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## No Reports of Emergency

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Contact: Norman Astle 410-841-5834 Norman.Astle@Maryland.Gov

# 1. <u>DEPARTMENT OF AGRICULTURE</u> Maryland Agricultural Cost-Share Program

*Recommendation:* That the Board of Public Works approves funding 35 individual grants under the Maryland Agricultural Cost-Share Program.

*Amount:* \$455,121

Agreement #	Recipient	County	Amount \$
AT-2016-2804	Albright Farms, Inc	Baltimore	102,800
AT-2016-3098	Michael E. Perrin	Allegany	3,400
AT-2016-3100	Peter G. Sheaffer	Queen Anne's	13,300
AT-2016-3101	Peter G. Sheaffer	Queen Anne's	12,500
AT-2016-3110	Juan Quiroga	Allegany	2,100
AT-2016-3115	David K. Miller	Cecil	4,500
AT-2016-3116	George L. Lawrence	St. Mary's	7,500
AT-2016-3133	Raymond A. Copsey, Sr	St. Mary's	4,200
AT-2016-3134	William V. Lyon	St. Mary's	9,400
AT-2016-3157	Terry Evans	Garrett	1,300
AT-2016-3160	Breeding Farms, LLC	Queen Anne's	2,200
AT-2016-3164-B	Ryan S. Rhodes	Queen Anne's	28,000
AT-2016-3165-B	Ryan S. Rhodes	Queen Anne's	12,500
CH-2016-3159	Breeding Farms, LLC	Queen Anne's	500
LS-2016-3092	William C. Wernig	Harford	10,359
LS-2016-3093	William C. Wernig	Harford	16,262
MP-2016-3106	Stephen P. Derrenbacher	Frederick	6,200
MP-2016-3107	Calico Land, LLC	Frederick	5,100
MP-2016-3108	Calico Land, LLC	Frederick	7,300
MP-2016-3109	Calico Land, LLC	Frederick	7,200
MP-2016-3121	Phillip D. Thompson	Frederick	4,900
MP-2016-3122	Phillip D. Thompson	Frederick	4,700
MP-2016-3123	Phillip D. Thompson	Frederick	30,200
MP-2016-3125	Christopher T. Langkam	Carroll	12,000
MP-2016-3126	Christopher T. Langkam	Carroll	11,300
MP-2016-3153	Daryl Crouse Myers-Trustee	Frederick	10,300
PR-2016-3129-B	Hemnauth Kasinath	Wicomico	35,000
PR-2016-3131	Hemnauth Kasinath	Wicomico	1,200
RS-2016-3099	R. A. Bell & Sons Farm, LLC	Carroll	27,600

#### 1. <u>DEPARTMENT OF AGRICULTURE</u> (cont'd) Maryland Agricultural Cost-Share Program

Agreement #	Recipient	County	Amount \$
RS-2016-3104	William H. Miller	Carroll	1,300
RS-2016-3112	George W. Sauter	Carroll	1,200
RS-2016-3162	Donald M. Brathuhn	Baltimore	31,500
RS-2016-3163	Donald M. Brathuhn	Baltimore	5,000
UP-2016-3102	KB Farm Properties, LLC	Washington	7,500
UP-2016-3103	Michael D. Martz	Washington	14,800

*Fund Source:* MCCBL of 2015/Item 15185: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.* 

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

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



Contact: Norman Astle 410-841-5834 Norman.Astle@Maryland.Gov

# 2. <u>DEPARTMENT OF AGRICULTURE</u> Maryland Agricultural Cost-Share Program

*Recommendation:* That the Board of Public Works approves **additional** funding of three individual grants under the Maryland Agricultural Cost-Share Program.

*Amount:* \$12,052.58

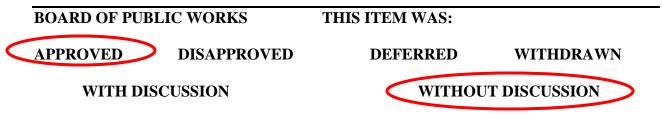
Agreement #	Recipient	County	Amount \$
CH-2014-2999	Morgan Creek Land Holdings LLC	Kent	591.30
MP-2015-2621	Keith D. Wiles, Sr	Frederick	796.06
UP-2015-3144	Michael D. Martz	Washington	10,665.22

**Fund Source:** MCCBL of 2013/Item 113106: Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.

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

**Remarks:** The Maryland Department of Agriculture has determined that each of these projects is eligible for cost-share funds. Each project has received technical certification from the appropriate Soil Conservation District Office. The farmer has signed the 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.



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# 3. <u>DEPARTMENT OF AGRICULTURE</u> Maryland Agriculture Cost-Share Program

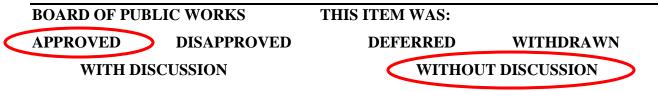
**Recommendation:** That the Board of Public Works approves the **reversions** of balances remaining after 21 projects completed in accordance with the Maryland Agricultural Cost-Share Program.

#### *Amount:* \$310,154

Agreement #	Recipient	County	Amount\$
AT-2014-2539	Kurhessen Trust	Kent	13,300
AT-2015-2460	Michelle A. Rosenkilde	Harford	3,000
CR-2014-2378-B	Lohmeyer's Farm, Inc.	Caroline	14,000
CR-2014-2408	Matthew Manship	Caroline	5,400
CR-2014-2409-B	Matthew Manship	Caroline	50,000
MP-2013-2845	Clay C. Kinna	Frederick	8,100
MP-2014-2294	Larry Warner	Frederick	16,000
MP-2014-2303	John P. Smith	Carroll	26,454
MP-2014-2321	William H. Mcgrew, Jr	Carroll	15,200
MP-2014-2358	Roger H. Wright	Carroll	5,500
MP-2014-2360	Betty Jo Christian	Frederick	11,600
MP-2014-2371	Eric A. Brauning	Carroll	2,300
MP-2014-2381	John A. Kable	Carroll	800
MP-2014-2382	James L. Osborn	Carroll	24,400
MP-2014-2613	Fern R. Haines	Carroll	6,500
MP-2014-2993	John A. Kable	Carroll	9,100
NW-2014-2379-B	Anthony E. Balcerzak, Sr.	Wicomico	35,000
PR-2014-2374	Howard P. Overholt	Somerset	6,900
RS-2014-2427	R. Dennis Utz	Carroll	10,100
UP-2014-2395	Brenda T. Griffith	Washington	34,300
UP-2014-2396	Brenda T. Griffith	Washington	12,200

*Fund Source:* MCCBL of 2013/Item 13106: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.* 

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



OAG Contact: Gary Honick 410-576-6480 ghonick@oag.state.md.us Board of Public Works Contact: Dori Jaffe 410-260-7335 dori.jaffe@maryland.gov

# 4. <u>BOARD OF PUBLIC WORKS</u> Debarment: Robert W. Hales (a/k/a Bobby Hales)

**Recommendation:** The Attorney General recommends that the Board of Public Works adopt the proposed decision of the Office of Administrative Hearings and debar Robert W. Hales (Bobby Hales) from being considered for the award of, being awarded, or performing, directly or indirectly, a contract with a public body for an indefinite period.

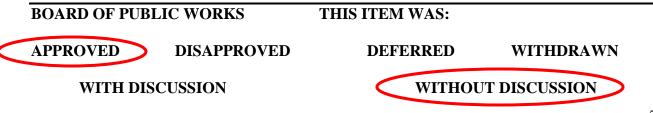
Authority: State Finance & Procurement Article, §§ 16-202(b), 16-306, Annotated Code of MD

**Background:** Mr. Hales owned and operated two Maryland-based painting companies that contracted with the General Services Administration on maintenance projects. A federal investigation revealed that Hales made cash payments to Gary Thompson, a GSA building manager, in exchange for GSA service contracts. The investigation led to Hales admitting that, from March 2010 through July 2011, he paid two bribes to Thompson to award maintenance contracts to Hales' companies. In January 2014, Hales pleaded guilty in United States District Court to one count of bribery in violation of 18 U.S.C. § 201(b)(1). In July 2014, Mr. Hales was sentenced to 14-month probation and home detention, 100 hours of community service, and a \$400 money judgment.

**Basis for Debarment:** The State Procurement Law provides: that "a person may be debarred from entering into contract with a public body *if the person has been convicted under the laws* of another state or *of the United States of bribery*, attempted bribery, or conspiracy to bribe." § 16-202(b) (emphasis added).

**Proceedings**: The Attorney General instituted debarment proceedings against Mr. Hales by filing an administrative complaint with the Board of Public Works. Reference is made to Secretary's Agenda Item 9 (8/26/15) in which the Board of Public Works referred Mr. Hales' request for a hearing on the Attorney General's debarment complaint to the Office of Administrative Hearings.

An administrative law judge at the Office of Administrative Hearings conducted a debarment hearing in December 2015. On March 1, 2016, the Office of Administrative Hearings issued a proposed decision to debar Robert Hales from contracting with a public body for an indefinite period.



OAG Contact: Gary Honick 410-576-6480 ghonick@oag.state.md.us Board of Public Works Contact: Dori Jaffe 410-260-7335 dori.jaffe@maryland.gov

# 5. <u>BOARD OF PUBLIC WORKS</u> Debarment: Daryl Kitchen

**Recommendation:** The Attorney General recommends that the Board of Public Works adopt the proposed decision of the Office of Administrative Hearings and debar Daryl Kitchen from being considered for the award of, being awarded, or performing, directly or indirectly, a contract with a public body for an indefinite period.

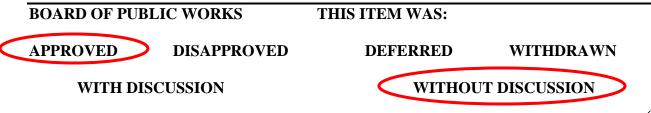
Authority: State Finance & Procurement Article, §§ 16-202(b), 16-306, Annotated Code of MD

**Background:** Mr. Kitchen owned and operated a Maryland-based general contracting company that contracted with the General Services Administration on maintenance projects. A federal investigation revealed that Kitchen made cash payments to two GSA building managers in exchange for receiving GSA service contracts. The investigation led to Kitchen admitting that from October 2009 through May 2010, he paid bribes to Gary Thompson to award maintenance contracts to Kitchen's contracting company. In November 2013, Kitchen pleaded guilty in United States District Court to one count of bribery in violation of 18 U.S.C. § 201(b)(1). In April 2014, Mr. Kitchen was sentenced to 8-month home detention, 14-month probation, 100 hours of community service, and fined \$1,000.

**Basis for Debarment:** The State Procurement Law provides: that "a person may be debarred from entering into contract with a public body *if the person has been convicted under the laws* of another state or *of the United States of bribery*, attempted bribery, or conspiracy to bribe." § 16-202(b) (emphasis added).

**Proceedings**: The Attorney General instituted debarment proceedings against Mr. Kitchen by filing an administrative complaint with the Board of Public Works. Reference is made to Secretary's Agenda Item 10 (8/26/15) in which the Board of Public Works referred Mr. Kitchen's request for a hearing on the Attorney General's debarment complaint to the Office of Administrative Hearings.

An administrative law judge at the Office of Administrative Hearings conducted a debarment hearing in September 2015. On December 2, 2015 the Office of Administrative Hearings issued a proposed decision to debar Daryl Kitchen from contracting with a public body for an indefinite period.



OAG Contact: Gary Honick 410-576-6480 ghonick@oag.state.md.us BPW Contact: Dori Jaffe 410-260-7335 dori.jaffe@maryland.gov

# 6. <u>BOARD OF PUBLIC WORKS</u> Debarment: Andre Michael Lipford

**Recommendation:** The Attorney General recommends that the Board of Public Works adopt the proposed decision of the Office of Administrative Hearings and debar Andre Michael Lipford from being considered for the award of, being awarded, or performing, directly or indirectly, a contract with a public body for an indefinite period.

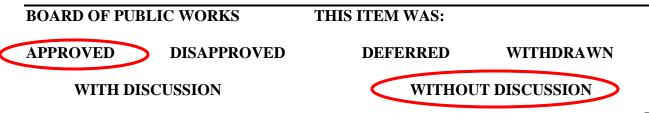
Authority: State Finance & Procurement Article, §§ 16-202(b), 16-306, Annotated Code of MD

**Background:** Mr. Lipford owned and operated a Washington, DC-based general contracting company that contracted with the General Services Administration on maintenance projects. A federal investigation revealed that Lipford made cash payments to Gary Thompson, a GSA building manager, in exchange for GSA service contracts. The investigation led Lipford admitting that from April 2009 through December 2010, he paid bribes to a Thompson to award maintenance contracts to Lipford's company. In January 2013, Lipford pleaded guilty in United States District Court to one count of bribery in violation of 18 U.S.C. § 201(b)(1). In April 2013, Lipford was sentenced to 5-months imprisonment, 5-months home detention, and one year of supervision upon release from prison.

**Basis for Debarment:** The State Procurement Law provides: that "a person may be debarred from entering into contract with a public body *if the person has been convicted under the laws* of another state or *of the United States of bribery*, attempted bribery, or conspiracy to bribe." § 16-202(b) (emphasis added).

**Proceedings**: The Attorney General instituted debarment proceedings against Mr. Lipford by filing an administrative complaint with the Board of Public Works. Reference is made to Secretary's Agenda Item 11 (8/26/15) in which the Board of Public Works referred Mr. Lipford's request for a hearing on the Attorney General's debarment complaint to the Office of Administrative Hearings.

An administrative law judge at the Office of Administrative Hearings conducted a debarment hearing in September 2015. Mr. Lipford failed to appear at the hearing. On October 20, 2015, the Office of Administrative Hearings issued a default order against Andre Lipford.



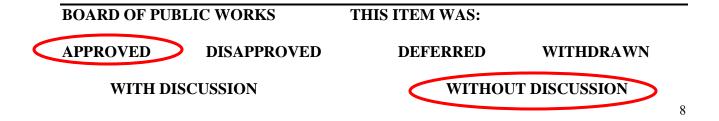
Contact: Gabriel Gnall 410.260.7335 gabriel.gnall@maryland.gov

# 7. <u>BOARD OF PUBLIC WORKS</u> Procurement Agency Activity Report

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

Budget & Management	December 2015
Maryland Environmental Service	March 2016
Public Safety & Correctional Svs	March 2016

*Authority:* COMAR 21.02.01.05.



Contact: Gabriel Gnall 410-260-7335 Gabriel.Gnall@Maryland.gov

#### 8. <u>BOARD OF PUBLIC WORKS</u> *Recording and Transcription Services*

Description: Provide recording and transcription services for Board of Public Works meetings.

Award:	Hunt Reporting Company, Glen Burnie, MD Certified Small Business
Term:	9/1/2016 – 8/31/2019 (w/2 one-year renewal options)
Amount:	<ul> <li>\$51,750 (Base Term – three years)</li> <li>\$17,750 (Option year 1)</li> <li>\$18,250 (Option year 2)</li> <li>\$87,750 Total (five years)</li> </ul>
Procurement Method:	Competitive Sealed Proposals One Proposal Received
Proposal:	Hunt Reporting Company
MBE Participation:	None
Incumbent:	Same

# Remarks:

*Scope of Services.* The Board of Public Works engages a contractor to record and transcribe its meetings. The contractor prepares and provides: (1) audio recordings concurrently with the meeting; and (2) verbatim transcripts soon after. Of critical importance is the contractor's ability to produce, with respect to every Board meeting, a clear, timely audio recording and a high-quality, accurate timely transcript. In meeting the challenges of multiple speakers at high-paced meetings, the contractor must act with the highest degree of professionalism and decorum and may not interrupt the Board proceedings.

*Procurement Process.* The Procurement Officer advertised the availability of the Request for Proposals to 194 vendors on *eMaryland Marketplace* for 43 days and sent solicitations directly to 12 prospective vendors, 10 of which are Maryland firms and five are MBEs. Copy of the solicitation notice was also sent directly to the Governor's Office of Minority Affairs. Because there are no meaningful subcontracting opportunities in this contract, the Board office instead focused on maximizing participation by small and minority businesses as the prime contractor. Certified MBEs and certified small businesses were directly solicited.

# 8. <u>BOARD OF PUBLIC WORKS</u> (cont'd) Recording and Transcription Services

*Request for Proposals.* Vendors had 42 days to submit a proposal after the RFP was issued. The RFP provided that technical factors and financial factors would be equally weighted.

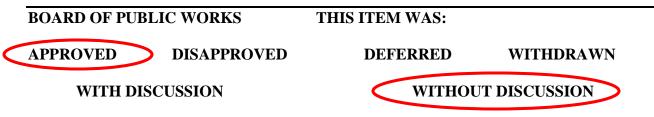
Hunt's technical proposal emphasized its significant experience as well as its highly-trained and specialized staff. Most of Hunt's staff have been with the company for more than 20 years, and all staff providing services under this contract are residents of Maryland. Based in Glen Burnie, Hunt Reporting is able to efficiently staff Board meetings in Annapolis and provide for quick staff replacements if necessary. The Board has been pleased with Hunt's past performance.

Hunt's financial proposal, as the RFP required, was based on an average of 23 meetings and 2,000 pages of transcript per year. Hunt has proposed to keep its current rates the same for the new contract's three-year base period, with increases of \$0.25 per transcription page in each of the option years. The Board's Procurement Officer has determined that Hunt's rates are fair and reasonable; this determination is based on an analysis of the current contract rates, the offerors' rates from the prior procurement (three other offerors in 2011), and the published rates of several court reporting vendors on the U.S. General Services Administration Schedule.

Hunt was the only vendor who submitted a proposal in response to the RFP. The Procurement Officer investigated the lack of competition and learned that other vendors chose not to propose due to requirements that the contractor provide staff on-site (not remotely); not being able to complete a proposal submission due to family and logistics details; a vendor's belief that it could not compete with the incumbent; and the simple fact that the volume on this contract is relatively small.

The Procurement Officer determined that other vendors had ample time to prepare proposals and that awarding this contract to Hunt is in the best interest of the State and Board operations.

Fund Source:	BPW Administration Office
Appropriation Code:	D05 E0101.01
Resident Business:	Yes
MD Tax Clearance:	16-1050-0111



Contacts: Jean Peterson (301) 429-7667 jean.peterson@maryland.gov Allen Cartwright (301) 429-7629 allen.cartwright@maryland.gov

#### 9. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

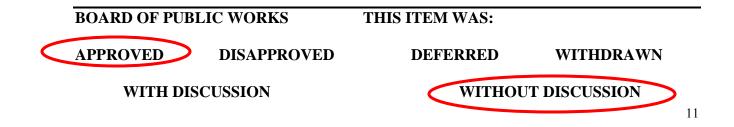
**Recommendation:** That the Board of Public Works approve releasing the deed of trust on one property that received a loan from the Department of Housing and Community Development's Down Payment and Settlement Expense Loan Program in exchange for \$1,500 in short sale proceeds. The deed of trust is a second mortgage; the borrowers are selling their property in lieu of foreclosure to pay off the first mortgage owed to the department.

Loan Authority:	Down Payment and Settlement Expense Loan Program Housing and Community Development Article, §§ 4-301-4-309, Annotated Code of Maryland
Authority to Release Security Interest:	State Finance and Procurement Article, § 10-305, Annotated Code of Maryland
Borrowers:	Jason & Sara Reprogel 1904 Perryman Road, Aberdeen, 21001 (Harford County)

Original Loan/Current Balance: \$5,000/\$3,500

**Background Information**: DHCD lent the borrowers \$132,750 in 2012 to purchase property as their principal residence; the loan was secured by a first lien on the property. DHCD also made a \$5,000 DSLEP loan to help the borrowers with the down payment and closing costs. The first mortgage loan was assigned to U. S. Bank and is insured by the Federal Housing Authority. Borrowers now seek to engage in a "short sale" of the property. Bankruptcy proceedings this Spring included the mortgage loans. To resolve the situation, the FHA is willing to pay the U. S. Bank Loan and provide \$1,500 toward the DHCD settlement (second) loan. To accomplish the transfer, DHCD must release the deed of trust on the settlement loan. DHCD recommends this resolution as the bankruptcy filing precludes DHCD from collecting the remaining balance of the settlement loan.

*Market Value:* Market value of property is \$130,000, (Appraisal by Steven J. Kotowski, CRA, Metro-West Appraisals, 719 Griswold Ave., Suite 720, Detroit, MI 48226)



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# 10. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

*Recommendation:* That the Board of Public Works approve the Department of Housing and Community Development's loan of general obligation bond proceeds as described.

*Loan Authority:* Neighborhood Business Development Program §§ 6-301 through 6-311, Housing and Community Development Article Annotated Code of Maryland; COMAR 05.13.01

Established in 1995, the *Neighborhood Business Development Program*, now operating as *Neighborhood BusinessWorks*, is a Smart Growth tool for revitalization through business creation or expansion in designated revitalization areas.

