual Rent</u>	\$102,149.37	<u>Square Foot Rate</u>	\$47.89 (Avg.)		
		<u>Prev. Sq. Ft. Rate</u>	\$41.63 (Avg.)		

Utilities Responsibility Sub-Landlord
Custodial Responsibility Sub-Landlord
Previous Board Actions 8/29/2001 Item 29-L

Fund Source General 100% D10 PCA 10960 Aobj 1301

Special Conditions

1. The sublease contains operating expenses of \$5.02/sq. ft.
2. The sublease provides for five (5) parking spaces at the monthly rate of \$173.53 per parking space.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT SUB-LEASE

ITEM 26-LT

Special Conditions

3. The sublease provides for \$10.00/sq. ft. contribution by the landlord for tenant improvements provided the sublease is renewed by July 30, 2007.
4. The sublease contains a provision for annual rent increases of 2% resulting in a 6 year average lease rate of \$47.89.

Remarks

1. The space has been used since 1976 as the Governor's National Relations Office.
2. This location is leased by the State Services Organization, which in turn subleases to each of the States for use as a liaison office with the Federal Government.
3. The lease does not contain a termination for convenience clause.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

File No: #1237-A

0711ncap.ecp

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 27-LL

DEPARTMENT OF NATURAL RESOURCES
(Land and Property Management)

Patuxent State Park
Howard County

Tenant Hannah Patricia Myers & Rey Gonzalez
3770 Woodbine Road
Woodbine, Maryland 21797

Property Location 3770 Woodbine Road
Woodbine, Maryland 21797

<u>Space Type</u>	Land/Improvements	<u>Lease Type</u>	New	<u>Acres</u>	1.12 +/-
<u>Duration</u>	Lifetime Tenancy	<u>Effective</u>	July 25, 2007		
<u>Annual Rent</u>	\$177,631 in value for restoration				

<u>Utilities Responsibility</u>	Tenant
<u>Custodial Responsibility</u>	Tenant
<u>Previous Board Action(s)</u>	N/A

Special Conditions

1. The tenant shall occupy and use the residence known as the Driver Property located on 1.12 +/- acres as a single family residence. The tenant shall be responsible for the restoration, rehabilitation, renovation, maintenance of the residence, barn, and sheds.
2. The tenant shall be responsible for obtaining all permits, licenses, inspections, and approvals required for its use and occupancy of the premises, and shall deliver to landlord copies of all necessary permits, licenses, inspections and approvals prior to taking any action requiring such permits, licenses, inspections and approvals.
3. The tenant shall open the premises to the public up to 3 to 5 days each year, as arranged in cooperation with landlord, once the restoration, rehabilitation, and renovation have been completed.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 27-LL

Special Conditions

4. The tenant shall indemnify and hold harmless the State of Maryland and the Department of Natural Resources against any and all liability or claim of liability, including reasonable attorney's fees, arising out of their use and occupancy, conduct, operation or management of the premises during the term.
5. The structures are presently in need of significant restoration and tenant desires to lease the structures from landlord in order to restore, rehabilitate, and renovate the Structures pursuant to a Curatorship Gift Agreement in the amount of One Hundred Seventy Seven Thousand, Six Hundred and Thirty One Dollars (\$177,631) and shall be completed by the end of year 2010.
6. This lease does not contain a Termination for Convenience clause.