*Borrower:* Little Crystal Bijoux, LLC

*Project Property:* 7 Center Place, Dundalk, MD 21222 (Baltimore County)

*Loan Amount:* \$87,500

*Fund Source:* MCCBL 2015: *Provide funds for grants and loans to fund community-based economic development activities in revitalization areas designed by local governments.* Item SA24 (B).

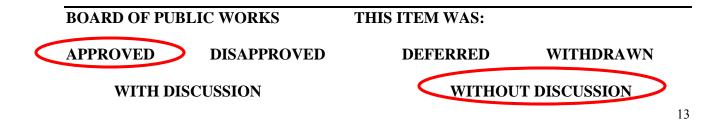
*Collateral:* The project property at 7 Center Place, Dundalk, will serve as collateral for the DHCD loan. DHCD will take second lien position behind the Baltimore County Boost Loan Fund. The Baltimore County Boost Loan first lien secures its loan of \$100,000. DHCD's collateral coverage is 50% and within the Neighborhood BusinessWorks guidelines.

**Project Description:** The borrower will acquire and perform minor exterior renovations to a vacant commercial/retail building in Dundalk Village. The first floor will be occupied by a retail jeweler and the spaces on the upper floor will be leased to business tenants. The occupancy of 7 Center Place as a boutique jewelry shop (currently a vacant optometry office) will have a tremendous impact on the revitalization efforts underway by the Dundalk Renaissance Corporation. The project will help support and encourage visitors and retail shopping that is missing from the Dundalk Village Center. The professional offices that will be leased on the upper floor will also increase and further support the surrounding businesses and future business expansion.

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

# Funding:

Use	DHCD	Owner/Borrower	Baltimore Co.	Dundalk Renaissance Corp. (façade grant)	Total Project
Land & Building	\$87,500	\$5,000	\$87,500		\$180,000
Construction				\$10,000	10,000
Est. Closing Costs		\$5,000			5,000
Total	\$87,500	\$10,000	\$87,500	\$10,000	\$195,000
Percent of Total	44.87%	5.12%	44.88	5.13%	100%



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# 11. <u>DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT</u>

*Recommendation:* That the Board of Public Works approve the Department of Housing and Community Development's loan of general obligation bond proceeds as described.

*Loan Authority:* Neighborhood Business Development Program §§ 6-301 through 6-311, Housing and Community Development Article Annotated Code of Maryland; COMAR 05.13.01

Established in 1995, the *Neighborhood Business Development Program*, now operating as *Neighborhood BusinessWorks*, is a Smart Growth tool for revitalization through business creation or expansion in designated revitalization areas.

*Borrower:* East Baltimore Development, Inc.

Project Property: 929 N. Wolfe Street and Ashland Avenue, Baltimore City, 21205

*Loan Amount:* \$250,000

*Fund Source:* MCCBL of 2015: *Provide funds for grants and loans to fund community-based economic development activities in revitalization areas designed by local governments.* Item SA24(B).

Collateral: None

**Project Description:** EBDI, or East Baltimore Development, Inc., is a § 501(c)3 non-profit that seeks funds for improvement costs to fit-out the interior of a 1,400 square feet retail space that EBDI will lease to TwoBoots Pizza. This retail space is part of the larger Graduate Housing Building that EBDI owns at 929 N. Wolfe Street, Baltimore City.

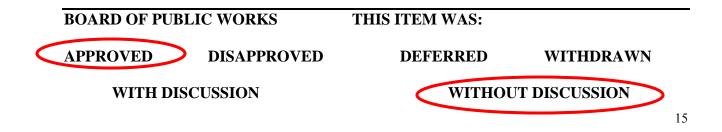
The EBDI-owned and operated 315-unit Graduate Housing Building was constructed and opened in 2013 and is 96% occupied. The building contains 3,400 square feet of retail space at the ground floor and is a critical component in the larger redevelopment effort encompassing over 80 acres in East Baltimore.

TwoBoots Pizza will occupy the EBDI's retail space. TwoBoots is a New York-based gourmet pizza+ restaurant that has a successful location on Mt. Royal Street; this will be their second Baltimore location. Because EBDI has no tenant allowance available for incentives, EBDI has applied to borrow Neighborhood Business Works funds for tenant fit-out. EBDI will use the funds to install a cooking exhaust system and natural gas service.

# 11. <u>DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT</u> (cont'd)

# Funding:

Use	DHCD	Tenant (Two Boots)	Owner/Borrower (EBDI)	Total Project
Land & Building			\$490,000	\$490,000
Pre-Development Cost			27,000	27,000
Leasehold Improvements	250,000	50,000		300,000
Equipment		130,000		130,000
Inventory		20,000		20,000
Working Capital		50,000		50,000
Total	\$250,000	\$250,000	\$517,000	\$1,017,000
Percent of Total	24.58%	24.58%	50.84%	100%



Contacts: John Maneval (301) 429-7714 john.maneval@maryland.gov Mike Haloskey (301) 429-7523 michael.haloskey@maryland.gov Jean Peterson (301) 429-7667 jean.peterson@maryland.gov

# 12. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

*Recommendation:* That the Board of Public Works approve the Department of Housing and Community Development's loan of general obligation bond proceeds as described.

*Loan Authority:* Neighborhood Business Development Program §§ 6-301 through 6-311, Housing and Community Development Article Annotated Code of Maryland; COMAR 05.13.01

Established in 1995, the *Neighborhood Business Development Program*, now operating as *Neighborhood BusinessWorks*, is a Smart Growth tool for revitalization through business creation or expansion in designated revitalization areas.

Borrower:SHPS Investors, LLC (affiliate of Cross Street Partners, LLC)Project Property:875 Hollins Street, Baltimore, MD 21201 (Baltimore County)

*Loan Amount:* \$1,080,000

*Fund Source:* MCCBL of 2015: *Provide funds for grants and loans to fund community-based economic development activities in revitalization areas designed by local governments.* Item SA24(B).

# Collateral:

- No collateral for seven years (New Market Tax Credit structure prohibits direct lien for first seven years).
- When seven-year interest-only initial term ends, DHCD will then be secured by a first or second deed of trust on the project property.

*Project Description:* Redevelop historic Lion Brothers Building to office space to be leased to non-profit organizations, University of Maryland programs, and social enterprises in Southwest Baltimore.

The Lion Brothers Building was built in 1886 as a livery stable. It became associated with one of Baltimore's oldest continually-operating businesses, the Lion Brothers Company, after the company relocated to and expanded the building following the 1904 Baltimore Fire. Established in 1899, the Lion Brothers Company originally manufactured a wide range of products including blouses, skirts, and sailor caps but later specialized to make only embroidered emblems. In 1958, when the Lion Brothers moved out, they were the largest manufacturer of embroidered emblems in the world, creating products for clients including the United States Military, NASA, and the Boy Scouts of America. The Lion Brothers Building has been vacant since 2002.

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

### **Project Description:** (cont'd)

Listed on the U.S. National Register of Historic Places and one block from the University of Maryland Medical Center BioPark, the B & O Railroad Museum, and Hollins Market, the Lion Brothers Building is positioned to be part of the UMMC BioPark, Innovation District, the University Community, and the surrounding neighborhood. The Innovation District will promote diversification by offering office/lab space, public open access, free work space, meeting lounges, and events platform designed to create an inclusive innovation community that encourages collaboration, and exchange. The redevelopment of the property will contribute to the vibrancy of the Hollins and Poppleton neighborhoods.

## Funding:

Use	DHCD	Owner/Borrower	TRF	FHTC/ SHTC/ NMTC/ SDGIF	Total Project
Land & Building	\$1,080,000	\$107,800		\$250,000	\$1,437,800
Construction		366,210		5,541,789	5,907,999
Development Cost		592,683	3,080,000		3,672,683
Refinance Debt					
Working Capital					
Other		345,480			345,480
Total	\$ 1,080,000	\$ 1,412,173	\$ 3,080,000	\$ 5,791,789	\$11,363,962
Percent of Total	9.5%	12.4%	27.1%	51%	100%

<b>BOARD OF PUBLIC WORKS</b>	THIS ITEM WAS:		
APPROVED DISAPPROVED	DEFERRED	WITHDRAWN	
WITH DISCUSSION	WITHOU	T DISCUSSION	

Contacts Person: Elaine Cornick (301) 429-7777 elaine.cornick@maryland.gov Brien O'Toole (301) 429-7761 brien.otoole@maryland.gov Jean Peterson (301) 429-7667 jean.peterson@maryland.gov

#### **DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT** 13.

**Recommendation:** That the Board of Public Works approve the Department of Housing and Community Development's loan of general obligation bond proceeds as described.

O'Donnell Heights 2 Associates, LP Borrower:

Key's Pointe/Phase 1b, 6301 Boston Street, Baltimore City, 21224 **Project:** 

§§ 4-101 through 4-255, Housing & Community Development Article, Annotated Authority: Code of Maryland; COMAR Chapter 05.05.02

Rental Housing Works finances rental housing that will be occupied by individuals with incomes of 60% and below of the area median income.

Loan Amount:	\$1,255,445
Fund Source:	MCCBL 2014 - Rental Housing Works Program
Collateral:	Deed of Trust

**Description:** The project will construct 68 two-story townhouse rental units situated on a 3.926 acre site that the borrower is ground leasing from the Housing Authority of Baltimore City, for \$1 per year. The improvements will contain one, two, three, and four bedroom units, of which 34 (half) will receive project-based vouchers. The project represents Phase 2 of the redevelopment of a 900-unit public housing development known as O'Donnell Heights. All units are targeted to households with income at or below 60% of the area median income.

Sources	Amount
<b>Rental Housing Works (this Item)</b>	\$1,255,445
Replacement Housing Factor Funds	7,650,281
HUD/FHA – 221(d)(4)	5,337,079
4% Low Income Housing Tax Credit Equity	8,213,420
Deferred Developer Fee	270,000
Total	\$22,726,225

The Maryland Department of Planning approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy (Project # SP20150701-6021) on June 24, 2015.



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

#### 14. **DEPARTMENT OF NATURAL RESOURCES** Naming of Honorary Ranger William "Howard" Skinner Area

Recommendation: The Secretary of Natural Resources recommends that the Board of Public Works approve the naming of a section of Fair Hill Natural Resources Management Area as the Honorary Ranger William "Howard" Skinner Area in honor of WILLIAM "HOWARD" SKINNER, lifelong volunteer and caretaker of the Fair Hill property. Honorary Ranger Skinner passed away on August 11, 2013, at the age of 86.

Background: The area being proposed for naming in honor of Honorary Ranger Skinner is locally and informally referred to as the Little Egypt Area because part of the land on its northeastern boundaries is near Little Egypt Road. The area serves park visitors with a network of multi-use trails through a mix of woodlands and hay fields enjoyed by hikers, equestrians, and mountain bikers. In January 1995, DNR recognized Mr. Skinner's selfless dedication, bestowing upon him the title of Maryland's first Honorary Ranger – an honor that Mr. Skinner cherished the rest of his life. To officially dedicate this section of land in Honorary Ranger William "Howard" Skinner's memory would honor a man that dedicated his life toward bettering the Fair Hill Natural Resources Management Area.

William Skinner moved with his family to Fair Hill at the age of three and was later employed on the property by William duPont until the State of Maryland acquired the property in 1975. Until just before his death, he was closely involved with the Fair Hill Races, Scottish Games, Cecil County Fair, Breeders Fair, Bill Mills Trail Ride and Fair Hill Nature Center. He was the "Unofficial Mayor of Fair Hill" and ensured that all of the logistics were in place for safe and successful events.

Honorary Ranger Skinner was a tireless volunteer for Fair Hill and was counted on and trusted as much as any paid staff member. For over 20 years, he was usually the first to arrive and last to leave as he volunteered for many park-sponsored events (managed deer hunts, trout season opening days, trail work days, interpretive programs).

Honorary Ranger Skinner's service to Fair Hill, and ultimately the citizens of this State, can only be characterized as unrelenting and outstanding. He held Fair Hill as a sacred place, and chose to raise his family in the area off Appleton Road, overlooking the Little Egypt Area from its front door. In addition to the land between Appleton and Little Egypt roads, the area to be named in his honor includes the parcel on which his former residence sits.

BOARD OF PUI	BLIC WORKS	THIS ITEM WAS:	
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DI	SCUSSION	WITHO	UT DISCUSSION

MDE Contact: Mary Beth Tung (410) 537-3893 mary.tung@maryland.gov DNR Contact: Emily Wilson (410) 260-8436 emilyh.wilson@maryland.gov

# 15. MARYLAND DEPARTMENT OF THE ENVIRONMENT & <u>DEPARTMENT OF NATURAL RESOURCES</u> Tern Island

**Recommendation:** That the Board of Public Works approve the Maryland Department of the Environment transferring to the Department of Natural Resources MDE's authority to use Tern Island for conservation purposes and otherwise control the State-titled property as part of Sinepuxent Bay Wildlife Management Area. The property will remain under the Board's continuing jurisdiction.

*Property:* The U.S. Army Corps of Engineers created Tern Island by depositing into the Isle of Wight Bay material excavated from the Ocean City inlet and the bay channel. The 5.7 acre Tern Island, was constructed in cooperation with the U.S. Fish and Wildlife Service and DNR as a nesting sanctuary for migratory birds.

*Authority*: MDE seeks to transfer the use of Tern Island to DNR for long-term conservation purposes as part of Sinepuxent Bay Wildlife Management Area.

By State law, islands "created . . . within the confines Sinepuxent, Isle of Wight or Chincoteague Bay by the . . . depositing of excavated material from dredging . . . by the State or the United States" from Ocean City inlet or bay channel dredge materials "are natural resources of the State and title to them is retained for the use of" MDE.

That law authorizes MDE to "use the land ... for conservation purposes [as MDE] deems in the best interest of the State." State law, however, specifically authorizes any person who may lawfully hunt or fish in Worcester County to "hunt or fish on these lands during the open season for hunting or fishing."

Finally, State law authorizes the Board of Public Works to approve MDE's use of these lands and generally to transfer physical control or custody of real property from one Executive Branch unit to another Executive Branch unit. However, the property remains under the Board's jurisdiction.

## 15. MARYLAND DEPARTMENT OF THE ENVIRONMENT & DEPARTMENT OF NATURAL RESOURCES (cont'd) Tern Island

#### Statutes:

Environment Article, Section 16-402, Annotated Code of Maryland:

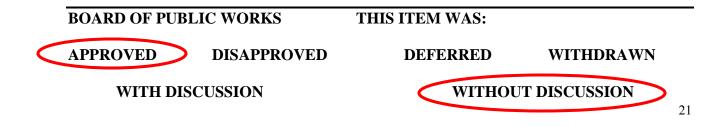
Any island created or formed within the confines of Sinepuxent, Isle of Wight, or Chincoteague Bay by the dumping or depositing of excavated material from dredging or any other artificial means employed by the State or the United States or both during the construction or maintenance of the Ocean City inlet and the channel in the bays, together with any accretion to any of those islands, in the past or future, are natural resources of the State and title to them is retained for the use of the [Maryland] Department [of the Environment].

#### Environment Article, Section 16-403, Annotated Code of Maryland:

Subject to the approval of the Board, the Department may use the land described in this subtitle for conservation purposes in the manner and under the regulations the Department deems in the best interest of the State. However, any person who may lawfully hunt or fish in Worcester County may hunt or fish on these lands during the open season for hunting or fishing.

#### State Finance and Procurement Article, Section 10-304, Annotated Code of Maryland:

The Board may transfer any property, and all rights of physical custody and control over the property, from a unit of the Executive Branch of the State government to another unit of the Executive Branch of the State government... Any property transferred under this subsection is subject to the continuing general jurisdiction of the Board.



Contact: Eric Johnson (410) 223-4150 ejohnson@mdstad.com

# 16. <u>MARYLAND STADIUM AUTHORITY</u> Baltimore City Public Schools Lyndhurst Elementary School Construction Management at Risk – Bid Package #1

*Contract ID:* Lyndhurst Elementary School/BCS-010

**Recommendation:** That the Board of Public Works approve the award of Bid Package No. 1 to Turner/JLN JV, the construction manager at risk, for the Lyndhurst Elementary School renovation/addition project.

Contractor: Turner/JLN Joint Venture, Baltimore, MD 21230

*Prior Approvals:* Secretary's Agenda Items 20 (2/18/15)

**Project:** The Lyndhurst Elementary School project is 110,000 +/- square foot major renovation and addition project at 621 Wildwood Parkway, Baltimore City. The Stadium Authority estimated the construction cost to be \$35.6 million. Construction costs of \$33.7 million and contingencies of \$1.5 million are included in the final recommendation to award.

*Bid Package #1 Description:* Trade packages required for project building and site construction.

Bid Package #1 Amount	\$35,204,180			
Pre-Construction Amount:	\$	108,015		
Revised Amount:	\$35,312,195			
Term:	5/2016 - 5/2018			
MBE Goal:	30% S	% ubgoals:	African American Asian American	7% 4%

# 16. <u>MARYLAND STADIUM AUTHORITY</u> (cont'd) Baltimore City Public Schools Lyndhurst Elementary School Construction Management at Risk – Bid Package #1

*Remarks*: Reference is made to Secretary's Agenda Item 20 (2/18/15) in which the award of the Construction Management at Risk contract was approved with the notation, "It is the Stadium Authority's intent to award the construction-phase services to Turner provided they perform adequately during the pre-construction phase and if all parties reach an acceptable GMP." The Stadium Authority now seeks Board approval to award Bid Package #1.

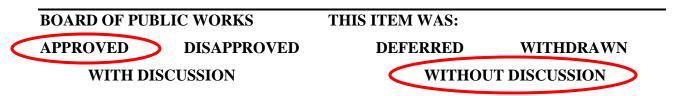
Construction packages were advertised and documents issued for 46 trade packages in *eMaryland Marketplace*, the Stadium Authority's website, the Construction Manager's website, the 21st Century Schools' website, MWMCA's website, MMCA's website, Bid Clerk, and CDC News. The packages were sent directly to numerous trade contractors. The advertisement indicated that bids would be accepted from pre-qualified trade contractors, and also provided the method for trade contractors to achieve pre-qualification. The Stadium Authority and the Construction Manager conducted pre-bid and site visit meetings at Lyndhurst Elementary School.

Competitive, sealed trade contractor bids were received and opened at Turner Construction Company's office in Baltimore. As a result of these initial bids, ten trade packages were rebid to achieve additional participation, and new bids were received two weeks later. Overall, 127 bids were received for the 46 packages advertised. Throughout March 2016, post-bid scope review meetings were conducted with selected trade contractors to ensure that their bids were responsive and complete. The Construction Manager and the Stadium Authority held further meetings in April to achieve more value in the bid package.

*Authority:* Baltimore City Public Schools Construction and Revitalization Act of 2013 (Chapter 647) [pertinent portion codified at § 10-646, Economic Development Article, Annotated Code of MD]

*Fund Source:* Non-Budgeted Funds; Proceeds on deposit in the Baltimore City Public School Construction Facilities Fund

Tax Compliance No.: 16-1247-1111 Resident Business: Yes





Contact: Sheila McDonald 410-260-7335 sheila.mcdonald@maryland.gov

# 17. <u>BOARD OF PUBLIC WORKS</u>

# Final Action on Public School Construction Program Regulations COMAR 23.03.02 Administration of the Public School Construction Program

**Recommendation**: That the Board of Public Works take final action to adopt an amendment to a regulation under COMAR Title 23.03 *Board of Public Works – Public School Construction*. This adoption is not effective until July 6, 2016.

*Authority:* Education Article, §5-301(b), Annotated Code of Maryland: "The Board of Public Works shall define by regulation what constitutes an eligible and ineligible public school construction or capital improvement cost."

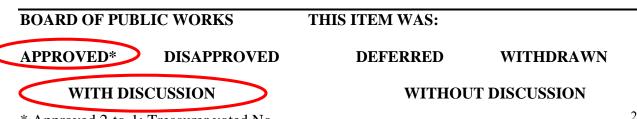
**Background:** Through the regulations governing the State's funding participation in public school construction projects, the Board of Public Works has defined certain expenditures as eligible or ineligible for State funding. The regulations up to now did not specifically address **window air-conditioning units**.

**Procedure:** Reference is made to Secretary's Agenda Item 9 (January 27, 2016) in which the Board of Public Works approved proposing an amendment to COMAR 23.03.03.11. The proposal was reviewed by the Administrative, Executive, and Legislative Review Committee and then published in 43 *Maryland Register* 426 (March 18, 2016) for public comment. No public comments were received by the April 18<sup>th</sup> closing date for comment. If this Item is approved, the final action will be published in the *Maryland Register*.

*Final Action*: Taking final action to adopt the amendment to COMAR 23.03.03.11makes explicit that certain expenditures related to window air-conditioning units are eligible for funding through the Capital Improvement Program, Aging Schools Program, and Qualified Zone Academy Bonds program.

Window air-conditioning units, and associated electrical upgrades, installation, and security in schools where more than half of classrooms are not temperature-controlled.