Remarks

1. This project is part of the Department of Natural Resources Resident Curatorship program which secures private funding for the restoration and maintenance of historic structures at no cost to the State of Maryland.
2. The State Clearinghouse conducted an intergovernmental review of the project under MD20070124-0051 and has recommended to change of use, and lease +/- 1.12 acres of land and improvements known as the "Driver Property" within Patuxent River State Park to Hannah P. Myers, and Rey G. Gonzalez. Hannah and Rey plan to restore a farmhouse, and several barns under the Resident-Curatorship Program.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

File No: 4114

Revised 060106

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 28-LL (Revised)

DEPARTMENT OF NATURAL RESOURCES
(Land and Property Management)

Preston
Caroline County

Tenant U. S. Forest Service
 11 Campus Blvd., Ste. 200
 Newtown Square, PA 19073

Property Location John S. Ayton Tree Nursery
 3424 Gallagher Road
 Preston, Maryland 21665

<u>Space Type</u>	Office	<u>Lease Type</u>	Retroactive	<u>Square Feet</u>	360
<u>Duration</u>	3 years	<u>Term</u>	April 1, 2004 - March 31, 2007		
<u>Rent</u>	\$14,976				

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord

Pursuant to State Finance and Procurement Article 11-204(c), retroactive approval is requested for the lease arrangement between DNR and the US Forest Service as reflected above.

History

DNR discovered in 2006 that the U.S. Forest Service was occupying office space at this location without a lease or payments of rent. The office space was used part time by two (2) U.S. Forest Service employees as part of a forest inventory analysis being performed on properties on the Eastern Shore.

Since that time, DNR has been pursuing other mean to establish a document to collect back rent for the use of the premises, however, U. S. Forest Service has notified the State that it can only pay the amount due under an executed lease agreement.

Revenue generated from this Lease Agreement will be placed in the Forest and Park Reserve Fund.

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 29-LL

DEPARTMENT OF NATURAL RESOURCES
(Land and Property Management)

Queen Anne's County

Tenant Langenfelder Marine, Inc.
400 Pier Avenue
Stevensville, Maryland 21666

Property Location 400 Pier Avenue
Stevensville, Maryland 21666

<u>Space Type</u>	Land/Improvements	<u>Lease Type</u>	New	<u>Acres</u>	12 +/-
<u>Duration</u>	5 Years	<u>Effective</u>	Simultaneous with		
<u>Annual Rent</u>	\$215,000		settlement of property		

<u>Utilities Responsibility</u>	Tenant
<u>Custodial Responsibility</u>	Tenant
<u>Previous Board Action(s)</u>	N/A

Reference

Langenfelder Marine, Inc. ("LMI") an affiliate of the seller of the property, Atchafalaya Holdings, LLP, (See DGS companion Item 17-RP of this date) desires to lease back a portion of the property from the State for the continuation of its existing business operations. Subject to the approval of the Board of Public Works, the lease will be executed by the State at closing of the sale.

Special Conditions

1. This property will continue to be used in connection with the operation of a materials off-loading and distribution storage yard for aggregate including marine support and repairs.
2. The tenant shall be responsible for all maintenance of the property.
3. The lease may be renewed by mutual agreement by the parties for one (1) additional term of five (5) years, subject to Board of Public Works approval.

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 29-LL

Special Conditions

4. The tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its use and occupancy of the premises.
5. This lease contains a termination for convenience clause for both tenant and landlord.
6. 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 \$1,000,000 per occurrence/ \$2,000,000 general aggregate/ combined single limit per occurrence and shall contain broad form GCL Endorsement or its equivalent.
7. The tenant shall indemnify and hold harmless the State of Maryland and the Department of Natural Resources against any and all liability or claim of liability, including reasonable attorney's fees, arising out of tenant's use and occupancy, conduct, operation or management of the premises during the term.

Remark

The annual market rent was determined through the appraisal process. Income derived from this Lease Agreement will be placed in the State Forest and Park Reserve Fund.

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

Approved

Disapproved

Deferred ✓

Withdrawn

With Discussion ✓

Without Discussion

File No: tba
Revised 060106

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 30-CGL

Board of Public Works approval is requested for **certification of matching funds and reimbursement** to the grant recipient in the following amount by the following organization. This is a summary of the item being submitted in accordance with the provisions of the appropriate legislation.