- (1) Notwithstanding any other Regulation, the IAC may not recommend to subtract funding from the maximum state construction allocation for future renovation projects based on funding of air-conditioning units under this Regulation;
- (2) An LEA receiving funding for air-conditioning units shall annually certify that the units are being maintained on an ongoing basis and are operable.





Contact: David Lever 410-767-0610 david.lever@maryland.gov

#### 18. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the transfer of dedicated use by the Baltimore City Board of School Commissioners to the Baltimore City Government of:

**Langston Hughes Elementary School** 

2.53 acres and building thereon 5011 Arbutus Avenue, Baltimore, MD 21215

As conditions of approval, Baltimore City Government shall:

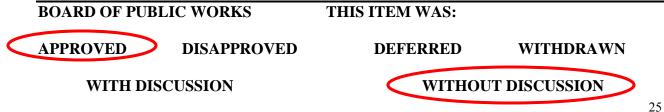
- Reimburse the State outstanding debt service of \$21,281 20,741; and (1)
- Obtain approval of the Board of Public Works before transferring any right, title, or (2)interest to any portion of the property.

Background: On December 17, 2014, the Baltimore City Board of School Commissioners approved the program closure of Langston Hughes Elementary School effective August 30, 2015. On January 5, 2016, the Baltimore City Board approved transferring the dedicated use of the school facility to the Baltimore City Government because the property is no longer needed for educational purposes.

Langston Hughes is listed in Exhibit 6 (Expected School Building Closures) of the Memorandum of Understanding for the Construction and Revitalization of Baltimore City Public Schools. The Baltimore City Government has not determined the future use of the facility.

Authority: COMAR 23.03.02.23.B. The Interagency Committee on School Construction must review a 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 approved this recommendation on March 31, 2016.





Contact: David Lever 410-767-0610 david.lever@maryland.gov

#### 19. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the transfer of dedicated use by the Baltimore City Board of School Commissioners to the Baltimore City Government of:

# William Pinderhughes Building #028

3.61 acres and building thereon 1200 North Fremont Avenue, Baltimore, MD 21217

As conditions of approval, Baltimore City Government shall:

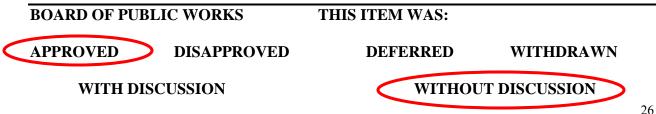
- Reimburse the State outstanding debt service of \$18,104 17,644; and (1)
- Obtain approval of the Board of Public Works before transferring any right, title, or (2)interest to any portion of the property.

Background: On April 29, 2009, the Baltimore City Board of School Commissioners approved the relocation of the William Pinderhughes program to the George Kelson Building effective August 2009. In 2009, the George Kelson program closed and the student population merged as the William Pinderhughes (PreK-8) program. On January 5, 2016 the Baltimore City Board approved the disposition and transfer of the dedicated use of the William Pinderhughes Building to the City of Baltimore because it was determined that the school was no longer needed for educational purposes.

William Pinderhughes is listed in Exhibit 6 (Expected School Building Closures) of the Memorandum of Understanding for the Construction and Revitalization of Baltimore City Public Schools. The Baltimore City Government has not determined the future use of the facility.

Authority: COMAR 23.03.02.23.B. The Interagency Committee on School Construction must review a 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 approved this recommendation on March 31, 2016.



Contact: David Lever 410-767-0610 David.lever@maryland.gov

# 20. <u>STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM</u> Public School Construction Capital Improvement Program – Fiscal Year 2017

**Recommendation:** The Interagency Committee on School Construction recommends that the Board of Public Works approve the State School Construction Program for Fiscal Year 2017. The Interagency Committee recommends a total Statewide program of approximately \$368.403 million.

The proposed \$368.403 million program comprises:

- Approximately \$210 million in FY 2017 funds previously approved by the Board of Public Works (Secretary's Item 10 [1/27/16]); and
- Additional recommendations for specific projects in the approximate amount of \$158.403 million.

The propose program is to be funded by \$280 million from a new bond authorization, \$45 million in reverted funds from the Statewide Contingency Account, and \$43.4 million from the FY 2016 and FY 2017 Supplemental Capital Grant Program for Local School Systems.

*Background:* The Interagency Committee has considered each local school system's capital improvement school construction program request for Fiscal Year 2017. After evaluation, including discussion between local representatives and Interagency Committee staff, the Interagency Committee recommends a FY 2017 Program that:

- Reflects local priorities, recognizing projects that address the mandates of the Bridge to Excellence in Education Act, urgent major projects that require a high level of State commitment to move forward, and systemic renovation projects that extend the useful life of facilities.
- Takes into account the capacity of the local educational agencies to implement the approved projects and to maintain schools at the level expected by the Interagency Committee and the Board of Public Works, as verified through the IAC Maintenance Inspection Program.
- Provides a funding allocation for eligible projects at the Maryland School for the Blind.
- Includes planning approval for major projects and for projects that address the Bridge to Excellence requirements for full-day kindergarten and for pre-kindergarten for disadvantaged four-year olds. Planning approvals are recommended in accordance with the *Regulations for the Administration of the Public School Construction Program*.
- Provides funds for the outsourcing of design reviews for State-funded projects by the Department of General Services.

# 20. <u>STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM</u> (cont'd) Public School Construction Capital Improvement Program – Fiscal Year 2017

# Fund Sources:

MCCBL of 2016 (Chapter 27):\$280,000,000FY 2017 Supplemental Capital Grant Program for Local School Systems\$30,320,000\*FY 2016 Supplemental Capital Grant Program for Local School Systems\$13,090,000\*\*Statewide Contingency Account\$44,992,558

Total \$368,402,558

- \* \$6.91 million of the 2015 Supplemental Capital Grant Program for Local School Systems was previously allocated for two projects (Secretary's Item 11 [11/4/15])
- \*\* \$9.68 million of the 2016 Supplemental Capital Grant Program for Local School Systems remains unallocated and is reserved for Dorchester County Public Schools and Prince George's County Public Schools.

*Authority:* Sections 5-301 and 5-313 of the Education Article, Annotated Code of Maryland; COMAR 23.03.02.03C(3).

BOARD OF PUBLIC WORKS 1	THIS ITEM WAS:		
APPROVED* DISAPPROVED	DEFERRED	WITHDRAWN	
WITH DISCUSSION WITHOUT DISCUSSION			
* The following two conditions are placed on Construction Capital Improvement Program al	• •	al 2017 Public School	
(1) \$10 million of the total Baltimore (		llocation is to be withheld	

- \$10 million of the total Baltimore County Public Schools allocation is to be withheld until the System returns to the Board of Public Works with a plan to install airconditioners in all un-air conditioned classrooms by the beginning of next school year (2016-2017); and
- (2) \$5 million of the total Baltimore City Public Schools allocation is to be withheld until the System returns to the Board of Public Works with a plan to install air-conditioners in all un-air conditioned classrooms by the beginning of next school year (2016-2017).

APPROVED 2-1; Treasurer voted No.

In addition, the Board directed Dr. David Lever and the IAC to move forward immediately with the regularly-scheduled audit of Howard County schools, including steps to investigate mold and maintenance issues. APPROVED 3-0.

Contact: David Lever 410-767-0610 David.lever@maryland.gov

# 21. <u>STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM</u> Qualified Zone Academy Bond Program - Fiscal Year 2017

**Recommendation:** The Interagency Committee on School Construction recommends that the Board of Public Works approve allocations totaling \$4.68 million to thirteen school systems for the Fiscal Year 2017 Qualified Zone Academy Bond (QZAB) Program. The funds support 31 projects.

*Authority*: Chapter 198, MD Laws of 2016: "Proceeds from the sale of the QZABs may only be spent on costs that were eligible under the rules and regulations governing the program that were in effect on January 1, 2016."

*Background*: The QZAB program funds capital improvements, repairs, maintenance, and deferred maintenance of school buildings. The federal government extended the Program through the Tax Increase and Prevention Act of 2014.

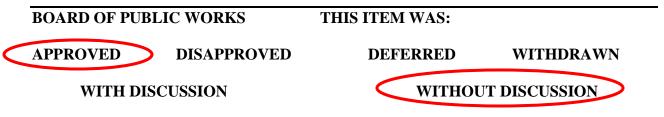
The FY 2017 program continues the revised method of funding allocation that began with the FY 2012 QZAB program. As no schools identified as Breakthrough Center Schools requested projects, the total allocation of the FY 2017 QZAB funds recommended is based on a competitive assessment of project priority, scope and eligibility.

LEA	Request	Total Allocation	# of Projects Requested	# of Projects Recommended
<b>Baltimore City</b>	\$1,408,000	\$570,000	3	1
<b>Baltimore County</b>	\$887,000	\$575,000	8	4
Calvert	\$99,940	\$99,940	1	1
Carroll	\$65,000	\$65,000	1	1
Cecil	\$250,000	\$250,000	1	1
Charles	\$380,000	\$380,000	1	1
Dorchester	\$2,675,000	\$450,000	5	1
Frederick	\$700,000	\$450,000	3	2
Garrett	\$310,080	\$144,180	3	2
Montgomery	\$790,500	\$577,892	11	8
Prince George's	\$1,569,930	\$572,000	7	3
St. Mary's	\$301,988	\$195,988	8	5
Washington	\$535,000	\$350,000	4	1
Totals:	\$9,972,438	\$4,680,000	56	31

Fund Sources: Qualified Zone Academy Bonds of 2016, Chapter 198 (2016): \$4,680,000

# 21. <u>STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM</u> (cont'd) Qualified Zone Academy Bond Program - Fiscal Year 2017

NOTE: Allegany, Anne Arundel, Caroline, Harford, Howard, Kent, Queen Anne's, Somerset, Talbot, Wicomico, and Worcester County Public Schools did not participate in the FY 2017 QZAB Program.



Contact: Daniel S. Branigan 240-895-4412 dsbranigan@smcm.edu

# 22. <u>ST. MARY'S COLLEGE OF MARYLAND</u> Encumbrance of General Obligation Bond Proceeds

*Recommendation:* That the Board of Public Works approves St. Mary's College of Maryland encumbering general obligation bond proceeds to procure the following furniture and equipment for the Anne Arundel Hall Reconstruction in the total amount of \$165,840.

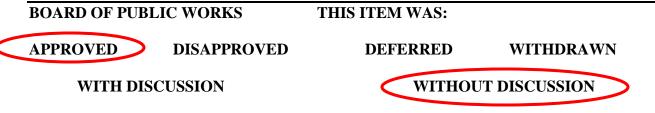
Authority: State Finance and Procurement Article, Annotated Code of Maryland, 8-301

1.	Description: Procurement Method: Award: Amount: Fund Source:	ERESCO 42 MF4 X-Ray Unit Full and Open Competition through <i>emarylandmarketplace.com</i> Test Equipment Distributors, Stone Mountain, GA \$128,100 MCCBL 2015 (190)
2.	Description:	Air Abrasion System
	<b>Procurement Method:</b>	Full and Open Competition through
	Award:	emarylandmarketplace.com
	Awara: Amount:	Airbrasive Jet Technologies, Piscataway, NJ \$9,790
	Fund Source:	MCCBL 2015 (190)
3.	Description:	Dust Chamber System
	Procurement Method:	Full and Open Competition through <i>emarylandmarketplace.com</i>
	Award:	Crystal Mark, Glendale, CA
	Amount:	\$15,450
	Fund Source:	MCCBL 2015 (190)
4.	Description:	Mulitspectral Imaging System
	Procurement Method:	Simplified Procurement
	Award:	Cultural Heritage Science Open Source, Antonino Cosentino, Aci Sant'Antonio, Italy
	Amount:	\$6,000
	Fund Source:	MCCBL 2015 (190)

# 22. <u>ST. MARY'S COLLEGE OF MARYLAND</u> (cont'd) Encumbrance of General Obligation Bond Proceeds

5.Description:White Porcelain Steel Marker Boards & Cork Bulletin BoardsProcurement Method:Simplified ProcurementAward:New York Blackboard of NJ, Inc., West Hillside, NJAmount:\$6,500Fund Source:MCCBL 2015 (190)

**Remarks:** The Department of Budget and Management concurs with the use of obligation bond proceeds to purchase of this furniture and equipment. All procurements conform to the *St. Mary's College of Maryland Procurement Policies and Procedures.* 



Contact: Christian Lund (410-260-7920) clund@treasurer.state.md.us

# 23. <u>BONDS</u>

The Treasurer recommends that the Board of Public Works adopt resolutions concerning the sale of State of Maryland General Obligation Bonds in book entry form for the purpose of funding the State's capital program; making certain determinations regarding the consolidation of loans, the methods of sale, and the structure of the Bonds; authorizing the publication of the required Summary Notices of Bond Sale; and obligating the State of Maryland to provide continuing disclosure as required under applicable securities regulations and to comply with applicable provisions of the Internal Revenue Code. The total that will be offered for sale is up to \$1,036,000,000\* of new money bonds, issued in one or more series, for the capital program.

Amount:	Up to \$1,036,000,000* in new money bonds, issued in one or more series
Denomination:	\$5,000 per bond, or integral multiples thereof
Maturities:	To be determined by the Treasurer, not to exceed 15 years.
Title:	State and Local Facilities Loan of 2016, First Series, consisting of up to \$1,036,000,000* Tax-Exempt Bonds (Competitive)
Form:	As determined by the Treasurer, to include: 2016 First Series – Tax-Exempt Bonds for the Capital Program

# Methods and Times of Sale:

 $2016 \; First \; Series \; (Tax-Exempt) - \$1,036,000,000*$  - Public Competitive Sale issued in one or more series, in maturities and amounts to be determined by the Treasurer, on Wednesday, June 8, 2016, by electronic bid at such times and in accordance with the terms and conditions set forth in the Official Notices of Sale for the Bonds, and subject to the approval of the Board. Provided, however, depending upon market conditions and at the discretion of the Treasurer, the sale of the 2016 First Series may instead by offered for sale at a date and time to be determined by the Treasurer, subject to approval by the Board at that time.

\* Preliminary, subject to change

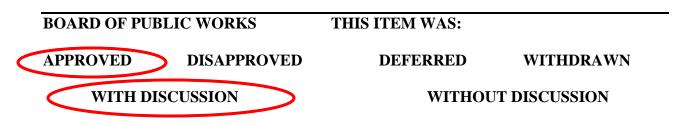
**23. <u><b>BONDS**</u> (cont'd)

Settlement: On or about June 22, 2016

*Use of Proceeds:* Various State loans and installments, combined and consolidated.

**Publications of Summary Notices of Bond Sale:** In the *Bond Buyer* on a date to be determined by the Treasurer not later than that required by Section 8-123 of the State Finance and Procurement Article of the Annotated Code of Maryland, and in such other electronic and print media as determined appropriate by the Treasurer.

**Remarks:** The date of sale of the 2016 First Series Bonds may be postponed at the discretion of the Treasurer in response to market conditions, including but not limited to those relating to the national debt limit. The number of series, method of sale, size and maturities of any of the bonds may be adjusted by the Treasurer to respond to prevailing market conditions.



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

## 1A. <u>RURAL LEGACY PROGRAM FUNDS</u> Washington County

*Recommendation:* Approval to grant \$153,218 to Washington County from Rural Legacy Funds to acquire 49.3 acre conservation easement.

#### Mid-Maryland Washington Rural Legacy Area Matheny Property

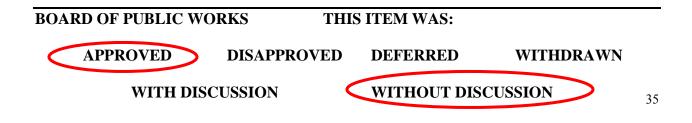
*Prior Approvals:* Mid-Maryland Washington Rural Legacy Area grant for easement acquisitions: DNR-RP Item 5A (08/05/2015) \$990,000 FY2016

**Project Description:** Acquisition of this easement will protect valuable agricultural and forest lands. In addition, the easement provides viewshed protection along Spielman Road. The easement will be held by the Washington County Board of Commissioners.

Easement Value:	\$160,055 (\$3,247 per acre)	
Purchase Price:	\$144,900 (\$2,939 per acre)	
Other Costs:	¢0 210	
Other Costs:	\$8,318	
	Administrative:	\$4,347
	Incidental:	\$1,798
	Program Compliance:	\$2,174

Amount Requested: \$153,218

*Fund Source:* Outdoor Recreation Land Loan – 2014, Chapter 423, Acts of 2013 Rural Legacy Program Source Code: A0510 Item: 010 Amount: \$ 153,218.25



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

#### 2A. **RURAL LEGACY PROGRAM FUNDS** Wicomico County

**Recommendation:** Approval to grant \$717,459 to Wicomico County from Rural Legacy Funds to acquire 478.23 acre conservation easement.

#### Quantico Creek Rural Legacy Area Quantico Limited Partnership LLC Property

<b>Prior Approvals:</b>	Quantico Creek Rural Legacy Area grant fo	r easement acquisitions:
	DNR-RP Item 10A (08/21/2013)	\$560,000 FY2014
	DNR-RP Item 9A (09/03/2014	\$300,000 FY2015

**Project Description:** Acquisition of this easement will protect valuable agricultural and forest lands and provide permanent stream buffers to protect Quantico Creek, a tributary of the Nanticoke River. The easement will be held by Wicomico County, the Department of Natural Resources, and the United States Department of the Navy.

Easement Value:	\$1,210,000 (\$1,265 per acre)
DNR's Portion:	\$605,000

The Department of the Navy and DNR are each contributing \$605,000 toward the acquisition price as contemplated in the parties' encroachment protection agreement.

Other Costs:	\$112,459	
	Administrative:	\$36,300
	Incidental:	\$58,009
	Program Compliance:	\$18,150

Amount Requested: \$717,459

Fund Source:

Outdoor Recreation Land Loan – 2014, Chapter 423, Acts of 2013 **Rural Legacy Program** Source Code: A0510 Item: 010 Amount: \$ 112,459.00

Maryland Consolidated Capital Bond Loan - 2014, Chapter 463, Acts of 2014 Rural Legacy Program – Prior Year Replacement Funds Source Code: 14091 Item: 091 Amount: \$605,000.00



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

## 3A. <u>RURAL LEGACY PROGRAM FUNDS</u> Carroll County

*Recommendation:* Approval to grant \$271,094 to Carroll County from Rural Legacy Funds to acquire 61.13 acre conservation easement.

#### Little Pipe Creek Rural Legacy Area Leister Property

*Prior Approval:* Little Pipe Creek and Upper Patapsco River Rural Legacy Areas grant for easement acquisitions: DNR-RP Item 5A (08/05/2015) \$407,324 FY2016

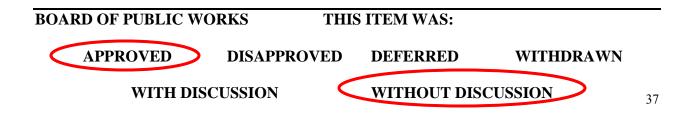
**Project Description:** Acquisition of this easement will protect valuable agricultural and forest lands and provide permanent stream buffers along tributaries to the Monocacy River. The easement will be held by Carroll County.

Easement Value:	\$261,453 (\$4,277 per acre)	
Other Costs:	\$9,641 Administrative: Incidental:	\$7,844 \$1,797

Amount Requested: \$271,094

*Fund Source:* Outdoor Recreation Land Loan – 2015, Chapter 462, Acts of 2014 Rural Legacy Program Source Code: A0510 Item: 010 Amount: \$9,640.59

Maryland Consolidated Capital Bond Loan – 2014, Chapter 463, Acts of 2014 Rural Legacy Program – Prior Year Replacement Funds Source Code: 14091 Item: 091 Amount: \$261,453.01



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

#### 4A. <u>PROGRAM OPEN SPACE STATE SHARE</u> Silver Knob Holdings LLC, \$230,000 Garrett County, POS #4815

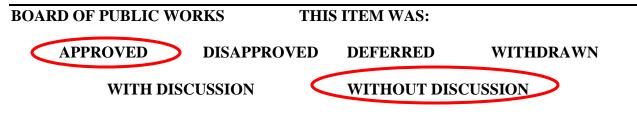
*Recommendation:* That the Board of Public Works approve the acquisition in fee simple of 80.5 +/- acres located in Garrett County.

**Description:** This mostly forested property is contiguous to Savage River State Forest and borders both sides of Middle Fork headwaters, a high quality Brook Trout stream. The property will be managed by the Maryland Forest Service and will provide expanded recreational opportunities for anglers. The seller will raze a small structure on the property before closing. The property, located in a Targeted Ecological Area, scored 129 under the Program Open Space Targeting System.

Grantor:	Silver Knob Holdings, LLC
Grantee:	The State of Maryland to the use of the Department of Natural Resources
Property:	80.5 +/- acres
Price:	\$230,000
Appraisals:	\$235,000 (2/9/15) – Donald N. Briggs \$201,000 (2/6/15) – Joyce A. Sheets All appraisals reviewed by Dave Wallenberg
- 10	

#### Fund Source:

Maryland Consolidated Capital Bond Loan – 2012 POS Stateside – Prior Year Funds Replacement Chapter 444 Acts of 2012 Source Code: 12056 Item: 056 Amount: \$230,000.00



Contact: Robert Howells 410-230-8789 Robert.howells@maryland.gov

#### 1-S. <u>MARYLAND STATE LOTTERY & GAMING CONTROL AGENCY</u> Creative Services Division Services Contract

Contract ID: Baltimore Ravens Licensing Contract; #2016-03; ADPICS # E75B6400013

*Contract Description*: Provide the MLGCA with (1) a license to use the Baltimore Ravens NFL football team marks and logos for two instant ticket lottery games, supporting marketing materials at Retailer locations selling the tickets and advertising for the tickets; and (2) Ravens and NFL football related prizes to be awarded to winners of the instant ticket games and related second chance promotion.

Awards:	Baltimore Ravens Limited Partnership Owings Mills, MD
Term:	5/27/2016 - 11/30/2018
Amount:	\$360,100 (2 <sup>1</sup> ⁄ <sub>2</sub> Years)
Procurement Method:	Sole Source
Proposals:	N/A
MBE Participation:	None (See Requesting Agency Remarks)
Performance Security:	None
Incumbent:	Same

**Requesting Agency Remarks:** The recommended contractor is the owner and exclusive licensor of the marks and logos of the Baltimore Ravens NFL football team, which are the subject of this contract. The MLGCA desires to use these marks and logos for two instant ticket games, and this licensing contract is necessary in order to obtain the rights to use them. As well, the MLGCA desires to purchase Ravens ticket packages and experiential prizes to be utilized as part of the instant ticket promotion. The contractor is the exclusive provider of these items.

#### **1-S.** <u>MARYLAND STATE LOTTERY & GAMING CONTROL AGENCY</u> (cont'd)

The 2016 NFL season will be the eighth consecutive year the MLGCA has produced an instant ticket game using the Ravens' logos and marks. In each of the previous seven years, the Ravens Instant Ticket game has been among the more popular at its respective price points: the \$5 price point in years one through four, six and seven. Year five was for the \$2 price point.

The contract amount includes the cost of the prizes to be awarded to winners of approximately six different second chance drawings associated with the purchase of these two instant ticket games. These prizes include Ravens season tickets for 20 years, Ravens 2016 and 2017 season tickets, pre-game access to the sidelines, and trips on the team plane and team train to attend 2016 Baltimore Ravens regular season NFL away games.

The MLGCA anticipates producing one instant ticket game using the Ravens' NFL marks and logos that will have a quantity of 3,360,000 tickets, a \$2.00 price point and a total retail face value of \$6,720,000 and a second instant ticket game using the Ravens NFL marks and logos that will have a quantity of 4,100,000, a \$5.00 price point and a total retail face value of \$20,500,000. These games need to be submitted for production by early-June in order to have the tickets produced and available for distribution on July 25, 2016.

(Note: Production of the instant ticket games, which will be accomplished and paid under the MLGCA's "Instant Ticket Games and Related Services Contract #2013-01", is not included in the amount of this licensing contract.)

The prior licensing contract with the Ravens, approved by the BPW [DBM Item 2-S (5/13/2015)], was for a License to produce one instant ticket game and Ravens prizes that launched on July 27, 2015. As of April 4, 2016, the 2015 Ravens co-branded ticket is 92% sold, although there are no top prizes remaining for players to win; therefore, the tickets are being removed from dispensers in Retailer locations.

Because by law instant ticket game players have 182 days to claim winning tickets after a game is closed-out, the MLGCA has to allow for that period to elapse before the contract expires, even though no more tickets are being produced or sold. Although the two contracts are similar, they are for individual licenses for different instant ticket games. This new contract provides the MLGCA with the ability to produce two instant ticket games, procure associated experiential prizes and use the Ravens' logos and marks in 2016 and 2017.

No MBE or VSBE participation goal was established for this sole source contract because it is a license agreement with no available subcontracting opportunities.

# **1-S.** <u>MARYLAND STATE LOTTERY & GAMING CONTROL AGENCY</u> (cont'd)

100% Special (Lottery Proceeds)

Appropriation Code: E75D0001

Resident Business: Yes

Fund Source:

*MD Tax Clearance*: 16-1065-1111





DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

DEFERRED

WITHOUT DISCUSSION

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

#### 2-S. MARYLAND DEPARTMENT OF TRANSPORTATION

Maryland Transportation Authority (MDTA) Services Contract

*Contract ID:* HAZMAT Removal Services – Authority Wide; SV 3009 0000; ADPICS # J01B6400035

*Contract Description:* Provide on-call, as needed services to respond to requests from the Maryland Transportation Authority (MDTA) for spills/releases at MDTA facilities, hazardous and non-hazardous materials generated by MDTA facilities or abandoned on MDTA property.

Award:	Clean Harbors Environmental Services, Inc. Norwell, MA (Local Office in Laurel, MD)
Term:	6/1/2016 - 5/31/2019 (w/1 two-year renewal option)
Amount:	<pre>\$540,000 NTE (3 Years; Base Contract) <u>\$360,000</u> NTE (2 Years; Renewal Option) \$900,000 NTE Total (5 Years)</pre>
Procurement Method:	Competitive Sealed Bidding
Bids:	See page 6B
MBE Participation:	None (Single Element of Work)
Performance Security:	None
Hiring Agreement Eligible:	Yes
Incumbent:	Clean Venture Baltimore, MD

**Requesting Agency Remarks:** A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to five prospective vendors, three of which are Maryland firms, and included two MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

#### 2-S. <u>MARYLAND DEPARTMENT OF TRANSPORTATION</u> (cont'd)

Five bids were received in response to the IFB. Clean Harbors Environmental Services, Inc. submitted the lowest priced responsive bid. The bidder was determined to be responsible; therefore, award is recommended to Clean Harbors Environmental Services, Inc.

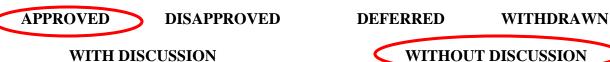
These services are required as needed on an on-call basis for hazardous and non-hazardous material removal for MDTA. The Contractor is required to respond to calls within two hours of notification.

This is a time and materials contract for labor hours and supplies to clean-up the spills and/or releases. Response activities are overseen by MDTA personnel to ensure that excessive effort by the Contractor is not utilized in order to charge for additional, unnecessary services.

A preference under Maryland's reciprocal preference law was not applied because Massachusetts, the state in which the recommended awardee resides, does not have an in-state preference for services.

Fund Source:	100% Special (Toll Revenue)
Appropriation Codes:	29.10.02.01; J00.J00.41
Resident Business:	Yes
MD Tax Clearance:	16-0751-111

#### **BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**



## 2-S. <u>MARYLAND DEPARTMENT OF TRANSPORTATION</u> (cont'd)

Bids (cont'd.):

BIDDERS	TOTAL BASE TERM BID PRICE (3 Yrs.)	TOTAL RENEWAL OPTION BID PRICE (2 Yrs.)	TOTAL EVALUATED BID PRICE (5 Yrs.)
Clean Harbors Environmental Services, Inc. Norwell, MA (Local Office in Laurel, MD)	\$329,425	\$228,991	\$558,416
AEG Environmental Products and Services Westminster, MD	\$362,913	\$262,193	\$625,106
Clean Venture, Inc. Elizabeth, NJ	\$367,872	\$267,662	\$635,534
EQ – The Environmental Quality Company dba US Ecology, Inc. Livonia, MI	\$403,113	\$272,322	\$675,435
Kalyani Environmental Solutions, LLC Baltimore, MD	\$416,070	\$277,340	\$693,410

Contact: Nita Settina 410-260-8157 nita.settina@maryland.gov

#### **3-S. DEPARTMENT OF NATURAL RESOURCES**

Maryland Park Service Services Contract

Contract ID: Sandy Point State Park Concessions; ADPICS # K00R6400234/K00B6400126

Contract Description: Revenue generating contract to provide a food concession operation, onsite catering service, and a beach retail and rental operation at the main beach at Sandy Point State Park.

Award:	Jay Vending Company Crofton, MD
Term:	5/27/2016 - 9/30/2020
Amount:	\$1,000,000 Est. Gross Revenue to Vendor (4 Years, 4 Months) (\$381,000 Revenue to DNR @ 38.1% of all gross monies received)
Procurement Method:	Competitive Sealed Bidding

**Procurement Method:** 

**Proposals:** 

Bidders	Bids*
Jay Vending Company Crofton MD	38.1%
Unique Food and Beverage Inc. Stevensville, MD	34%

Note: \*Commission Rate

<b>MBE Participation:</b>	None (Single Element of Work)
Performance Security:	None

Same

Incumbent:

**Requesting Agency Remarks:** A notice of the availability of the Invitation for Bids (IFB) was advertised on eMaryland Marketplace. Copies of the solicitation notice were sent directly to six prospective vendors, five of which are Maryland firms and included one MBE.

#### **3-S. <u>DEPARTMENT OF NATURAL RESOURCES</u> (cont'd)**

Two bids were received in response to the IFB. Jay Vending Company submitted the highest commission rate responsive bid. The bidder was also determined to be responsible; therefore, award is recommended to Jay Vending Company.

This revenue generating contract will be for five operating seasons (from May through September) at the facility to provide concession food sales, beach related sales and rentals, and catering services to the public. During the contract term, it is estimated that the State will receive \$381,000 in revenue based upon the 38.1% commission for concession and catering services.

Fund Source:	100% Revenue Generating
Appropriation Code:	K00A0406
Resident Business:	Yes
MD Tax Clearance:	16-1096-1111

#### **BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

DEIERRED

WITHOUT DISCUSSION

#### DBM 9B

REVISED

#### Supplement B Department Of Budget And Management ACTION AGENDA May 11, 2016

Contact: Sandy Johnson 410-767-7408 Sandy.johnson@maryland.gov

## 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u>

Office of the Secretary, Maryland Legal Services Program (MLSP) Services Contract

*Contract ID*: Legal Representation of Children Involved in Child in Need of Assistance (CINA) and Termination of Parental Rights (TPR) proceedings in the State of Maryland; ADPICS # N00B6400345

*Contract Description*: Multiple awards to provide legal services for CINA and TPR proceedings Statewide.

Awards:	See pages <mark>12 13</mark> B to <mark>14 15</mark> B
Term:	6/1/2016 – 5/31/2019 (w/ 2 one-year renewal options)
Amount:	\$36,816,291 (3 Years; Base Contract) \$12,272,097 (1 Year; Renewal Option #1) \$ <u>12,272,097</u> (1 Year; Renewal Option #2) \$61,360,485 Total (5 Years)
Procurement Method:	Competitive Sealed Proposals
Proposals:	See pages <mark>15 16</mark> B to <mark>19 21</mark> B
MBE Participation:	None (See Requesting Agency Remarks)
Performance Security:	None
Hiring Agreement Eligible:	Yes
Incumbents:	See pages <mark>12 13</mark> B to <mark>19 21</mark> B

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. A copy was also sent to the Governor's Office of Minority Affairs.

A total of twelve offers were received in response to the RFP, 11 of which were determined to be reasonably susceptible of being selected for award. One offer was deemed not to be reasonably susceptible of being selected for award, and the Offeror was so notified.

## Supplement B Department Of Budget And Management ACTION AGENDA May 11, 2016

## 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

In total, eight <u>Seven new</u> contract awards are being recommended. Of these, seven (including recommendations for award to the Protesters) will be eligible to receive new cases, and one will be limited to continuing representation of existing cases only based on the number of providers needed in each jurisdiction. Recommended awards were made to the Offerors whose Offers were deemed to be the most advantageous to the State, considering both technical and financial factors, until each jurisdiction's maximum projected caseload was met. Technical factors had greater weight than financial factors in the overall award determinations.

For purposes of continuity of representation, the RFP allows the Contractors currently providing CINA/TPR services the opportunity to keep their existing caseloads. In order to be considered, each of the current Contractors were required to submit a proposal to demonstrate that its entity intended to comply with all the requirements of this RFP and indicate its desire to retain its current cases in the Executive Summary section of their Technical Proposal. Five All incumbents that requested to keep their currently assigned CINA cases will be permitted to do so even if they were recommended for a new contract award.eontinue to provide CINA/TPR services for their currently assigned CINA cases in nine jurisdictions in which they did not receive a new contract award.

The State of Maryland is statutorily mandated to provide legal representation for children involved in Child In Need of Assistance and Termination of Parental Rights (CINA/TPR) hearings (Courts and Judicial Proceedings Article, §3-813). The Maryland Legal Services Program (MLSP) was created for the purpose of ensuring quality and effective legal representation in the State's Circuit Courts to children who have been victims of abuse and/or neglect and where the local Department of Social Services is a party to the case. Contracted legal service providers for the MLSP are required to provide representation to this vulnerable population, and must serve as a voice for child clients in various settings.

The Department received protests regarding the RFP and recommendations of contract awards.

One Offeror filed two pre-proposal protests on May 18, and June 8, 2015 regarding the RFP and both were denied by the Department on June 4 and June 15, 2015. The Protestor appealed the decisions to the Maryland State Board of Contract Appeals (MSBCA) on June 15 and June 25, 2015. The MSBCA held hearings on September 1st and October 21st, 2015 regarding the issues surrounding the protest. As a result, the parties entered into negotiations and were able to resolve some issues, which resulted in an Amendment to the RFP. The remaining issues were dismissed by the MSBCA.

Upon recommendations of the contract awards, two protests were received on March 11, 2016 (Legal Aid Bureau, Inc. – Legal Aid) and on March 15, 2016 (Child Advocacy Project Eastern Shore, Inc. – CAPES) regarding the Department's award decision. The Protest from CAPES was denied on March 18, 2016 because the protest was late. The other protest from Legal Aid was denied on April 8, 2016. On April 18th, Legal Aid submitted an appeal to the MSBCA in regards to the Department's denial of its protest.

[Moved paragraph highlighted above with additional edits.]

## Supplement B Department Of Budget And Management ACTION AGENDA May 11, 2016

## **4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)**

Legal Aid is protesting the following jurisdictions because it was not awarded a Contract: Anne Arundel, Frederick, Carroll, Cecil and Washington counties. Despite not receiving a contract for new cases, Legal Aid will be able to keep its existing cases in Anne Arundel and Frederick counties. Legal Aid is also protesting the award of its contracts in Baltimore and Harford counties because Legal Aid argues that it should have been number one overall rather than number two overall.

By approving this item, per COMAR 21.10.02.11.A, the BPW will be deemed to specifically find that execution of the contracts without delay is necessary to protect substantial State interests and it will specifically be doing so notwithstanding the fact that Legal Aid protested and appealed not receiving contract awards in certain jurisdictions. The substantial interests involved are to ensure the continued representation of CINA cases as they have unique dynamics due to the complexity of the issues and strong emotional components. These children have experienced abuse or have been neglected or have a developmental disability or mental disorder.

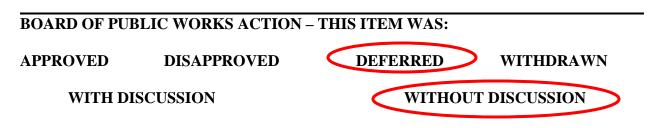
Over the past several years, there have been several recommendations for change that, when implemented, will improve the quality of representation provided. The overwhelming State interest served by approving the Contracts will be to address the needs and concerns identified by the children serviced under the Contracts. In preparation for this current RFP, MLSP formed a workgroup to examine representation issues. The workgroup included local Department of Social Services personnel, child welfare advocates and MLSP staff. The workgroup developed a survey for children about their lawyers and the representation that they receive. The survey was administered on February 19, 2014 and June 21, 2014. MLSP staff interviewed the children that had filled out the survey on February 19, 2014, in order to elicit additional feedback. Concerns regarding confusion about the identity of their assigned attorney and the assigned attorney not visiting them were voiced by the children. The changes in the within scope of work are an attempt to address the identified issues. The attorneys will have a greater opportunity to spend time with their clients because the case loads were reduced from 150 cases per attorney to 100 cases per attorney. The assigned attorney is required to perform a minimum of one in person contact with the client, in their placement, every six months. Further, there will be increased continuity of representation as the incumbent providers have been approved to keep their current cases. The Contract also clarifies certain documentation, reporting, and invoicing requirements to address issues that have been identified by the Office of Legislative Auditors as problems with the current operation of this program.

## Supplement B Department Of Budget And Management ACTION AGENDA May 11, 2016

#### 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Also, the current contracts are emergency contracts that have been in place for over two years and are based on legal representation requirements, and prices, dating back to 2007. Since that time, numerous recommendations and changes have been instituted to improve the quality of representation and afford better pricing for the Contractors. The pending appeal alleges that the Department acted arbitrarily by not ranking the Offeror number one overall and not recommending award in 2 five of the 12 15 jurisdictions sought. The appeal is without merit and is without factual support. The Offeror filed pre-proposal and post-award protests in each of the Department's prior three solicitations and has not been successful at the appellate (MSBCA) level. The Department is confident that it will be successful in the appeal. However, if the recommendations are not approved by the BPW, the best interests of the children and State will be negatively impacted by continuing to operate under terms that all agree should be changed and further delaying the new recommendations and improved services to this vulnerable population.

Fund Source:	86% General; 14% Federal (TANF, Foster Care)
Appropriation Code:	N00A0104
Resident Businesses:	Yes for All
MD Tax Clearances:	See pages <mark>12 13</mark> B to <mark>14 15</mark> B



## DBM 13B

# REVISED

## Supplement B Department Of Budget And Management ACTION AGENDA May 11, 2016

# 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

## Awards (cont'd):

Provider Tax Clearance No.	Jurisdictions Served	CINA/TPR Base Period	CINA/TPR Option Period
OS/MLSP-16-001 Child Advocacy Project of the Eastern Shore, Inc. (CAPES) David Wright, Esq. Chestertown, MD MD Tax Clearance # 16-0422-0111	Baltimore City ** Baltimore County ** Cecil County ** Somerset County** Worcester County **	\$1300 \$1200 \$1400	\$1400 \$1300 \$1500
**Incumbent keeping existing cases Child Advocacy Project of the Eastern Shore, Inc. (CAPES) David Wright, Esq. Chestertown, MD MD Tax Clearance # 16-0422-0111 Δ New Award	Caroline County $\Delta$ Dorchester County $\Delta$ Kent County $\Delta$ Queen Anne's County $\Delta$ Talbot County $\Delta$ Wicomico County $\Delta$	\$1400	\$1500
OS/MLSP-16-002 <i>Children's Legal Services of Baltimore,</i> <i>LLC</i> Chris Robinson, Esq. Brooklyn, MD MD Tax Clearance # 16-0423-0110 Δ New Award	Baltimore City Δ	\$1450	\$1500
OS/MLSP-16-003 <i>Law Offices of Darlene A. Wakefield, PA</i> Darlene A. Wakefield, Esq. Baltimore, MD MD Tax Clearance # 16-0424-0111	Anne Arundel County $\Delta$ Carroll County $\Delta$ Cecil County $\Delta$ Frederick County $\Delta$ Howard County $\Delta$ Washington County $\Delta$ Baltimore City $\Delta$ Baltimore County $\Delta$ Harford County $\Delta$ Prince George's County $\Delta$	\$1270 \$1418 \$1324 \$1396	\$1300 \$1418 \$1324 \$1396
$\Delta$ New Award			

#### DBM 14B

## **REVISED**

## Supplement B Department Of Budget And Management ACTION AGENDA May 11, 2016

# 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

## Awards (cont'd):

Provider Tax Clearance No.	Jurisdictions Served	CINA/TPR Base Period	CINA/TPR Option Period
OS/MLSP-16-004 Lazarus Legal Group, P.C. Ronna Lazarus, Esq. Baltimore, MD MD Tax Clearance # 16-0425-0001	Baltimore City**	\$1339	\$1339
** Incumbent keeping existing cases			
<i>Lazarus Legal Group, P.C.</i> Ronna Lazarus, Esq. Baltimore, MD MD Tax Clearance # 16-0425-0001	Montgomery County $\Delta$	\$1415	\$1450
$\Delta$ New Award			
OS/MLSP-16-005 Legal Aid Bureau, Inc. Wilhelm Joseph, Jr., Esq. Baltimore, MD MD Tax Clearance # 16-0426-0110	Anne Arundel County** Frederick County**	\$1450	\$1300
** Incumbent keeping existing cases			
<i>Legal Aid Bureau, Inc.</i> Wilhelm Joseph, Jr., Esq. Baltimore, MD MD Tax Clearance # 16-0426-0110	Baltimore City $\Delta$ Baltimore County $\Delta$ Charles County $\Delta$ Harford County $\Delta$ Montgomery County $\Delta$	\$1450	\$1300
	Prince George's County $\Delta$ Calvert County $\Delta$ Garrett County $\Delta$ St. Mary's County $\Delta$	\$1450	\$1500
$\Delta$ New Award			