Board of Directors of Howard County General Hospital, Inc. - **MARYLAND CONSOLIDATED CAPITAL BOND LOAN - HOWARD COUNTY GENERAL HOSPITAL LOAN OF 2006, CHAPTER 046, ACTS OF 2006 - \$325,000** - The Board of Directors has presented evidence of \$650,000 of eligible expenditures. "... for the planning, design, renovation, expansion, repair, construction, and capital equipping of the Behavioral Emergency Unit of Howard County General Hospital, located in Columbia.

Board of Public Works approval is also requested to reimburse the Board of Directors of Howard County General Hospital, Inc. \$325,000 for eligible expenditures.

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 recipient has 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 loan 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

cc:rcmb071107.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL

MAYOR AND CITY COUNCIL
OF THE CITY OF BALTIMORE

City Hall
100 N. Holliday Street
Baltimore City

PROJECT NO. AND TITLE

SL-061-010-038
Construct East Baltimore Community
Recreation and Learning Center
2101 E. Biddle Street, Baltimore City

DESCRIPTION

In accordance with the provisions of the Baltimore City - East Baltimore Community Recreation and Learning Center Loan of 2001, Chapter 715, Acts of 2001 and the Maryland Consolidated Capital Bond Loan - East Baltimore Community Recreation and Learning Center Loan of 2005, Chapter 445, Acts of 2005, which provided matching grants of \$500,000 and \$300,000, respectively, to the Mayor and City Council of the City of Baltimore for the acquisition, planning, design, and construction of a facility to be located at 2101 East Biddle Street in Baltimore to be used as a community recreation and learning center, Board of Public Works approval is requested for capital expenditures towards the following contract to provide development services. Services will include design, construction management, environmental testing and mitigation, demolition, utility site work, and masonry restoration.

PROCUREMENT METHOD

Negotiated

AWARD

Lambda Development, LLC
Baltimore, MD

AMOUNT

\$1,024,032.33

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL

FUND SOURCE

\$ 395,000.00 - Baltimore City - East Baltimore
Community Recreation and
Learning Center Loan of 2001

\$ 300,000.00 - MCCBL - East Baltimore
Community Recreation and
Learning Center Loan of 2005

\$ 329,032.33 - City of Baltimore

REMARKS

The developer, Lambda Development, LLC, was originally selected by competitive sealed proposals. That initial contract to provide development services was approved by the Board of Public Works at its meeting of 06/15/ 05 as DGS Item 15-CGL. This is a continuation of that initial contract which provided for preliminary design and management services.

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

eastbaltocrlecpq.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 32-CGL

BOARD OF DIRECTORS OF THE
ACADEMY OF SUCCESS, INC.

2908 Stafford Street
P. O. Box 20544
Baltimore, Maryland 21223

PROJECT NO. AND TITLE

SL-051-050-038
Acquisition of 200 S. Franklinton Road
Baltimore, Maryland 21223

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Local House of Delegates Initiatives - Academy of Success Community Center Loan of 2005, DGS Item 051, Chapter 445, Acts of 2005, which provided a grant of \$100,000 and the Maryland Consolidated Capital Bond Loan - Local Senate Initiatives - Academy of Success 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 Academy of Success, Inc. for the acquisition, planning, design, renovation, reconstruction, and capital equipping of a building to be used as a community center, located in Baltimore City, Board of Public Works approval is requested for capital expenditures for the acquisition of a vacant manufacturing facility located at 200 S. Franklinton Road in southwest Baltimore City.

PROCUREMENT METHOD

Negotiated

AWARD

Terzi Properties - Baltimore, LLC
Baltimore, MD

AMOUNT

\$630,000

FUND SOURCE

\$100,000 - MCCBL - LHODI - Academy of
Success Community Center Loan
of 2005

\$200,000 - MCCBL - LSI - Academy of
Success Community Center Loan
of 2005

\$330,000 - Academy of Success, Inc.