## DBM 15B

# REVISED

## Supplement B Department Of Budget And Management ACTION AGENDA May 11, 2016

# 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

## Awards (cont'd):

Provider Tax Clearance No.	Jurisdictions Served	CINA/TPR Base Period	CINA/TPR Option Period
OS/MLSP-16-006 <i>The Franklin Law Group, P.C.</i> Stephanie S. Franklin, Esq. Baltimore, MD MD Tax Clearance # 16-0428-0111	Baltimore County**	\$1385	\$1435
** Incumbent keeping existing cases			
<i>The Franklin Law Group, P.C.</i> Stephanie S. Franklin, Esq. Baltimore, MD MD Tax Clearance # 16-0428-0111	Baltimore City Δ	\$1385	\$1435
$\Delta$ New Award			
OS/MLSP-16-007 <i>The Law Office of Deborah Ullmann,</i> <i>LLC.</i> Deborah Ullmann, Esq. Worcester, MD MD Tax Clearance # 16-0429-1111	Somerset County $\Delta$ Worcester County $\Delta$	\$399	\$399
$\Delta$ New Award			
OS/MLSP-16-008 Patricia A. Patton, Legal and Mediation Services, P.A. Patricia A. Patton Hagerstown, MD MD Tax Clearance # 16-0427-0111	Washington County**	\$1000	\$1050
** Incumbent keeping existing cases			

#### **DBM 16B**

## **REVISED**

## Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

## 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdictions (cont'd):

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall Rank
Legal Aid Bureau, Inc. Baltimore, MD	Allegany •	1	1	\$1,470	1 <mark>– Award</mark>
Darlene A. Wakefield, P.A. Baltimore, MD	Anne Arundel	2	2	\$1,282	1 <mark>– Award</mark>
Legal Aid Bureau, Inc. ** Baltimore, MD	Anne Arundel	1	4	\$1,390	2
CAPES* Chestertown, MD	Anne Arundel	3	3	\$1,340	3
Law Office of Augusta Siribuo Mitchellville, MD	Anne Arundel	4	1	\$1,253	4
The small differences in the ranked Offeror rendered the	<mark>e proposals effecti</mark>	vely the same	e, which did	not justify the higher	<mark>price for</mark>
	e proposals effecti ever, the technical eror (with the lowe	vely the same differences b est price) did	e, which did between the # outweigh the	not justify the higher 2 technical ranked Off difference in price. T	price for feror and herefore,
ranked Offeror rendered the award determination. Howe the #4 technical ranked Offe the award recommendation	e proposals effecti ever, the technical eror (with the lowe	vely the same differences b est price) did	e, which did between the # outweigh the	not justify the higher 2 technical ranked Off difference in price. T	price for feror and herefore,
ranked Offeror rendered the award determination. Howe the #4 technical ranked Offe the award recommendation had the second lowest price. Legal Aid Bureau, Inc	e proposals effecti ever, the technical eror (with the lowe is made to the ove	vely the same differences b est price) did rall #1ranked	e, which did etween the # outweigh the Offeror that	not justify the higher 2 technical ranked Off difference in price. T was ranked #2 technic	price for feror and herefore, cally and
ranked Offeror rendered the award determination. Howe the #4 technical ranked Offe the award recommendation had the second lowest price. Legal Aid Bureau, Inc Baltimore, MD Darlene A. Wakefield, P.A.	e proposals effecti ever, the technical eror (with the lowe is made to the ove Baltimore City	vely the same differences b est price) did rall #1ranked	e, which did etween the # outweigh the Offeror that 3	not justify the higher 2 technical ranked Off difference in price. T was ranked #2 technic \$1,390	price for feror and herefore, cally and 1 <mark>– Award</mark>
ranked Offeror rendered the award determination. Howe the #4 technical ranked Offer the award recommendation had the second lowest price. Legal Aid Bureau, Inc Baltimore, MD Darlene A. Wakefield, P.A. Baltimore, MD The Franklin Law Group	e proposals effecti ever, the technical eror (with the lowe is made to the ove Baltimore City Baltimore City	vely the same differences b est price) did rall #1ranked 1 2	e, which did eetween the # outweigh the Offeror that 3 5	not justify the higher 2 technical ranked Off difference in price. T was ranked #2 technic \$1,390 \$1,418	price for feror and therefore, cally and 1 – Award 2 – Award

The technical differences between the #1 technical ranked Offeror and the #5 and #6 technical ranked Offerors with the second and lowest prices, respectively, did not offset the differences in price. Therefore, the award recommendation is made to the overall #1ranked Offeror that was ranked #1 technically and had the third lowest price.

6

1

\$1,340

Baltimore City

CAPES \*\*

Chestertown, MD

6

#### **DBM 17B**

#### **REVISED**

#### Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

#### 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

Darlene A. Wakefield, P.A.	Baltimore	2	2	\$1,324	1 <mark>- Award</mark>
Baltimore, MD					
Legal Aid Bureau, Inc.	Baltimore	1	3	\$1,390	2 <mark> – Award</mark>
Baltimore, MD					
The Franklin Law Group**	Baltimore	3	4	\$1,405	3
Baltimore, MD					
CAPES**	Baltimore	4	1	\$1,240	4
Chestertown MD					

\* The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. However, the technical differences between the #2 technical ranked Offeror and the #4 technical ranked Offeror (with the lowest price) did outweigh the difference in price. Therefore, the first award recommendation is made to the overall #1ranked Offeror that was ranked #2 technically and had the third lowest price.

		Technical	Financial	5-Yr. Average FLFUP per Client	Overall
Offerors	Jurisdiction	Rank	Rank	per Contract Year	Rank
Legal Aid Bureau, Inc. Baltimore, MD	Calvert	1	2	\$1,470	<mark>1 – Award</mark>
Law Office of Augusta Siribuo Mitchellville, MD	Calvert	2	1	\$1,202	2

The technical differences between the #1 technical ranked Offeror and the #2 technical ranked Offeror outweighed the difference in price. Therefore, award is recommended to the higher priced Offeror that was ranked #1 technically.

CAPES Chestertown, MD	Caroline •	1	1	\$1,440	<mark>1 – Award</mark>
Darlene A. Wakefield, P.A. Baltimore, MD	Carroll	2	1	\$1,282	<mark>1 - Award</mark>
Legal Aid Bureau, Inc. Baltimore, MD	Carroll	1	2	\$1,390	2

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. Therefore, award is recommended to the lower priced Offeror that was ranked #2 technically.

#### **DBM 18B**

#### **REVISED**

#### Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

#### 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall Rank
Darlene A. Wakefield, P.A.	Cecil	2	1	\$1,282	1 - Award
Baltimore, MD					
Legal Aid Bureau, Inc.	Cecil	1	2	\$1,390	2
Baltimore, MD					
CAPES**	Cecil	3	3	\$1,440	3
Chestertown, MD					

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. Therefore, award is recommended to the lowest priced Offeror that was ranked #2 technically.

Legal Aid Bureau, Inc. Baltimore, MD	Charles	1	3	\$1,470	<mark>1 – Award</mark>
Law Office of Augusta Siribuo Mitchellville, MD	Charles	2	1	\$1,202	2
The Law Office of Michelle Harris La Plata, MD	Charles	3	2	\$1,359	3

The technical differences between the #1 technical ranked Offeror and the #2and #3 technical ranked Offerors (with the lowest and second lowest prices) outweighed the difference in price. Therefore, award is recommended to the third lowest priced Offeror that was ranked #1 technically.

CAPES Chestertown, MD	Dorchester	1	2	\$1,440	<mark>1 – Award</mark>
The Law Firm of Sharon	Dorchester	2	1	\$950	2
Donahue, P.A.					
Ocean City MD					

The technical differences between the #1 technical ranked Offeror and the #2 technical ranked Offeror outweighed the difference in price. Therefore, award is recommended to the higher priced Offeror that was ranked #1 technically.

Darlene A. Wakefield, P.A. Baltimore, MD	Frederick	2	1	\$1,282	<mark>1 – Award</mark>
Legal Aid Bureau, Inc.**	Frederick	1	2	\$1,390	2
Baltimore, MD					

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. Therefore, award is recommended to the lower priced Offeror that was ranked #2 technically.

#### **DBM 19B**

#### **REVISED**

## Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

#### 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Clien per Contract Yea	
Legal Aid Bureau, Inc. Baltimore, MD	Garrett •	1	1	\$1,470	1 – Award
Darlene A. Wakefield, P.A. Baltimore, MD	Harford	2	2	\$1,324	<mark>1 – Award</mark>
Legal Aid Bureau, Inc. Baltimore, MD	Harford	1	3	\$1,390	<mark>2 – Award</mark>
CAPES** Chestertown, MD	Harford	3	1	\$1,240	3

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. However, the technical differences between the #2 technical ranked Offeror and the #3 technical ranked Offeror did outweigh the difference in price. Therefore, the first award recommendation is made to the overall #1ranked Offeror that was ranked #2 technically and had the second lowest price, and the second award recommendation is made to the overall #1ranked Offeror.

Darlene A. Wakefield, P.A. Baltimore, MD	Howard •	1	1	\$1,282	<mark>1 – Award</mark>
CAPES Chestertown, MD	Kent •	1	1	\$1,440	<mark>1 – Award</mark>
Legal Aid Bureau, Inc. Baltimore, MD.	Montgomery	1	1	\$1,390	<mark>1 – Award</mark>
Lazarus Legal Group, P.C. Baltimore, MD	Montgomery	2	3	\$1,429	<mark>2 – Award</mark>
Law Office of Augusta Siribuo Mitchellville, MD	Montgomery	3	2	\$1,415	3

The first award recommendation is made to the overall #1 ranked Offeror that had the lowest price and was ranked #1 technically. The technical differences between the #2 technical ranked Offeror and the #3 technical ranked Offeror (with the second lowest price) outweighed the difference in price. Therefore, the second award is recommended to the highest priced Offeror that was ranked #2 technically.

## Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

#### 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall Rank
Legal Aid Bureau, Inc. Baltimore, MD	Prince George's	1	3	\$1,390	<u>1 – Award</u>
Darlene A. Wakefield, P.A. Baltimore, MD	Prince George's	2	4	\$1,396	<mark>2 – Award</mark>
Lazarus Legal Group, P.C. Baltimore, MD	Prince George's	3	2	\$1,396	3
Law Office of Augusta Siribuo Mitchellville, MD	Prince George's	4	1	\$1,305	4

The technical differences between the #1 technical ranked Offeror and the #4 technical ranked Offeror (with the lowest price) outweighed the difference in price. Therefore, the first award recommendation is made to the overall #1ranked Offeror that was ranked #4 technically and had the third lowest price. The technical differences between the #2 technical ranked Offeror and the #4 technical ranked Offeror outweighed the difference in price. Therefore, the second award recommendation is made to the overall #2 ranked Offeror that was ranked #2 technically that had the highest price.

CAPES	Queen Anne's •	1	1	\$1,440	<mark>1 – Award</mark>
Chestertown, MD					
The Law Office of Deborah	Somerset	1	1	\$399	<mark>1 – Award</mark>
Ullmann					
Worcester, MD					
CAPES**	Somerset	2	3	\$1,440	2
Chestertown, MD					
The Law Firm of Sharon	Somerset	3	2	\$950	3
Donahue, P.A.					
Ocean City, MD					
Legal Aid Bureau, Inc.	St. Mary's •	1	1	\$1,470	<u>1 – Award</u>
Baltimore, MD					
CAPES	Talbot •	1	1	\$1,440	1 – Award
Chestertown, MD					

#### DBM 21B

#### **REVISED**

## Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

#### 4-S. <u>DEPARTMENT OF HUMAN RESOURCES</u> (cont'd)

Proposals by Jurisdiction (cont'd):

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall Rank
Darlene A. Wakefield, P.A. Baltimore, MD	Washington	2	2	\$1,282	<u>1 – Award</u>
Legal Aid Bureau, Inc. Baltimore, MD	Washington	1	3	\$1,470	2
Patricia A. Patton** Hagerstown, MD	Washington	3	1	\$1,020	3

The small differences in the technical merit of the #1 technical ranked Offeror and the #2 technical ranked Offeror rendered the proposals effectively the same, which did not justify the higher price for award determination. However, the technical differences between the #2 technical ranked Offeror and the #3 technical ranked Offeror (with the lowest price) did outweigh the difference in price. Therefore, the award recommendation is made to the overall #1ranked Offeror that was ranked #2 technically and had the second lowest price.

CAPES	Wicomico	1	2	\$1,440	<mark>1 – Award</mark>
Chestertown, MD					
The Law Firm of Sharon	Wicomico	2	1	\$950	2
Donahue					
Ocean City, MD					

The technical differences between the #1 technical ranked Offeror and the #2 technical ranked Offeror outweighed the difference in price. Therefore, award is recommended to the higher priced Offeror that was ranked #1 technically.

The Law Office of Deborah	Worcester	1	1	\$399	<mark>1 – Award</mark>
Ullmann					
Worcester, MD					
CAPES**	Worcester	2	3	\$1,440	2
Chestertown, MD					
The Law Firm of Sharon	Worcester	3	2	\$950	3
Donahue, P.A.					
Ocean City, MD					

*Note:* \*\* *Incumbents/current providers permitted to keep their existing cases although they were not awarded the jurisdiction proposed.* 

• Only one proposal received in this region.

Contact: J. Michael Hopkins 410-296-9682 Mike.Hopkins@Maryland.gov

#### 5-S. <u>DEPARTMENT OF LABOR, LICENSING AND REGULATION</u> Maryland Racing Commission Service Contract

*Contract ID:* Insurance Broker Services for the Maryland Jockey Injury Compensation Fund; MDP0031023044; ADPICS # P00B6400057

*Contract Description*: Provide an Insurance Broker to represent the insurance needs of the Jockey Fund in the areas of workers' compensation insurance for Jockeys who are Covered Employees under State law and employers' liability insurance for the Jockey Fund.

Award:	Willis of Maryland, Inc. Hunt Valley, MD
Term:	6/1/2016 – 5/31/2019 (w/2 one-year renewal options)
Amount:	<ul> <li>\$135,000 (3 Years; Base Contract)</li> <li>\$45,000 (1 Year: 1<sup>st</sup> Renewal Option)</li> <li>\$45,000 (1 Year: 2<sup>nd</sup> Renewal Option)</li> <li>\$225,000 Total (5 Years)</li> </ul>
Procurement Method:	Competitive Sealed Proposals

**Proposals:** 

Offerors	Technical Ranking	Financial Ranking	Overall Ranking *
Willis of Maryland, Inc. Hunt Valley, MD	1	\$225,000 (2)	1
Lockton Insurance Brokers, LLC Rockville, MD	2	\$317,500 (3)	2
HMS Insurance Associates, Inc. Hunt Valley, MD	3	\$105,000 (1)	3

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

**MBE** Participation:

None (See Requesting Agency Remarks)

Performance Security:

#### 5-S. <u>DEPARTMENT OF LABOR, LICENSING AND REGULATION</u> (cont'd)

#### Incumbent:

None

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to three prospective vendors, all of which are Maryland firms and none are MBEs.

Three proposals were received in response to the RFP. All three were determined to be reasonably susceptible of being selected for award. Willis of Maryland, Inc. (Willis) was ranked #1 overall with the highest ranked technical proposal with the second lowest price. It was determined that the technical differences between Willis' proposal and the lowest priced offer that was ranked third technically outweighed the 53% difference in price. Willis is the largest Maryland based Broker and has a comprehensive understanding of the subject matter including experience with the Breeders Cup, specifically, and the Racing Industry, in general. In addition, Willis has Spanish speaking staff to accommodate the significant number of Jockeys who primarily speak Spanish. Therefore, the award is recommended to Willis of America, Inc. as having the most advantageous offer for the State.

The Maryland Jockey Injury Compensation Fund, Inc. (Jockey Fund) is a non-profit corporation of the Department of Labor, Licensing, and Regulation, established by law and whose Board of Directors is comprised of the members of the Maryland Racing Commission. The Jockey Fund is required by State law to provide workers' compensation insurance coverage on a blanket basis for all jockeys who are "Covered Employees" under the State Worker's Compensation Law.

Insurance purchased by the Jockey Fund is paid for by an assessment levied on each licensed thoroughbred owner and trainer in Maryland. On average, there are between 45 and 50 jockeys who are "Covered Employees" in each calendar year.

No MBE participation goal was established to ensure a sufficient pool of bidders based upon the high risk involved in finding an insurance broker that can satisfy the needs of Maryland's horse racing industry.

Fund Source:	100% Unbudgeted	Appropriation Code:	P00E0141
Resident Business:	Yes	MD Tax Clearance:	16-0213-1111
BOARD OF PUBL	IC WORKS ACTION -	- THIS ITEM WAS:	
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISC	CUSSION	WITHOUT I	DISCUSSION

Contact: Teresa Dantzler 410-767-0114 Teresa.dantzler1@maryland.gov

# 6-S. MARYLAND STATE DEPARTMENT OF EDUCATION

Division of Special Education/Early Intervention Services Services Contract

*Contract ID*: Consultant to Implement System for Collecting Parent Data; ADPICS # R00B6400101

*Contract Description*: Provide comprehensive systems to collect parent data on the percent of parents participating in Part B preschools who report their facilitated parent involvement as a means of improving services and results for children with disabilities; and Part C that collects data on the percent of families who report that early intervention services have helped the family know their rights; effectively communicate their children's needs; and help their children develop and learn.

Awards:	ICF Macro Fairfax, VA (Local Office in Rockville, MD)
Term:	8/1/2016 - 7/31/2021
Amount:	\$995,952 (5 Years)
Procurement Method:	Competitive Sealed Proposals

#### **Proposals:**

Offeror	Technical Ranking	Financial Proposal	Financial Ranking	Overall Ranking
ICF Macro Fairfax, VA (Local Office in Rockville, MD)	1	\$995,952	2	1
Piedra Data Systems Palmetto Bay, FL	2	\$766,340	1	2
Westat, Inc. Rockville, MD	3	\$1,134,834	3	3
Public Consulting Group Boston, MA	4	\$1,475,260	4	4
University of Minnesota (SIG) Minneapolis, MN	5	\$1,567,067	5	5

*Note:* \**Technical and financial factors had equal weight in the overall award determination.* 

#### 6-S. <u>MARYLAND STATE DEPARTMENT OF EDUCATION</u> (cont'd)

**MBE Participation:** 25%

Performance Security: None

Incumbents:

Part B ICF Macro Fairfax, VA (Local Office in Rockville, MD) Piedra Data Systems Palmetto Bay, FL

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to 28 prospective vendors, 21 of which are Maryland firms, and 19 were MBEs.

Five proposals were received in response to the RFP. All five proposals were determined to be reasonably susceptible of being selected for award. ICF Macro was ranked overall #1 with the highest ranked technical offer and the second lowest price. The lowest priced offer that was ranked #2 technically was deemed to be unreasonably lower in price for Part C compared to all other Offerors. Additionally, the technical differences between the #2 ranked technical Offeror and ICF Macro were deemed to be significant to warrant paying the higher price (23%). ICF Macro demonstrated the best understanding of the project scope and possessed the resources necessary to effectively fulfill the contract requirements. Therefore, ICF Macro was determined to have the most advantageous offer for the State and is recommended for contract award.

In the past, MSDE's Division of Special Education/Early Intervention Services (DSE/EIS) secured separate contractors for Part B, Indicator 8, and Part C, Indicator 4, to fulfill the USDE's Office of Special Education Programs (OSEP) reporting requirements. This contract combines the OSEP reporting requirements of Part B, Part B-preschool (Indicator 8 - the percent of parents who report that schools facilitated parent involvement as a means of improving results for children with disabilities, ages 3 - 21); and Part C (Indicator 4 - the percent of families participating in Part C who report that early intervention services have helped the family, ages birth - 3). A single contractor will be responsible for both the Maryland Special Education Parent Involvement Survey and the Early Intervention Family Survey to streamline the processes for both indicators, and to solidify processes for accurate and timely submission of necessary data. This contract aligns with the MSDE DSE/EIS mission to provide leadership, support, and accountability for results to local school systems, public agencies, and stakeholders through age 21 and their families.

## 6-S. <u>MARYLAND STATE DEPARTMENT OF EDUCATION</u> (cont'd)

Fund Source:100% Federal

Appropriation Code: R00A0113

Resident Business: No

*MD Tax Clearance*: 16-0140-1111

#### **BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DBM 27B** 

## Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

Contact: Dorothy M. Richburg 410-554-9285 dorothym.richburg@maryland.gov

## 7-S. MARYLAND STATE DEPARTMENT OF EDUCATION

Division of Rehabilitation Services (DORS) Services Contract

*Contract ID*: Specialized Vocational Rehabilitation Interpreting Job Mentoring Services; ADPICS # R00B6400109 (MAIG), R00B6400110 (DAS)

*Contract Description*: Provide specialized vocational interpreting services for programs provided by MSDE/DORS at the Workforce and Technology Center (WTC).

# Awards: <u>Primary:</u> Secondary: Mid-Atlantic Interpreting Group, Inc. (MAIG) Deaf Access Solutions, Inc. (DAS) Ellicott City, MD Chevy Chase, MD Term: 7/1/2016 – 6/30/2019 (w/2 one-year renewal options)

Amount:

 $\frac{11}{2010} = 0.30/2017$  (w/2 one-year renewar opti-

<mark>\$4,080,000 (Primary)</mark> <u>\$4,589,620</u> <del>(Secondary)</del> <mark>\$8,669,620</mark> NTE Total (5 Years)

**Procurement Method:** 

Competitive Sealed Proposals

**Proposals:** 

Offerors	Technical Ranking	Financial Proposal /Ranking	Overall Ranking *
Mid-Atlantic Interpreting Group, Inc. Ellicott City, MD	2	\$4,080,000 (1)	1
Deaf Access Solutions, Inc. Chevy Chase, MD	3	\$4,589,620 (3)	2
WeInterpret.net Columbia, MD	4	\$4,251,250 (2)	3
The Hearing and Speech Agency Baltimore, MD	1	\$4,602,500 (4)	4

*Note:* \* *Technical and financial factors had equal weight in the overall award determination.* 

#### **MBE** Participation:

## Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

#### **7-S.** <u>MARYLAND STATE DEPARTMENT OF EDUCATION</u> (cont'd)

Performance Security: None

Incumbent: None

*Requesting Agency Remarks*: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*.

Five proposals were received in response to the RFP. Four were determined to be reasonably susceptible of being selected for award. Awards are recommended to both Mid-Atlantic Interpreting Group, Inc. (MAIG) as the Primary Contractor and Deaf Access Solutions, Inc. (DAS) as the Secondary Contractor. MAIG was ranked overall #1 with the second highest technical proposal and the lowest price. DAS was ranked #2 overall with the third ranked technical proposal and price. The highest ranked technical Offeror was also the highest price, and it was deemed that the slight technical differences did not warrant the higher priced offer. Whereas, the second lowest priced Offeror was ranked last technically, and the technical differences between DAS and this Offeror were deemed to outweigh the 7% difference in price. Therefore, MAIG and DAS were determined to have the most advantageous offers for the State, and awarding to both Offerors will ensure there is adequate coverage for services at all times.

The request will be made to the Primary Contractor (MAIG) first. If it is unable to fulfill the request, the Secondary Contractor (DAS) will be contacted. However; in the case of expedited or critical service needs, the request will be submitted simultaneously to both the Primary and Secondary contractors. The first contractor to respond and confirm, shall be given the assignment.

The Division of Rehabilitation Services (DORS) provides vocational interpreting services for programs provided by DORS at the Workforce and Technology Center (WTC). DORS administers the Vocational Rehabilitation Program in Maryland, a state-federal program that provides services to eligible persons with disabilities to assist them in becoming employed or remaining independent in their living situation. A population of the consumers served by DORS/WTC is individuals who are Deaf, Hard of Hearing, Late-Deafened or Deaf/Blind.

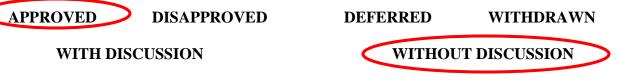
Due to the unique nature of WTC and the needs of this population, this contract is for Specialized Vocational Rehabilitation Interpreting/Job Mentoring. This involves facilitating communication for Deaf/Hard of Hearing people in a vocational rehabilitation/training setting and/or employment setting, and includes going beyond the role of a traditional contracted interpreter by performing additional functions such as hands-on demonstration of learning/work tasks, assisting with development of learning aids/activities, being included and giving feedback as part of the rehabilitation team to address learning issues and needs of the individual, and to assist with the transition of an individual and their communication strategies/needs, when moving from the training environment to a workplace setting.

## **7-S.** <u>MARYLAND STATE DEPARTMENT OF EDUCATION</u> (cont'd)

In addition, specialized interpreters need to be able to assess and match the consumer's language modality, identify linguistic barriers to employment and use cultural mediation (i.e. idioms) to address said barriers, and understand, process, and apply said knowledge to support employment outcomes. Training and/or work environments may involve hands-on activities with other people, animals, and mechanical equipment. Environmental conditions, classrooms and/or worksites may require the need for professional and/or casual dress, including but not limited to jeans, sweat pants/shirts, and other protective clothing, shoes, boots or hats. Assignments may be inside or outside, in various temperature/weather conditions, possible exposure to water/dampness, heat or heat sources, etc.

Fund Source:	100% Federal
Appropriation Code:	R00A0120
Resident Business:	Yes
MD Tax Clearance:	16-1102-0111 (MAIG); 16-1101-0111 (DAS)

## **BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:**



Contact: Glen Carter 410-865-1270 gcarter@mdot.state.md.us

#### 8-S-OPT. <u>MARYLAND DEPARTMENT OF TRANSPORTATION</u> Office of Real Estate (ORE)

Services Contract Renewal Option

*Contract ID:* Real Estate Peak Load and Technical Advisory Services; MDOT-ORE-13-001; ADPICS # J01B6400033 (Category I Bolan Smart), J01B6400032 (Category II STV, Inc.)

Contract Approved:

DBM Item 6-S (5/15/2013)

Contractors:

Category I:Category II:Bolan Smart Associates, Inc.STV, IncorporatedWashington, DCBaltimore, MD

*Contract Description*: Provide on-call, task order based transportation Real Estate consulting services including assistance to MDOT with peak load assignments, and provide technical support on a case-by-case basis in disciplines outside the areas of experience and expertise of MDOT staff.

<b>Option Description:</b>	Exercise the single two-year renewal option.
Original Contract Term:	6/1/2013 - 5/31/2016 (w/1 two-year renewal option)
<b>Option Term:</b>	6/1/2016 - 5/31/2018
Original Contract Amount:	<pre>\$ 600,000 (Category I) <u>\$1,800,000 (Category II)</u> \$2,400,000 Total (3 Years)</pre>
<b>Option Amount:</b>	\$ 400,000 (Category I) <u>\$1,200,000 (Category II)</u> \$1,600,000 Total (2 Years)
<b>Prior Modifications/Options:</b> Category II Services: 10/17/2013 –	\$0 [Mod #1: Add four additional labor categories to the 5/31/2016: DBM Item 7-S-MOD (10/16/2013)]
<b>Revised Total Contract Amount:</b>	\$ 600,000 (Category I)

<u>\$1,800,000 (Category II)</u> \$2,400,000 Total (5 Years) the

#### **8-S-OPT.** <u>MARYLAND DEPARTMENT OF TRANSPORTATION</u> (cont'd)

<b>Original Procurement Method:</b>	Competitive Sealed Proposals	
MBE Participation:	None (Category I)	
	13% (Category II)	

*MBE Compliance*: 40% (Category II)

**Requesting Agency Remarks:** Request for approval to exercise the single two-year renewal option with Bolan Smart Associates, Inc. and STV, Incorporated to continue to provide Real Estate Peak Load and Technical Advisory Services.

This is a task order based contract that was awarded to two firms: Bolan Smart Associate, Inc. (Category I) and STV, Incorporated (Category II). Category I provides services for financial and transactional analysis and negotiation assistance, and Category II provides services in the area of market research analysis, marketing and outreach, development planning, land use planning, environmental service, engineering, design, asset and property management, parking management and survey services. Current rates for both firms will remain in effect for the renewal option period.

Since this is the last renewal option for this contract the Department will re-solicit for these services during the renewal period. A new contract is expected to be in place prior to the expiration of this contract.

Fund Source:	100% Special (Transportation Trust Fund)
Appropriation Code:	J00A0103
Resident Businesses:	No (Bolan Smart Associates, Inc.) Yes (STV, Inc.)

<b>BOARD OF PUBLIC WORKS ACTION –</b>	THIS ITEM WAS:	
APPROVED DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOU	T DISCUSSION

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

#### 9-S-OPT. <u>MARYLAND DEPARTMENT OF TRANSPORTATION</u> Manual Antiperspectation Authority (MDTA)

Maryland Transportation Authority (MDTA) Services Contract Renewal Option

Contract ID: Armored Transport Services; Contract No. 20130006; ADPICS # J01B7400004

Contract Approved:	DBM Item 1-S (10/2/2013)	
Contractor:	Dunbar Armored, Inc. Hunt Valley, MD	

*Contract Description*: Provide armored transport services on a daily basis excluding weekends, and scheduled state holidays, for various MDTA locations.

<b>Option Description:</b>	Exercise the single two-year renewal option.
Original Contract Term:	11/1/2013 – 10/31/2016 (w/1 two-year renewal option)
<b>Option Term:</b>	12/1/2016 – 11/30/2018 (See Requesting Agency Remarks)
Original Contract Amount:	\$702,740
<b>Option Amount:</b>	\$504,253 (2 Years)
Prior Modifications/Options:	None
<b>Revised Total Contract Amount:</b>	\$1,206,993
<b>Original Procurement Method:</b>	Competitive Sealed Bidding
MBE Participation:	None

**Requesting Agency Remarks:** Request for approval to exercise the single two-year renewal option with Dunbar Armored, Inc. to continue to provide armored transport services. This contract includes all labor, transportation and service necessary for the provision of daily armored car pick-up and delivery services to nine MDTA facilities.

Dunbar Armored Inc., not only meets all contract requirements, but performs all aspects of the contract in a competent and timely manner.

#### **9-S-OPT.** <u>MARYLAND DEPARTMENT OF TRANSPORTATION</u> (cont'd)

The MDTA issued the Notice to Proceed for this Contract on December 1, 2013; therefore, adjusting the renewal option term dates from 11/1/2016 - 10/30/2018 to 12/1/2016 - 11/30/2018.

Since this is the last renewal option for this contract the Department will re-solicit for these services during the renewal period. A new contract is expected to be in place prior to the expiration of this contract.

*Fund Source:* 100% Special (Toll Revenue)

*Appropriation Code:* 29.10.02.01

Resident Business: Yes

# BOARD OF PUBLIC WORKS ACTION – THIS ITEM WAS:APPROVEDDISAPPROVEDDEFERREDWITHDRAWNWITH DISCUSSIONWITHOUT DISCUSSION

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

# 10-S-OPT. MARYLAND DEPARTMENT OF TRANSPORTATION

Maryland Transportation Authority (MDTA) Services Contract Renewal Option

*Contract ID:* Communications and Related Services; Contract No. 20120002; ADPICS # J01B7400001

Contract Approved:	DBM Item 1-S (9/4/2013)
Contractor:	McAndrew Company, Inc. Bethesda, MD

*Contract Description*: Provide professional full-service communications services to aid in public education, and promote public safety on MDTA roadways and improve the level of customer service given to toll customers.

<b>Option Description</b>	Exercise the single two-year renewal option.
Original Contract Term:	9/15/2013 – 9/14/2016 (w/1 two-year renewal option)
Option Term:	9/5/2016 – 9/4/2018 (See Requesting Agency Remarks)
Original Contract Amount:	\$3,600,000 NTE
<b>Option Amount:</b>	\$2,400,000 NTE (2 Years)
Prior Modifications/Options:	None
<b>Revised Total Contract Amount:</b>	\$6,000,000 NTE
Original Procurement Method:	Competitive Sealed Proposals
MBE Participation:	25% (total contract amount excluding media buys)
MBE Compliance:	21%

*Requesting Agency Remarks:* Request for approval to exercise the two-year renewal option with McAndrew Company, Inc. for the Communications and Related Services contract.

#### **10-S-OPT.** <u>MARYLAND DEPARTMENT OF TRANSPORTATION</u> (cont'd)

This contract provides professional full-service communications services to aid in public education, promote public safety on MDTA roadways, and improve the level of customer service given to toll customers. Services have included the development of successful Bay Bridge safety, I-95 construction, and toll-reduction outreach campaigns.

McAndrew Company provides solid recommendations with regard to campaigns, social media and marketing promotions, and delivers when it comes to deadlines, production, and professionalism. McAndrew Company continues to offer ideas to keep the MDTA up to speed with its customers and how to reach them and exceeds expectations even when budget constraints are challenging. Renewing the McAndrew Company contract is in the best interest of the State to continue on the consistent, cost-effective and successful path for the MDTA.

Upcoming campaigns that McAndrew Company will be performing for the MDTA include the 2016 summer Bay Bridge Safety campaign, ongoing Highway safety campaigns, outreach for the I-895 Canton Viaduct Replacement project, the I-95 lane improvements on the north side of the Fort McHenry Tunnel, and the MDTA Police High Visibility Enforcement campaign (working in tandem with the Maryland Highway Safety Office).

The MDTA issued the Notice to Proceed for this Contract on September 5, 2013, the day after the Board of Public Works approval; therefore, adjusting the option term start date from 9/15/16 to 9/5/2016.

There is a 0.5% VSBE participation goal on this contract; however, the VSBE compliance is 1.2%.

Since this is the last renewal option for this contract the Department will re-solicit for these services during the renewal period. A new contract is expected to be in place prior to the expiration of this contract.

Fund Source:	100% Spe	ecial (Toll Revenue)	
Appropriation Code.	29.10.02.	01	
Resident Business:	Yes		
<b>BOARD OF PUBL</b>	C WORKS ACTION - 7	THIS ITEM WAS:	
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN

Contact: Courtney Lewis 410-767-0824 courtney.lewis@maryland.gov

#### 11-S-MOD. <u>DEPARTMENT OF HEALTH AND MENTAL HYGIENE</u> Prevention and Health Promotion Administration Services Contract Modification

*Contract ID:* Quality Assurance and Data Management of the Maryland Cancer Registry; OPASS # 13-11062; ADPICS # COG67731

*Contract Approved*: DBM Item 7-S (5/15/2013)

Contractor:

Westat, Inc. Rockville, MD

*Contract Description:* Conduct quality assurance and database management services for the Maryland Cancer Registry (MCR).

*Modification Description*: Mod to provide additional funding to meet Federal Meaningful Use (MU) reporting requirements that were instituted during the contract term.

Original Contract Term:	7/1/2013 - 6/30/2018
Modification Term:	7/1/2016 - 6/30/2018
Original Contract Amount:	\$6,203,175 (5 Years)
Modification Amount:	\$654,230 (2 Years)
Prior Modifications/Options:	None
<b>Revised Total Contract Amount:</b>	\$6,857,405
Overall Percent +/- (This Mod):	+10.5%
Original Procurement Method:	Competitive Sealed Proposals
<b>MBE</b> Participation:	None

#### **11-S-MOD. <u>DEPARTMENT OF HEALTH AND MENTAL HYGIENE</u> (cont'd)**

**Requesting Agency Remarks:** Request for approval of a modification to provide additional funding necessary to meet Federal Meaningful Use (MU) reporting requirements that were instituted during the contract. This funding increase will allow the Contractor, Westat, Inc., to assist eligible providers who apply for Meaningful Use Stage 2 and Stage 3 accounts so they can begin submitting electronic cancer reports. The new cancer reporting requirements were instituted in January 2014.

It is in the State's best interest to approve this modification because electronic reporting is within the scope of the original contract, and Westat, Inc. has Certified Tumor Registrars who have the expertise to handle the highly specialized new MU requirements.

Overseen by the Centers for Medicare & Medicaid Services (CMS), MU allows eligible health providers to provide quality assurance and database management services for the Maryland Cancer Registry (MCR). These services include registration and processing of cancer and benign brain and central nervous system tumor reports for Maryland residents and non-residents diagnosed or treated in Maryland; quality assurance activities; preparation of reports; data processing; providing technical training for reporting entities in Maryland; and submitting Maryland data to the Centers for Disease Control and Prevention's National Program of Cancer Registries and the North American Association of Central Cancer Registries.

Westat Inc.'s role as the Contractor is to receive all cancer patient data from MCR reporting sources (e.g. hospitals, providers, laboratories), maintain quality assurance by screening each data file for errors, and manage the central database of cancer data for the MCR.

To facilitate the addition of MU data into the MCR central database, Westat, Inc. must work with eligible providers and electronic health records vendors to standardize incoming electronic cancer data to registry specifications, ensure quality assurance, and facilitate entry into the registry central database. This allows MCR to add Maryland providers that had not previously reported to the registry, increasing the quality and robustness of its cancer data.

Fund Source:	90% Federal; 10% General		
Appropriation Code:	M00F0304	Resident Business:	Yes
BOARD OF PUBLIC W	ORKS ACTION -	THIS ITEM WAS:	
APPROVED DIS	SAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSS	ION	WITHOUT	DISCUSSION

Contact: Tomeka G. Church 410-576-6320 tchurch@oag.state.md.us

#### 12-GM. <u>UNIVERSITY OF MARYLAND EASTERN SHORE</u> General Miscellaneous

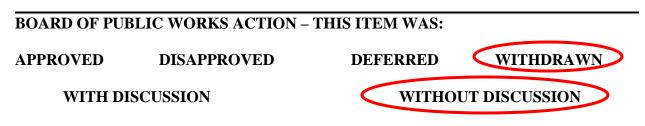
Fund Source:	Agency Funds

Appropriation Code: 0220

Request Amount: \$12,500

**Description:** Pursuant to State Government Article §§ 12-404 and 12-501, University of Maryland Eastern Shore (UMES) and the Office of the Attorney General request approval for the payment of \$12,500 in full settlement of a personal injury lawsuit brought by a former student of UMES. This settlement will resolve all issues and claims in *Kwasi Bandoh v. University of Maryland, Eastern Shore, et al.* Case No. 020200010412015, filed on November 12, 2015 in the District Court of Maryland for Somerset County.

**Requesting Agency Remarks:** If this settlement is approved, a check should be made payable to Mr. Kwasi Bandoh and his attorney John Phoebus, Esquire, in the amount of \$12,500, which shall reference *Kwasi Bandoh v. University of Maryland Eastern Shore, et al.*, Case No.: 020200010412015. The check should be mailed to Tomeka G. Church, Assistant Attorney General, Office of the Attorney General, 200 St. Paul Place, 17<sup>th</sup> Floor, Baltimore, Maryland 21202, who will deliver the check and ensure all of the necessary documentation and releases are completed.



Contact: Jonathan Martin 410-260-7280 jonathan.martin1@maryland.gov

#### **13-GM.** DEPARTMENT OF BUDGET AND MANAGEMENT Office of Budget Analysis General Miscellaneous

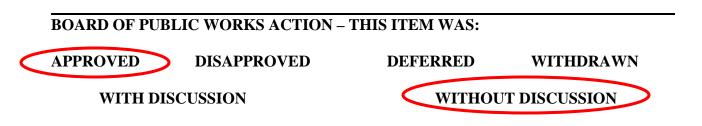
*Request Amount:* \$22,632 Total (see page 38B)

**Description:** Request to approve a proposed reimbursable fund budget amendment for the month of May FY2016. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that the proposed reimbursable fund budget amendment be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

Fund Source:	100% Reimbursement
Fund Source:	100% Reimbursement

Appropriation Code: See page 38B

**Requesting Agency Remarks:** The contributing Department has appropriated funds to pay for services to be provided by the receiving Department for May FY2016. The following page shows the reimbursable fund amendment and identifies the Departments receiving and contributing funding, the amount of the funding and a brief justification for the amendment.



#### DBM 40B

# Supplement B Department of Budget And Management ACTION AGENDA May 11, 2016

# **13-GM. DEPARTMENT OF BUDGET AND MANAGEMENT** (cont'd)

Budget

Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	Justification
16R-054	D16-Office of the Secretary of State	D15-Governor's Office of Crime Control and Prevention	\$22,632	Funding is for the purpose of providing support to the operation of the Safe at Home grant.
	FY 2016 May Proposed Reimbo	ursable Amendment Total	\$22,632	

Contact: Fred Kelley 410-260-8660 frederick.kelley@maryland.gov

#### 14-S. <u>DEPARTMENT OF NATURAL RESOURCES</u>

Resource Assessment Service/Power Plant Assessment Division Services Contract

Contract ID: Technical Assistance in Environmental Engineering; ADPICS # K00B6400109

*Contract Description*: Provide technical assistance in the area of Environmental Engineering as it relates to the siting, licensing and operation of electric power plants and ancillary facilities including solid waste disposal sites and transmission lines within or affecting Maryland.

Award:	Environmental Resources Management (ERM), Inc. Annapolis, MD
Term:	5/12/2016 - 6/30/2020
Amount:	\$5,000,000 NTE (4 Years, 1 <sup>1</sup> / <sub>2</sub> Months)
Procurement Method:	Competitive Sealed Proposals
Proposals:	Only One Proposal Received
<b>MBE</b> Participation:	15% (See Requesting Agency Remarks)
Incumbent:	Same

**Requesting Agency Remarks:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* for 76 days. Copies of the solicitation notice were sent directly to over 227 prospective vendors, 155 of which are Maryland firms, and included 99 MBEs.

One proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the Offeror was determined to be responsible; the financial offer was considered fair and reasonable, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Environmental Resources Management (ERM), Inc., the sole Offeror and incumbent.