*DGS Item 051 * see attachment*

250

Continued

Martin O'Malley
Governor

Anthony G. Brown
Governor



✓
MCCBL

Alvin C. Collins
Secretary

MARYLAND DEPARTMENT OF GENERAL SERVICES
OFFICE OF THE SECRETARY

December 11, 2007

Sheila McDonald, Esq.
Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis, Maryland 21401-1991

SUBJECT: July 11, 2007, October 31, 2007 and November 14, 2007 Board of Public Works
Agendas

Dear Ms. McDonald:

This is to advise you of the following changes to the Department of General Services' and Secretary's Agenda items previously approved by the Board of Public Works.

BPW July 11, 2007

Item 32-CGL

Pages 62-63

Acquisition of 200 S

Franklintown Road

Baltimore, MD

FROM:\$ 100,000.00 - MCCBL - LHODI -

Academy of Success

Community Center

Loan of 2005

200,000.00 - MCCBL - LSI - Academy

of Success Community

Center Loan of 2005

330,000.00 - Academy of Success, Inc.

TO:\$ 100,000.00 - DGS Item 051, MCCBL -

LHODI Academy of Success

Community Center Loan of

2005

200,000.00 - MCCBL - LSI - Academy of

Success Community Center

Loan of 2005

330,000.00 - Academy of Success, Inc.

Reason: Item number omitted.

2007 DEC 13 AM 8 59

Ms. Sheila McDonald
Page 2

BPW October 31, 2007

Item 4-GM

Page 5

Various Projects

Housing Assessment Program

FROM:\$ 600,000.00 – POS 2007 Item 397
DNR Housing Assessment
Program Funding

TO:\$ 600,000.00 – POS 2006 Item 397
DNR Housing Assessment
Program Funding

Reason: Funding year incorrect.

November 14, 2007

Item Appendix 2

Pages A3-A4

Elevator Upgrades

William Donald Schaefer

Tower

6 St. Paul Street

FROM:\$ 2,239,065.67 – 009/MCCBL 2006
280,229.33 – 113/GCL 2002
380,635.00 – 005/MCCBL 2004
53,880.00 – 280303.08.33391.0812
53,880.00 – 280303.09.33391.0812
10,200.00 – 280303.08.33439.0812
10,200.00 – 280303.09.33439.0812

TO:\$ 1,576,770.37 – 009/MCCBL 2006
316,484.45 – 113/GCL 2002
1,006,675.18 – 005/MCCBL 2004
5,100.00 – 280301 09 33391
10,200.00 – 280301 10 33391
5,100.00 – 280301 11 33391
26,940.00 – 280301 09 33439
53,880.00 – 280301 10 33439
26,940.00 – 280301 11 33439

Reason: Revise funding allocation.

Ms. Sheila McDonald
Page 3

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

CAPITAL GRANTS AND LOANS

ITEM 32-CGL

REMARKS

The Department of General Services has reviewed and approved a fair market value of \$826,000.

The former manufacturing facility being acquired will be renovated for use as the Academy of Success Community Empowerment Center. The Center will offer various community based activities and services including:

- The Academy of Success Institute for Academic Excellence, an all boys' public charter high school providing full academic curriculum as well as literacy, social and educational development training services to the families of the students;
- The Youth Entrepreneurship Institute & Workforce Readiness Center, an expansion of the Dollars and Sense Entrepreneurship Program;
- the E-Male Project, a person-centered empowerment program for Baltimore City's males ages 13 - 21 yrs of age during evening hours;
- the Family Matters Program which will provide family-centered services; and
- the Neighborhood Empowerment Institute which will provide training and technical assistance to community youth service providers in high-risk neighborhoods.