#### 14-S. <u>DEPARTMENT OF NATURAL RESOURCES</u> (cont'd)

After receipt of proposals, vendors not submitting an offer were surveyed to determine their reasons for not submitting a proposal. The survey results are as follows: (1) vendor has other commitments at this time; (2) vendor does not have the capacity to do the work required; (3) vendor believes it would be hard to compete with the incumbent; and (4) vendor has a conflict of interest due to having worked for the utility to be assessed.

The Maryland Public Service Commission (PSC) oversees transmission lines over 69,000 volts (or 69 kV). Other transmission lines in Maryland are typically 138 kV, 230 kV or 500 kV. House distribution lines, which connect homes to the electric grid, are usually 12 kV. A kilovolt is 1000 times a standard volt. A standard household outlet is 120 volts. A typical household consumes approximately 1000 kilovolts of electricity a month.

In order for a company to build a power plant or transmission line greater than 69 kV in Maryland, a Certificate of Public Convenience and Necessity (CPCN) must be obtained from the PSC. As part of this licensing process, applicants must address a full range of environmental, engineering, socioeconomic, planning, and cost issues. The Power Plant Siting Act of 1971, augmented by the Electric Utility Industry Restructuring Act of 1999, provides a consolidated State review of CPCN applications in Maryland. The DNR Power Plant Assessment Division, and the program which it administers, the Power Plant Research Program (PPRP), is responsible for managing an objective and comprehensive review and bringing to the PSC a consolidated set of licensing recommendations based on sound science. This is the only process within the State regulatory framework that allows a comprehensive review of all electric power issues, with the goal of balancing the tradeoffs required to provide needed electrical power at a reasonable cost while protecting the State's valuable natural resources.

The majority of DNR PPRP projects are performed by contracted scientists and engineers working on task-based assignments under major long term contracts with PPRP. PPRP has a small number of highly qualified State staff members who are expected to utilize these contracts for a wide variety of expert technical assistance. This organizational model has been successfully applied for more than 30 years and provides the required flexibility and technical expertise the State requires in order to respond to diverse and evolving power plant related issues.

DNR PPRP has four long term, integrated technical support contracts, of which Environmental Engineering is one. The contractors performing these contracts are retained to provide continuing consultation on matters related to power plant generation and transmission facilities issues and are termed Integrators. Issues identified by DNR PPRP and evaluated by consulting Integrators provide information for various design processes related to power plant siting and impact issues. The results form the basis for recommendations to pertinent State regulatory bodies, including the Maryland Department of the Environment and the PSC.

#### 14-S. <u>DEPARTMENT OF NATURAL RESOURCES</u> (cont'd)

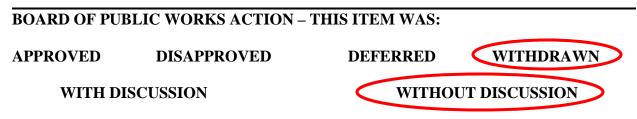
Long-term availability of integrator technical expertise is required in order for DNR PPRP to fulfill its legislative mandate of providing long range planning, licensing, and environmental and air impact assessments of proposed and existing power facilities.

ERM, Inc. is a Maryland business with considerable experience in addressing power plant related issues specific to Maryland. ERM, Inc. has assembled a uniquely qualified team of environmental engineers with proficiency in matters dealing with power plant construction and operation.

A 15% MBE participation goal was established based upon the limited subcontracting opportunities for the highly specialized nature of the work. No VSBE participation goal was established for this contract based upon the determination that there were no additional subcontracting opportunities within the specialized work to be completed.

Fund Source:	100% Special (Environmental Trust Fund)
Appropriation Code:	K00A1250
Resident Business:	Yes
MD Tax Clearance:	16-0451-1111

The Board of Public Works deferred this Item as Item 1-S from the 4/27/2016 Agenda.



Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: Joe Evans

#### 1-C-BP. UNIVERSITY OF MARYLAND BALTIMORE for <u>TOWSON UNIVERSITY</u> Newell Dining Hall Improvements On-Call Construction Management at Risk: Bid Package 1 of 1

#### *Contract ID:* Newell Dining Hall Improvements On-Call Construction Management at Risk RFTOP #15-007 –MT, RFP #87305 BS

**Recommendation:** The University recommends award of construction Bid Package 1 which includes demolition, concrete, masonry, metals, roofing, glazing, finishes, elevator, mechanical, electrical, CM general conditions, CM-GMP contingency and CM construction fee.

Contractor:	Jeffrey Brown Contracting, LLC, Towson
Contract Approved:	USM Item 1-C (February 20, 2013) [on-call contract] USM Item 1-C-OPT (January 7, 2015) [on-call renewal] USM Item 3-C (November 18, 2015) [this Task Order]

**Project:** This project addresses building envelope issues (roof replacement, window replacement, and masonry work) as well as constructs an ADA-accessible elevator and interior renovations to make two existing toilet rooms ADA-compliant at Newell Dining Hall. The Board of Public Works previously approved awarding a Construction Management at Risk task order to Jeffrey Brown Contracting, LLC for professional management and pre-construction services related to this project. The University anticipated that it would present to the Board a single bid package during the construction phase.

The University anticipates the final value of this contract will be approximately \$3.5 million.

The overall construction estimate is \$5 million which includes design and construction.

Task Order Term:	<ul><li>25 weeks from pre-construction notice-to-proceed;</li><li>8 months from construction notice to proceed</li></ul>	
This Bid Package Amount:	\$3,460,183	
Amount Pre-Construction:	\$15,760	

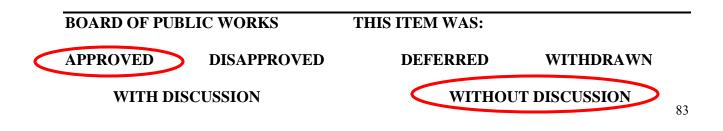
#### 1-C-BP. UNIVERSITY OF MARYLAND BALTIMORE for <u>TOWSON UNIVERSITY</u> (cont'd) Newell Dining Hall Improvements On-Call Construction Management at Risk: Bid Package 1 of 1

Revised Amount:	\$3,475,943	
Fund Source:	TU Plant Funds	
MBE Participation:	30% Subgoals: 7% African American 4% Asian American	
MBE Compliance:	<ul><li>31.17%</li><li>Subgoals: 20.59% African America</li><li>7.48% Asian American</li></ul>	

*Performance Security*: 100% performance bond is required.

*Requesting Institutions Remarks:* This on-call CM at Risk task-order was initially awarded for pre-construction services only. Jeffrey Brown Contracting competitively bid this Bid Package which consists of ten trade packages. No additional Bid Packages are anticipated.

Resident Business:	Yes
MD Tax Clearance:	15-2592-1110



Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: Joe Evans

#### 2-C. <u>UNIVERSITY OF MARYLAND, BALTIMORE</u> Medical School Teaching Facility Auditorium Construction Contract

Contract ID:	On-Call General Contractor Medical School Teaching Facility Auditorium Renovation Task Order Bid #15-327 AA against On Call GC Contract #C-00768
Contract Approved:	USM Item 2-C (08/13/2014) [on-call contract] USM Item 2-C-OPT (08/05/2015) [on-call renewal]

*Contract Description:* This project is to renovate of the 8,900 square foot, 700-seat auditorium on the mezzanine level of UMB's Medical School Teaching Facility. Work includes: modifying the balcony, removing seats, installing engineered stadium-riser system on main level and balcony, replacing lighting, providing specialty auditorium lighting and wall-mounted acoustical panels, new wood architectural panels, new doors, new stage and stage back drop, laminated glass guard rails, new carpet and new painted finishes, dimensional lettering, new projection screens, and AV equipment. Mechanical improvements include modifying branch ducts, new diffusers, and converting pneumatic controls to digital.

North Point Builders, Inc. Baltimore, MD
Thirty weeks from notice to proceed
\$2,398,000
On Call General Contractor Task Order

Task Order Bids:

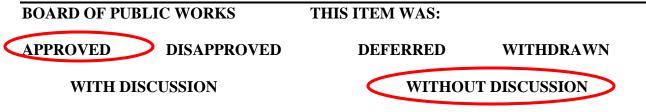
Bidders	Price
North Point Builders, Inc., Baltimore, MD	\$2,398,000
Brawner Builders, Inc., Hunt Valley, MD	\$2,569,000

# 2-C. <u>UNIVERSITY OF MARYLAND, BALTIMORE</u> (cont'd) Medical School Teaching Facility Auditorium Construction Contract

Fund Source:	USM Academic/Auxiliary Facility Revenue Bonds	
MBE Participation:	31.83% Sub-goals:	10.55% African American 9.79% Asian American
Performance Security:	100% perform	mance bond
Requesting Institution Remarks.	The solicitation wa	s hid among all five on-call general

*Requesting Institution Remarks:* The solicitation was bid among all five on-call general contractors. Two contractors submitted bids.

Resident Businesses:	Yes
MD Tax Clearance:	16-1141-1111



Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: Joe Evans

#### **3-C-BP.** UNIVERSITY OF MARYLAND, BALTIMORE COUNTY Erickson & Harbor Halls Renovation Project Construction Management at Risk: Bid Package 1 of 2

*Contract ID*: Construction Management at Risk Services for the UMBC Erickson & Harbor Halls Renovation Project Task Order # 16-107 under Contract # RFP BC-20841-C

*Recommendation*: Award construction Bid Package 1 to J. Vinton Schafer & Sons, Inc. for UMBC Harbor Hall Renovations project.

*Contractor:* J. Vinton Schafer and Sons, Inc.

*Prior Approval:* USM Item 2-C (1/27/16) (pre-construction services)

**Project:** Provide professional management and construction services during pre-construction and construction for interior and exterior renovations in Erickson and Harbor Halls. The work includes mechanical, plumbing, waterproofing, fire-stopping, roofing, flooring, carpet, flooring, elevator, painting, and drywall improvements.

*Bid Package Description:* Bid package No. 1 consists of selective demolition, masonry, roofing, exterior restoration, flooring, painting, elevator and plumbing, and the CM's construction costs for the Harbor Hall portion of this renovation

Contract Term:	20 months for construction
Bid Package 1 Amount:	\$ 2,113,829
Current Contract Amount:	\$ 206,000
Revised Amount:	\$ 2,319,829
Funding:	UMBC Residential Life Funds
MBE Participation Goal:	25% Sub goals: 8% African American 3% Hispanic American 3% Asian American

#### **3-C-BP.** UNIVERSITY OF MARYLAND, BALTIMORE COUNTY (cont'd) Erickson & Harbor Halls Renovation Project Construction Management at Risk: Bid Package 1 of 2

MBE Compliance:

24%

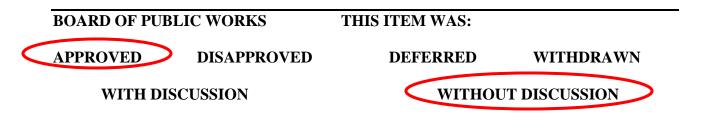
Sub goals: 8% African American 10% Hispanic American 3% Asian American

Performance Security: 100% performance bond

**Requesting Institution Remarks:** This Construction Management at Risk contract was initially awarded for pre-construction services. As design progresses and design information becomes available, the contractor sequentially and competitively bids construction packages. This is the first bid package. One additional bid package award is anticipated for the trade work for the Erickson Hall Renovation portion of this project.

Resident Business:	Yes
--------------------	-----

*MD Tax Clearance*: 16-1149-1110



Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: James Haley

#### 4-GM. <u>GENERAL MISCELLANEOUS</u> Infrastructure Improvements

*Recommendation:* That the Board of Public Works approve the use of general obligation bond funding proceeds for the following contracts totaling: \$536,447.68.

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

#### **University of Maryland, College Park**

Microbiology Building and Jimenez Hall

1.	Description:	Replace elevator motion controls and related electrical and mechanical components on vertical transportation equipment.
	<b>Procurement Method:</b>	Vendor Contract No. 12280
	Award:	Elevator Control Service
		Upper Marlboro, MD
	Amount:	\$355,841.08
	Fund Source:	MCCBL of 2015: <i>Provide funds to design, construct, and equipment campuswide infrastructure improvements at the College Park campus.</i> Item 154
	<b>Resident Business:</b>	Yes
	MD Tax Clearance:	16-0174-1111
2.	Description:	Replacement router equipment and five years of support.
	Procurement Method:	Cooperative Agreement (City of Baltimore B50001422)
	Award:	En-Net Services, LLC.
		Frederick, MD
	Amount:	\$180,606.60
	Fund Source:	MCCBL of 2015: <i>Provide funds to design, construct, and equip infrastructure improvements to existing high computing data network system.</i> Item 155
	Resident Business:	Yes
	MD Tax Clearance:	16-1125-1111
BOA	ARD OF PUBLIC WORKS	THIS ITEM WAS:
APF	PROVED DISAPPRO	VED DEFERRED WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION

USM 8C

REVISED

# Supplement C University System of Maryland ACTION AGENDA May 11, 2016

Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: Joe Evans

# 5-S-OPT. UNIVERSITY OF MARYLAND, BALTIMORE COUNTY Service Contract Option

Contract ID:	Food Services Contract - RFP#0000000161-C
Contract Approved:	USM Item 5-S (04/16/2008)
	USM Item 2-S -MOD (09/21/11)
	USM Item 6-S -OPT (5/15/13)
	USM Item 10-S-OPT (05/28/14)
	USM Item 5-S OPT (06/03/15)
Contractor:	Compass Group, USA, Inc. /Chartwells Division.
	York, PA

*Contract Description:* Provide complete dining services for the campus community, including student board meals, retail sales, and concessions.

*Option Description:* Exercise fourth of five one-year renewal options for fiscal year 2017.

Original Contract Term:	7/1/2008 - 6/30/13 (with five 1-year renewal options)
Option Term:	7/1/2016 - 06/30/2017
Original Contract Amount:	\$35,000,000 (base term)
<b>Option Amount:</b>	\$11,400,000
<b>Original Procurement Method:</b>	Competitive Sealed Proposals
Performance Security:	\$1 million
MBE Participation:	25%
MBE Compliance:	19%

# **5-S-OPT.** UNIVERSITY OF MARYLAND, BALTIMORE COUNTY (cont'd) Service Contract Option

# Requesting Institution Remarks: None

Fund Source:	Current Unrestricted Funds (Auxiliary Services Dining Program self-support funds generated by student meal plans purchased)
Approp. Code:	R30B31
Resident Business:	No
MD Tax Clearance:	16-0798-1111



Contact: Thomas Hickey 301-445-2774 thickey@usmd.edu USM Rep: Joe Evans

### 6-S. <u>UNIVERSITY OF MARYLAND, BALTIMORE</u> Service Contract

Contract ID: Management/Operation of the Student Dental Clinics IFB88235JH

*Contract Description:* Manage and operate School of Dentistry student clinics as directed by the Board of Regents of the University System of Maryland.

Award:	U.M. FDSP, Assoc., P.A., Baltimore, MD
Term:	6/01/2016-5/31/2017 (w/ five 1-year renewal options)
Amount:	\$10,762,900
Procurement Method:	Sole Source
MBE Participation:	3%
Performance Bond:	None

*Requesting Institution Remarks:* Since the inception of U.M. FDSP, P.A, the tax-exempt faculty practice group, in 1985, the USM Board of Regents has directed this contract award. This contract renewal was approved by the Regents on 4/15/16.

Daily services include providing non-faculty support (dental assistants, hygienists, sterilization staff, clerical staff, etc.) for meeting patient clinical needs, scheduling patient visits, collecting fees charged to patients for services provided at the clinic and providing materials for the operations. U.M. FDSP, P.A provided care to 27,338 individuals in the fiscal year ending June 30, 2015 including 4,389 children, 16,962 adults and 5,987 seniors. There were 104,532 patient visits including 40,358 covered by private insurance, 16,948 covered by Medical Assistance and 47,226 with no insurance.

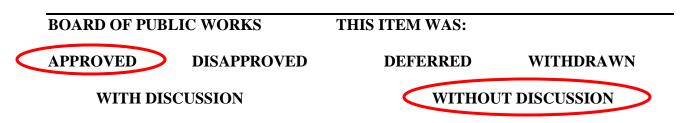
The contract has enabled the University of Maryland, School of Dentistry to focus on satisfying three patient care objectives (ensure that all students and residents receive the clinical experiences necessary for successful careers in dentistry; satisfy the dental needs of the patients they serve; and operate the clinics efficiently to minimize the cost of care to the patients and minimize the fiscal impact of the clinical components of dental education).

#### 6-S. <u>UNIVERSITY OF MARYLAND, BALTIMORE</u> (cont'd) Service Contract

#### **Requesting Institution Remarks:** (cont'd)

Contract expenditures will not exceed generated revenues. Most of the contract expenditures are for salaries and fringe benefits.

Fund Source:	Current Unrestricted Funds
Approp. Code:	R30B21
Resident Business:	Yes
MD Tax Clearance:	16-0438-0110



Contact: Joanne Throwe (410)260.8102 Joanne.throw@maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

#### 1-GM. <u>DEPARTMENT OF INFORMATION TECHNOLOGY</u> *Resource Sharing Agreement*

*Contract ID:* Resource Sharing Agreement Department of Natural Resources Property, Montgomery County

*Recommendation*: That the Board of Public Works approve the State entering into an information-technology resource-sharing agreement.

Authority: §3A-307, State Finance & Procurement Article, Annotated Code of Maryland

Award: USA Fiber, LLC, Sarasota, FL

*Term:* 5/11/2016 – 5/11/2041 (25 years)

*Property Location:* USA Fiber will place underground telecommunications conduits at DNR-held property in Montgomery County:

- Potomac River crossing: 1,055 linear feet passing below Van Deventer Island;
- *McKee-Beshers Wildlife Management Area*: 4,175 linear feet at Sycamore Landing Road.

*Consideration*: Under the proposed resource sharing agreement, the State will allow USA Fiber, LLC non-exclusive use of State rights-of-way and fiber resources. In consideration for this, USA Fiber will provide the State:

(1) Use of 48 fibers in the first two cables USA Fiber installs between Equinix in Ashburn, Virginia and the Tierpoint Data Center in Baltimore, and

(2) Ability to interconnect the two states' fiber assets with the company's assets at points to be determined when the route is finalized.

The estimated value of USA Fiber's consideration over 25 years is \$1,150,110.

*Remarks*: There will be no surface impacts. This proposal was submitted to the Legislative Policy Committee. The Committee's reply is expected by May 5, 2016.

Fund Source: MD Tax Clearance:	Revenue Generating 16-1123-0000	Resident B	Pusiness: No	
<b>BOARD OF PUB</b>	LIC WORKS	THIS ITEM WAS:		
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN	
WITH DIS	CUSSION	WITHOUT DISC	CUSSION	93

Contact: Cheryll Brewton (410) 767-3446 cbrewton@mta.maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

# 2-IT. DEPARTMENT OF TRANSPORTATION

Maryland Transit Administration

#### *Contract ID*: Metro Bench Test Equipment Upgrade HR-15-1021; ADPICS BPO No.: J05B6400018

*Contract Description*: Install new hardware and software to upgrade Metro Railcar maintenance bench test equipment.

Award:	Alstom Transportation Inc., Naperville, IL
Term:	05/25/2016 - 08/24/2016 (three months)
Amount:	\$103,222
Procurement Method:	Sole Source
<b>MBE</b> Participation:	None

**Remarks:** MTA, in the year 2000, replaced the railcar propulsion logic control in 100 railcars, part of the Metro Railcar midlife overhaul project. The propulsion logic control devices, known as AGATEs (Advanced Generic Alstom Transport Electronics), were manufactured and supplied by Alstom Transportation Inc. The AGATE is an electronic device that receives input from the railcar operator and from various railcar systems. Based upon the input, the AGATE generates signals to the railcar to provide traction and braking. The AGATE is a critical safety component of Metro Railcars.

To diagnose problems with the AGATE circuit board, Metro Railcar maintenance technicians use a machine called BTE for "bench test equipment." The Alstom-manufactured BTE is the only piece of equipment that can diagnose problems with the railcars AGATE. MTA's BTE is 11-years old and currently produces inconsistent test results when diagnosing problems. The inconsistent results are due to the age of the software platform and the circuit boards. The obsolete hardware BTE and software have led to frequent delays in repairing the AGATEs. The upgrade is vital so that MTA will have an adequate means of diagnosing and repairing the AGATE. A properly performing BTE guarantees AGATEs are diagnosed and repaired which ensure railcars are available for revenue service.

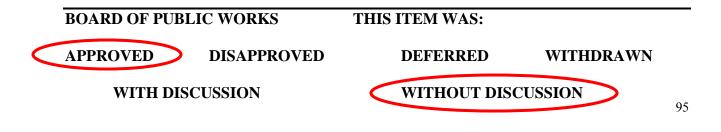
The BTE and all integrated components are proprietary to Alstom. There is no other source to perform the upgrade; Alstom is the only company authorized to perform work on the BTE.

#### 2-IT. <u>DEPARTMENT OF TRANSPORTATION</u> (cont'd) Maryland Transit Administration

**Remarks:** (cont'd)

MBE subcontracting is not recommended because there is only a single element of work that can be performed only by the manufacturer.