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 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

academysuccess.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 33-CGL

MAYOR AND CITY
COMMISSIONERS OF THE CITY
OF DISTRICT HEIGHTS

2000 Marbury Drive
District Heights, MD

PROJECT NO. AND TITLE

SL-010-040-038
Install Street Lights

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - District Heights Street Lighting Loan of 2004, Chapter 432, Acts of 2004, which provided a grant of \$25,000 with a matching fund requirement of \$10,000; the Maryland Consolidated Capital Bond Loan - District Heights Street Lighting Loan of 2004, DGS Item 479, Chapter 432, Acts of 2004, which provided a grant of \$25,000 and the Maryland Consolidated Capital Bond Loan - District Heights Street Lighting Loan of 2005, DGS Item 057, Chapter 445, Acts of 2005, which provided a grant of \$150,000, all to the Mayor and City Commissioners of the City of District Heights for the acquisition and installation of street lights in the City of District Heights, Board of Public Works approval is requested for capital expenditures towards the following contract to furnish and install 252 100 watt high pressure sodium vapor lamps throughout the City.

PROCUREMENT METHOD

Utility Exempt

AWARD

PEPCO
Upper Marlboro, MD

AMOUNT

\$150,838

FUND SOURCE

\$ 15,756 - DGS Item 479, MCCBL 2004

\$ 25,000 - MCCBL - District Heights Street
Lighting Loan of 2004

\$100,082 - DGS Item 057, MCCBL 2005

\$ 10,000 - City of District Heights

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 33-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 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

dhstreetlights2pg.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 34-CGL

NORTHBAY, LLC

701 Maiden Choice Lane
Baltimore, Maryland

PROJECT NO. AND TITLE

SL-049-050-038
Design of Environmental Education Center
11 Horseshoe Point Lane
North East, Cecil County

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - NorthBay Environmental Education Center Loan of 2005, DGS Item 042, Chapter 445, Acts of 2005, which provided a grant of \$300,000 to the NorthBay, LLC to assist in the design, construction, and capital equipping of an Environmental Education Center, Board of Public Works approval is requested for capital expenditures towards the following contracts.

A. Architect/Engineer contract for the design of the Environmental Education Center. This is a one story facility containing classrooms, lab rooms, exhibit area, retail store, snack bar and toilets.

PROCUREMENT METHOD

Negotiated

AWARD

Mark, Thomas and Associates, Inc.
Baltimore, MD

AMOUNT

\$203,640

B. Contract for site engineering and surveying services for the construction of the Environmental Education Center.

PROCUREMENT METHOD

Negotiated

AWARD

Morris & Ritchie Associates, Inc.
Georgetown, DE

AMOUNT

\$ 96,000

TOTAL CONTRACTS

\$299,640

204

Continued

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 34-CGL

FUND SOURCE

\$299,640 - DGS Item 042, MCCBL -
NorthBay Environmental
Education Center Loan of 2005

REMARKS

The General Assembly placed two conditions on the \$300,000 Capital Grant for the NorthBay Environmental Education Center that had to be met prior to disbursement of the funding:

1. **CONDITION:** DNR must implement the first recommendation in the February 2005 Audit completed by the DLS and submits a report to the budget committees detailing how the lease has been modified.

SATISFIED: Lease modification negotiated and approved by BPW (01/18/06 - Item 9-L) and MOU executed between DNR and NorthBay clarifying additional issues identified by DLS was reviewed satisfactorily by the budget committees during the 2006 legislative session.

2. **CONDITION:** The Maryland State Department of Education submits a letter to the budget committees indicating that MSDE has approved the proposed curriculum and programming for the NorthBay Environmental Education Center.

SATISFIED: June 1, 2005 by letter from MSDE to budget committees indicating that the curriculum at NorthBay was approved and conformed to the Grade 6 Voluntary State Curriculum.

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

northbaypg.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 35-CGL

BOARD OF DIRECTORS OF THE
RELIGIOUS COALITION FOR
EMERGENCY HUMAN NEEDS, INC.

27 Degrange Street
Frederick, MD 21701

PROJECT NO. AND TITLE

SL-017-060-038
Addition/Renovations
Religious Coalition Offices
Alan P. Linton, Jr. Emergency Shelter Site

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Local Senate Initiatives - Alan P. Linton, Jr. Emergency Shelter Site Loan of 2006, Chapter 046, Acts of 2006, which provided a matching grant of \$50,000 to the Board of Directors of The Religious Coalition for Emergency Human Needs, Inc. for the repair, renovation, reconstruction, and capital equipping of the Alan P. Linton, Jr. Emergency Shelter Site, located in Frederick, Board of Public Works approval is requested for capital expenditures procured and approved by The Religious Coalition for Emergency Human Needs, Inc. for the following contracts:

A. Provide various services and small contracts for the renovation of the Alan P. Linton, Jr. Emergency Shelter site.

PROCUREMENT METHOD

Small Procurement

AWARD

AMOUNT

1. Provide professional services to design the renovations of a building and provide drawings for bidding and construction purposes.

CMW Group, Inc. - Frederick, MD

\$10,266.66

2. Provide structural engineering services

ADTEK Engineers, Inc. - Frederick, MD

\$ 4,000.00

3. Cabling for phone system

The Answer Group - New Philadelphia, OH

\$ 1,700.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 35-CGL

AWARD

AMOUNT

4. Install a security system

Glessner Alarm & Communications - Hagerstown, MD

\$ 1,100.00

B. Provide construction management services for the renovation of an existing one story building and add an addition for offices and warehouse.

PROCUREMENT METHOD

Negotiated

AWARD

Sanbower Builders, Inc.
Myersville, MD

AMOUNT

\$392,774

REMARKS

Sanbower Builders, Inc.'s subcontractors were competitively bid. Sanbower Builders, Inc. has previously completed projects for the grantee and the grantee has been pleased with their services. The grantee felt that their price was fair and reasonable and awarded them the project.

TOTAL CONTRACTS

\$409,840.66

FUND SOURCE

\$ 50,000.00 - MCCBL - LSI - Alan P. Linton, Jr.
Emergency Shelter Site Loan of 2006

\$359,840.66 - The Religious Coalition for
Emergency Human Needs, Inc.

REMARKS

The Alan P. Linton, Jr. Emergency Shelter site, opened in 1990, operates as a Frederick County Cold Weather shelter for the homeless. Under this contract, the grantee will renovate a 2,400 sq. ft. cinder block building next to the Linton shelter into the organization's administrative and service offices. Renovating the building, which is currently owned by the Coalition, will provide for more centralized and efficient access to services offered to the community. When complete, the facility will provide 1,800 sq. ft. of office space and 600 sq. ft. of storage space.

Continued

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 35-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

alanplinton.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 36-CGL

BOARD OF DIRECTORS OF
MERCY MEDICAL CENTER, INC.

301 St. Paul Place
Baltimore City

PROJECT NO. AND TITLE

SL-018-030-038
Expansion of Emergency Department
Mercy Medical Center

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Mercy Medical Center Loan of 2003, Chapter 204, Acts of 2003, which provided a matching grant of \$700,000 to the Board of Directors of Mercy Medical Center, Inc. for the planning, design, renovation, repair, construction, and capital equipping of Phase 2 of the hospital's emergency department, located in Baltimore, Board of Public Works approval is requested for capital expenditures with regards to the following contract modification, and contract.

A. Credit modification to construction management contract to renovate approximately 13,000 square feet of the emergency department.

CONTRACTOR

Harkins Builders, Inc. - Marriottsville, MD

MODIFICATION AMOUNT

(\$1,907,080) - Credit

Original Contract Approval:

Item 13-CGL, DGS Agenda 03/15/06

Original Contract Amount:

\$1,907,080

Previous Modification:

-0-

This Modification:

(\$1,907,080) - Credit

Revised Contract Amount:

-0-

FUND SOURCE

(\$ 628,937.31) - Credit - MCCBL - Mercy
Medical Center Loan of 2003

(\$1,278,142.69) - Credit - Mercy Medical Center

B. Construction management contract for the renovation of approximately 13,000 square feet of the emergency department, located on the first floor of the Burke Building.

PROCUREMENT METHOD

Negotiated

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 36-CGL

AWARD Jeffrey Brown Contracting, LLC
Towson, MD

AMOUNT \$2,215,337.00

FUND SOURCE \$ 628,937.31 - MCCBL - Mercy Medical Center
Loan of 2003

\$1,586,399.69 - Mercy Medical Center

REMARKS

Grantee terminated contract with firm due to various issues including the following: inconsistent scheduling performance in which project was not progressing, cost construction disputes, unable to work effectively in an occupied hospital environment, un-experienced personnel below senior project management level and ineffective working relationship with owner and architect.

The grantee selected and negotiated a contract with Jeffrey Brown Contracting, LLC because they were working at the hospital at the time and the grantee felt that it was the only viable way to keep the project in budget and on schedule.

All contracts with Harkins Builders' subcontractors were reassigned to Jeffrey Brown Contracting. The increase in the contract is due to existing mechanical systems infrastructure above the ceiling in the emergency department that needed to be relocated as part of unforeseen conditions and expanded scope of work that included a reconfigured triage area.

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

mercymedicalpg.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 37-CGL

BOARD OF DIRECTORS OF
MERCY MEDICAL CENTER, INC.

301 St. Paul Place
Baltimore City

PROJECT NO. AND TITLE

SL-053-050-038
Modernization of Labor and Delivery Unit

DESCRIPTION

In accordance with the provisions of the Maryland Consolidated Capital Bond Loan - Mercy Medical Center Loan of 2005, Chapter 445, Acts of 2005, which provided a matching grant of \$800,000 to the Board of Directors of Mercy Medical Center, Inc. for the planning, design, renovation, expansion, repair, construction, and capital equipping of existing space at Mercy Medical Center for inpatient bed modernization, located in Baltimore, Board of Public Works approval is requested for capital expenditures towards the following contracts.

A. Architect/Engineer contract to design and prepare construction documents for the renovations of the 7th, 8th, 10th, 12th, 14th, 15th, and 16th floors of the Tower building.

PROCUREMENT METHOD

Negotiated

AWARD

MKA Associates
Baltimore, MD

AMOUNT

\$310,318

REMARKS

MKA Associates is the architect for the hospital. They have been the architect for all of the hospital's expansion and modernization projects.

B. Construction contract for the renovation of the Labor and Delivery Unit on the 16th floor of the Tower Building. Includes renovation of eleven (11) labor and delivery rooms and adjoining toilets, renovation of four (4) anti-partum rooms and adjoining toilets, and two (2) triage rooms and adjoining toilets, and additional medical air and oxygen outlets in operating rooms 1 and 2.

PROCUREMENT METHOD

Competitive Sealed Bidding

CAPITAL GRANTS AND LOANS

BIDDERS

AMOUNT

\$288,315
\$295,900
\$354,542

Brooks Construction Services, Inc.

\$288,315

\$598,633

\$299,316.50 - MCCBL - Mercy Medical Center Loan of 2005

\$299,316.50 - Mercy Medical Center

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.

Approved

Deferred

Withdrawn

Without Discussion

mercymedical2pg.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 38-CGL

BOARD OF DIRECTORS OF THE
BOYS AND GIRLS CLUBS OF
CECIL COUNTY, INC.

135 East High Street
Elkton, MD

PROJECT NO. AND TITLE

SL-083-001-038
Design of North East Boys and Girls Club
Addition

DESCRIPTION

In accordance with the provisions of the Cecil County - The Boys and Girls Clubs of Cecil County, Inc. Loan of 2000, Chapter 698, Acts of 2000 and as amended by Chapter 015, Acts of 2002, which provided a matching grant of \$100,000 to the Board of Directors of The Boys and Girls Clubs of Cecil County, Inc. for the acquisition, planning, design, and capital equipping of a site in Cecil County to house a Boys and Girls Club, Board of Public Works approval is requested for capital expenditures towards the following architect/engineer contract to design a one story, approximately 1,500 square foot addition to the existing club.

PROCUREMENT METHOD

Negotiated

AWARD

Stantec Consulting Services, Inc.
Elkton, MD

AMOUNT

\$26,000

FUND SOURCE

\$13,000 - Cecil County - The Boys and Girls
Clubs of Cecil County, Inc. Loan of 2000 as
amended

\$13,000 - Boys and Girls Clubs of Cecil
County, Inc.

REMARKS

Contract information was received by Department of General Services on May 31, 2007.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 38-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

boysgirlscecilpg.fv

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 39-CGL

DEPARTMENT OF JUVENILE
SERVICES

Carroll County Youth Service Bureau (CCYSB)
332 - 140 Village Road, JCK Center
Westminster, Maryland 21157

PROJECT NO. AND TITLE

SL-042-040-038
Design and Construct a New
Youth and Family Services Center

DESCRIPTION

Board of Public Works approval is requested for a State grant to the Carroll County Youth Service Bureau (CCYSB) in the amount of \$107,500 to assist in the planning and design of their Youth and Family Services Center building, located at the southeast corner of the intersection of Washington Avenue (Maryland Route 32) and Kate Wagner Road. CCYSB was awarded State grants in the amount of \$125,000 in Fiscal Year 2005, \$71,000 in Fiscal Year 2006, and \$82,000 in Fiscal Year 2007 through the Department of Juvenile Services Justice Facilities Capital Program.

This new Youth and Family Services Center will replace an existing cramped and rented office, and allow for the expansion of outpatient mental health services to youth and families of Carroll County. The new center encompasses 13,340 net square feet and 20,000 gross square feet on two floors and will provide additional and appropriately sized therapy, nurses, psychiatrist and staff offices; group therapy, observation, and meeting spaces; larger conference rooms; and file space. The newly designed Youth and Family Services Center will address all current youth and families that are projected to be served. Board of Public Works approval is requested for capital expenditures towards the following contracts.

A. Design/Build contract to provide design and construction services for a new approximately 20,000 square foot, two story facility

PROCUREMENT METHOD

Negotiated

AWARD

Watersville Commercial Co.
New Market, MD

AMOUNT

\$70,000

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 39-CGL

REMARKS

The award amount reflects the cost of schematic and design services only. The contract with Watersville was terminated when it was determined that the firm would not be able to obtain a construction bond.

B. Architect/Engineer contract to complete the architectural design for the new facility. This includes construction document preparation and bidding phases.

PROCUREMENT METHOD Negotiated

AWARD Cre 8 Design, LLC
Frederick, MD

AMOUNT \$88,000

C. Civil Engineering and Landscape Architectural services for the new facility.

PROCUREMENT METHOD Negotiated

AWARD DeMario Design Consultants, Inc.
Frederick, MD

AMOUNT \$57,000

REMARKS

Both Cre 8 Design and DeMario Design were originally under contract to Watersville Commercial to provide design services for this project. When the contract with Watersville was terminated, the grantee contracted directly with Cre 8 Design and DeMario Design to maintain continuity of design.

TOTAL CONTRACT \$215,000

FUND SOURCE \$107,500 - Item 034, MCCBL 2004

\$107,500 - Carroll County Youth Services Bureau

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 39-CGL

REMARKS

In accordance with the Juvenile Justice Facilities Capital Program, Board of Public Works approval is contingent upon notice of the State's right of recovery being filed in the land records of Carroll County for this project.

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

carrollcoyouthpg.fv

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.

Sheila C. McDonald, Esq.
Executive Secretary

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