Fund Source:	80% Federal, 20% State
Approp. Code:	J05H0105
Resident Business:	No
MD Tax Clearance:	16-1043-1111



Contact: William Ward (410) 768-7252 wward@mdot.state.md.us Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

# 3-IT. DEPARTMENT OF TRANSPORTATION

Motor Vehicle Administration

Contract ID:	CVINA Software
	V-HQ-16045-IT
	ADPICS BPO No.: J00B64000 <del>15</del> 20

*Contract Description*: Provide VINTelligence – VIN verification software – that verifies vehicle identification numbers, flags errors, and returns descriptive vehicle information.

Awards:	R.L. Polk & Company, Southfield, MI
Term:	6/1/2016 - 5/31/2021
Amount:	\$267,050
Procurement Method:	Sole Source
MBE Participation:	None
Incumbents:	R. L. Polk & Company

**Remarks:** The Motor Vehicle Administration contracted with R.L. Polk in 1973 for VINA software – software that verifies vehicle fuel type by VIN (Vehicle Identification Number). The use of VINA software allows MVA to accurately schedule gasoline-powered vehicles for the federally-mandated Vehicle Emissions Inspection Program tests and reduces MVA's margin of error in scheduling.

CVINA software, the upgrade to VINA, added the capability to incorporate VINA functions with the Titling and Registration System graphical user interface application. This application determines whether a VIN is valid and matches other vehicle information furnished by the customer. The software will identify the manufacturer, model, body, engine, fuel and country of origin from the VIN. The vehicle information returned by the software is compared against the vehicle information submitted by the customer; discrepancies are identified and the MVA employee/customer is alerted that information associated with the VIN is inconsistent.

#### 3-IT. DEPARTMENT OF TRANSPORTATION

#### **Remarks:** (*cont'd*)

The Maryland State Police use this software during on-line vehicle safety inspection.

MVA, seeking to continue use of CVINA, now called VINTelligence, researched CVINA resellers and CVINA-type software. MVA did not locate another vendor. Research consisted of internet searches and direct contact with surrounding states' DMV offices. A point of contact at Virginia's DMV indicated that R.L. Polk has been its sole provider for several years. CarFax and AutoCheck perform a similar function as VINTelligence, but on a one-on-one basis, not as bulk data delivery, and at a much higher cost. CarFax is owned by R. L. Polk through a separate entity; AutoCheck is owned by Experian Corporation.

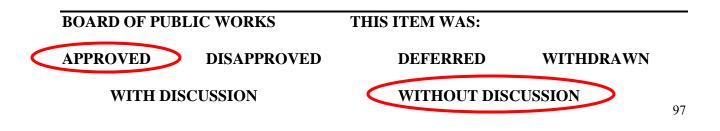
MVA compared the prices RL. Polk offered for this new five-year term with the current interim contract and with the previous two-year contract. R.L. Polk charged \$40,000 per year for the current contract and offers that price as well for the new contract's first year. Each year of the new five-year contract term increases less than 1%. Additionally, the cost for processing 10 ad hoc reports has not increased. These reports provide MVA the option to request information and reports independent of standard/regular reports. Based on this nominal escalation each year, the MVA concludes that the pricing is fair and reasonable.

*Fund Source:* Special

*Approp. Code:* J04E0001

Resident Business: No

**MD Tax Clearance:** 16-0592-0001



Contact: Cheryl R. B. Hill (410) 545-0402 chill@sha.state.md.us Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

# 4-IT. DEPARTMENT OF TRANSPORTATION

State Highway Administration CHART

Contract ID: CHART-Coordinated Highways Action Response Team ADPICS BPO No.: J02B6400004

*Contract Description*: Provide technical and business support to enhance and manage the Coordinated Highways Action Response Team (CHART) Traffic Management and Emergency Operations Systems.

Awards:	CSC Government Solutions LLC, Hanover, MD
Term:	6/1/2016 - 5/31/2021 (5-year base term, with one 5-year renewal)
Amount:	\$27,221,970 (5-year base term) <u>\$29,224,492</u> (5-year renewal option) \$56,446,462

**Procurement Method:** Competitive Sealed Proposals

**Proposals:** 

	Technical	Financial	Overall	Evaluated Price
CSC, Hanover, MD	1	1	1	\$56,446,462
Skyline, Glen Burnie, MD	2	2	2	\$74,356,884

*MBE Participation*: 25%

*Incumbent:* CSC Government Solutions, LLC

**Remarks:** A notice of the availability of the Request for Proposals was advertised for 36 days on *eMarylandMarketplace.com* and provided to the Governor's Office of Minority Affairs. A preproposal meeting was held; 28 people attended.

#### **4-IT. DEPARTMENT OF TRANSPORTATION** (cont'd) State Highway Administration **CHART**

#### **Remarks:** (cont'd)

Two proposals were received. SHA followed-up with-proposal meeting attendees to see why they did not submit a proposal. Responses regarding the lack of participation included:

- partnered with one of the offerors
- did not have the experience to perform the work
- did not have enough time to partner -
- could not find subcontractors \_

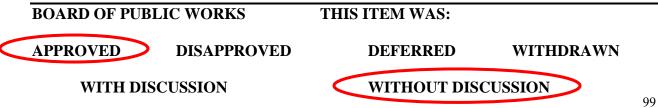
CHART is a joint effort of the Maryland Department of Transportation and the Maryland State Police, in cooperation with other federal, state and local agencies. CHART's mission is to improve real-time operations of Maryland's highway system through teamwork and technology. SHA intends to issue work orders through the contract for technical and business support, including program support, system development, and operations support. This includes training, documentation, warranty, and maintenance for the CHART systems and their stakeholders.

All work orders issued would be authorized through Federal Appropriations Act, § 5206(e) of the Transportation Equity Act for the 21st Century, Public Law 105-178, 112 Stat. 457, further enacted by Section 53005 (d) of the Moving Ahead for Progress in the 21st Century Act, Public Law 112-141, 126 Stat. 405, and conform to the National Intelligent Transportation Systems Architecture and Standards 940.11 project implementation. Projects funded with highway trust funds are based on a systems engineering analysis. The Maryland System Development Life Cycle will be used for this analysis.

Fund Source: Federal and Special Funds budgeted to SHA

Approp. Code: J02B0101 **Resident Business:** Yes

**MD Tax Clearance:** 16-0411-0000



# 2<sup>nd</sup> REVISION

#### Supplement D Department of Information Technology ACTION AGENDA May 11, 2016

Contact: Lloyd Day (410) 767-2995 Lloyd.Day@maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

#### 5-IT-MOD. <u>DEPARTMENT OF LABOR, LICENSING AND REGULATION</u> Division of Workforce Development and Adult Learning

*Contract ID:* Maryland Workforce Exchange System Replacement Project MDP0031020455, ADPICS No.: P00B6400010, COG61695

*Contract Approved:* DoIT Item 2-IT (10/21/2015)

*Contractor:* Geographical Solutions, Inc., Palm Harbor, FL

*Contract Description:* Software as a Service (SaaS) solution to improve the Maryland Workforce Exchange System and make it more efficient. The improved system will be an operational, comprehensive, one-stop operating system that integrates information from the workforce information database and real-time labor market information with labor exchange functionality in a self-service mode to employers and individuals. The solution will also provide a staff-assisted interface that connects with the current Maryland Workforce Exchange System.

*Modification Description:* Custom conversion and integration to Maryland Workforce Exchange System to collect data and provide reports for federal Reemployment Services and Eligibility Assessment Program and Early Intervention Program – federal workforce development programs that the U.S. Department of Labor made permanent in April 2015.

Original Contract Term:	1/1/2016 - 12/31/2019 (3-year base with two 1-year options) 1/1/2020 - 12/31/2020 (option 1) 1/1/2021 - 12/31/2021 (option 2)
Modification Term:	5/11/2016 -12/31/2018
Original Amount:	\$6,052,458 (3-year base, includes O&M) \$1,661,988 (O&M option 1) <u>\$1,661,988</u> (O&M option 2) \$9,376,434
Modification Amount:	\$151,825 <del>\$6,204,283 (3 years base, includes O&amp;M)</del> <del>\$3,361,776 \$3,323,976 (Options 1&amp;2)</del> <del>\$9,566,059 \$9,528,259</del>

#### 2<sup>nd</sup> REVISION

#### Supplement D Department of Information Technology ACTION AGENDA May 11, 2016

# 5-IT-MOD. <u>LABOR, LICENSING AND REGULATION</u> (cont'd) Division of Workforce Development and Adult Learning

<b>Prior Mod/Option Amount:</b>	None		
<b>Revised Total Contract Amount:</b>	\$ <del>9,566,059</del> \$9,528,259		
Percent +/- (This Modification):	<del>102.51</del> 2.51%		
Overall Percent +/-:	<del>102.51</del> 2.51%		
<b>Original Procurement Method:</b>	Sole Source		
<b>MBE</b> Participation:	5%		
MBE Compliance:	2.69%		

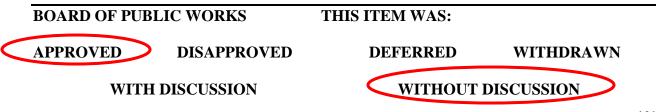
**Remarks:** Geographic Solutions provides Software as a Service for DLLR's Maryland Workforce Exchange System. The Reemployment Services and Eligibility Assessment and Early Intervention Program is a model program that targets unemployment insurance claimants most likely to exhaust benefits and provides information to claimants regarding reemployment services available in American Job Centers. This was an experimental federal program until April 2015 when the U.S. Department of Labor made the program permanent and provided that 2015 would be a transition year to enable states to make changes to their own Workforce Information Databases to accommodate the reporting. Geographic Solutions provides the custom conversion and integration to the legacy Maryland Workforce Exchange System Software as a Service solution needed to accomplish this system enhancement.

The MBE has just been engaged with the project resulting in a low compliance. The MBE is slated to perform training, which will not get underway until further along in the project.

*Fund Source*: 100% Federal

Approp. Code: P00G0107

Resident Business: No



**REVISED** 

# Supplement D Department of Information Technology ACTION AGENDA May 11, 2016

Contact: Al Bullock (410) 260-6256 Al.Bullock@maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

#### 6-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID:	Consolidated Computer Aided Dispatch/ Records Management System/ Automatic Vehicle Locator/ Automated Field Reporting Services ADPICS No.: 060B1400055, 060B6400013, COG69479
Contract Approved:	DoIT Item 2-IT (11/17/2010)
Contractor:	Colossus, Inc. d/b/a InterAct Public Safety Systems (InterAct) Winston-Salem, NC

*Contract Description*:State-wide implementation of commercial off-the-shelf (COTS) computeraided dispatch, records management, automated vehicle location, and automated field reporting system (CAD/RMS/AVL/AFR). The Maryland State Police – serving as the contract officer – manages system implementation for its own agency as well as for the Maryland Transportation Authority, Maryland Transit Administration, and Department of Natural Resources law enforcement. This is a statewide, master contract managed by the Department of Information Technology that includes the core functionality/implementation and non-core licenses.

*Modification Description*: **RETROACTIVE.** Increased contract amount for current Option Year 1 and future option year.

Original Contract Term:	12/2/2010 – 11/30/2015 (5 year base w/five 1-year options)
Modification Term:	12/1/2015 - 11/30/2017
Original Contract Amount:	\$26,515,361
This Modification Amount:	\$ 1,329,298

#### 6-IT-MOD. <u>DEPARTMENT OF INFORMATION TECHNOLOGY</u> (cont'd)

#### **Prior Actions/Amounts:**

Modification	Amount	Description
DoIT Item		
3-IT-Mod	-\$3,111,000	MOD 1: Substitute aviation component software of system.
(2/23/11)		
DoIT	\$0	<b>MOD 2:</b> Replace proposed Records Management System
Authority	<b>Ф</b> О	<b>MOD 2.</b> Replace proposed Records Management System
DoIT Item		MOD 3: Modify mobile solution to be part of the system/\$1,099,869
4-IT-OPT	-\$2,968,080	
(11/18/15)		MOD 4: Finalize settlement agreement; establish price for option year
DoIT Item 4-		
IT-OPT	\$1,670,702	Exercise <b>Option 1</b> of 5
(11/18/15)		

<b>Revised Total Contract Amount:</b>	\$25,076,031
Percent +/- (This Modification):	+5%
Overall Percent +/-:	-17.9 %
<b>Original Procurement Method:</b>	Competitive Sealed Proposals
MBE Participation:	25%
MBE Compliance:	10.43%

**Remarks:** The State has used this contract to automate, enhance, and centralize the Statewide CAD/RMS/AVL/AFR. The communications infrastructure allows for multiple computer-aided services as well as information sharing between federal, State, and local public safety and law enforcement agencies. Investing in this product has resulted in improved timeliness, accuracy, and communication of timely information on-demand to dispatchers, officers, investigators, and command staff. This enables more effective decision making and improved safety and services for first responders and the public.

InterAct's successful delivery of high quality development, deployment and support services has led to demand for the system across the State that exceeds the current contract ceiling. To gauge the demand for licenses, the Maryland State Police polled Maryland public safety agencies to ascertain interest and needs. Additional State agencies seek to use the system which requires additional InterAct licenses. Current using agencies likewise are expanding their use of the system, which will also, require additional licenses. For example, the State Drug Task Force requires the use of InterAct's records management system. This example and these types of purchases would be considered non-core items and obtained via a task order under the contract<sub>ro3</sub>

#### **REVISED**

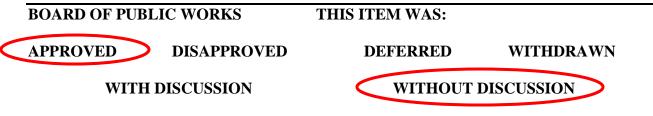
#### Supplement D Department of Information Technology ACTION AGENDA May 11, 2016

#### 6-IT-MOD. <u>DEPARTMENT OF INFORMATION TECHNOLOGY</u> (cont'd)

Of the amount requested to fund this Modification no. 5, approximately \$274,477 is retroactive because the option year 1 amount that the Board previously approved included core software licenses and maintenance only. The option year 1 amount did not include money for non-core software license or maintenance costs that were previously obtained by task order, and which were not able to be reasonably estimated and projected at the time of award. See DoIT Item 4-IT-OPT (11/18/2015). The remaining amount requested for authorization "\$1,054,821" will be used to purchase the additional licenses and maintenance through the task order process that are estimated and projected for the remainder of this option year.

The computer-aided dispatch, records management (CAD/RMS) system successfully implemented under this contract provides a critical communications and coordination service for State law enforcement and public safety agencies. It is imperative that agencies be able to fully access and utilize the system. Approval of this increased contract ceiling will enable the increased adoption of the product to support Maryland public safety.

Fund Source:	Various
Approp. Code:	Various
Resident Business:	No



Contact: Al Bullock (410)260-6256 Al.bullock@maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

#### 7-IT-MOD. DEPARTMENT OF INFORMATION TECHNOLOGY

Contract ID:	Toll Free Services ADPICS BPO No.: 060B98000046, 060B140	COG68194 0046, <del>COG19586</del>
Contract Approved:	DoIT Item 6-IT (8/26/2009)	
Contractor:	MCI Communications Services, Inc. d/b/a Ver Silver Spring, MD	rizon Business Services

*Contract Description*: Statewide contract to provide Toll Free and associated enhancement services. Toll Free Services include inbound, outbound, and two-way capabilities and includes four toll-free platform-based services.

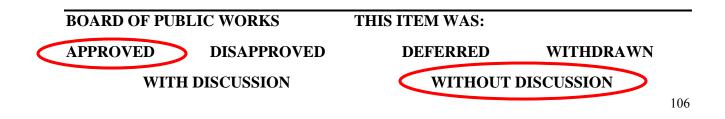
*Modification Description*: Extend contract by six months to allow time to complete a new procurement and allow time to transition toll-free services to new contract.

Original Contract Term:	9/1/2009 - 8/31/2014
Modification Term:	7/1/2016 - 12/31/2016
<b>Original Contract Amount:</b>	\$15,000,000
Modification Amount:	No cost
<b>Prior Modifications/Options:</b>	9/1/2014 – 6/30/2015 (DoIT Item 11-IT-MOD [8/13/2014]) 7/1/2015 – 6/30/2016 (DoIT Item 5-IT-MOD [6/3/2015])
<b>Revised Total Contract Amount:</b>	No change
Percent +/- (This Modification):	0%
Overall Percent +/-:	0%
<b>Original Procurement Method:</b>	Competitive Sealed Proposals
<b>MBE</b> Participation:	None

#### 7-IT-MOD. <u>DEPARTMENT OF INFORMATION TECHNOLOGY</u> (cont'd)

**Remarks:** This contract provides State agency and participating local government agencies with toll-free call center services. Although the contract expires June 30, 2016, the replacement RFP is still under evaluation. While DoIT anticipates that the procurement will be completed before the contract expires, an extension is needed to allow for a transition to a new contract. DoIT anticipates a transition of about six months to transfer management of approximately 1,000 toll-free numbers. The extension will ensure no lapse in service to citizens for access to State agencies via a toll free phone number.

Fund Source:	Various
Approp. Code:	Various
Resident Business:	No
MD Tax Clearance:	16-1042-1101



#### Supplement D Department of Information Technology ACTION AGENDA May 11, 2016

Contact: John Bohns (410) 767-1057 John.Bohns@maryland.gov Carla Thompson (410) 260-6155 Carla.Thompson@maryland.gov

#### 8-IT-MOD. <u>DEPARTMENT OF HEALTH & MENTAL HYGIENE</u> Office of Systems, Operations and Pharmacy

*Contract ID*: Project Management Support and Quality Management Services DHMH-OPASS-12-10806; ADPICS No.: M00B2400540, COG68205

*Contract Approved*: DoIT Item 5-IT (5/23/2012)

*Contractor*: Cognosante Consulting, LLC, Phoenix, AZ

*Contract Description:* Project management support and quality management services for the Medicaid Management Information System (MMIS) Fiscal Agent.

*Modification Description:* Assess impact of termination of MMIS replacement contract on current MMIS system and business operations; develop plan for forward path for MMIS replacement project to meet Medicaid Program business needs until replacement MMIS is implemented. Plan is to comprise initiatives to implement enhancements to current MMIS system, including some federally-mandated enhancements.

<b>Option Description:</b>	Exercise first renewal option
Original Contract Term:	5/28/2012 – 5/31/2016 (w/ two 1-yr renewal options)
Modification/Option Term:	6/1/2016 - 5/31/2017
Original Contract Amount:	<pre>\$ 10,134,738 (Base) \$ 2,597,338 (Option 1) \$ 2,623,296 (Option 2) \$15,355,372 (Total)</pre>
Modification Amount:	\$1,051,461
<b>Option Amount:</b>	\$2,597,338
Prior Modifications/Options:	\$3,087,375 (DoIT Item 3-IT-MOD [7/24/2013])
<b>Revised Total Contract Amount:</b>	\$22,091,545

#### Supplement D Department of Information Technology ACTION AGENDA May 11, 2016

#### 8-IT-MOD. <u>DEPARTMENT OF HEALTH & MENTAL HYGIENE</u> (cont'd)

Percent +/- (This Modification):	10.37%
Overall Percent +/-:	40.84%
<b>Original Procurement Method:</b>	Competitive Sealed Proposals
<b>MBE</b> Participation:	28%
MBE Compliance:	30%

**Remarks:** The Department of Health and Mental Hygiene is responsible for administering the Medicaid Program to eligible Medicaid recipients under Title XIX of the Social Security Act. The State of Maryland reimburses providers for the medical services provided to eligible recipients through the state's Medicaid Management Information System (MMIS). The medical services are provided to Medicaid recipients through a combination of fee-for-service and prepaid arrangements with a variety of medical and managed care providers.

In April 2012, DHMH began the Medicaid Enterprise Restructuring Project (MERP), a major information technology project planned to replace the legacy MMIS with a new MMIS. However, in October 2015, DHMH canceled the MMIS replacement contract which was a major component of the MMIS restructuring project.

As a result of the MMIS contract cancellation, DHMH recommends that Cognosante, its project management support and quality management services contractor, assess the impact of the cancellation on the current MMIS system and business operations, and develop a plan for a path forward for the MMIS replacement project to meet Medicaid Program business needs. The plan consists of several initiatives to implement enhancements to the current MMIS, including some of which are federally-mandated. Contractor also assists the DHMH Office of the Attorney General to research and gather MERP project documents from the canceled MMIS replacement contract. Cognosante provides 13 staff persons based on DHMH's needs.

This contract will help DHMH to modernize the existing MMIS to ensure that individuals receive health care benefits to which they are entitled and that providers are reimbursed promptly and efficiently.

Fund Source: 10% General, 90% Federal (Medicaid)				
Approp. Code:	M00Q0108	Residen	t Business:	No
<b>BOARD OF PUB</b>	LIC WORKS	THIS ITEM WAS:		
APPROVED	DISAPPROVED	DEFERRED	WITHD	RAWN
WITH DISCUSSION		WITHOU'	<b>F DISCUSSION</b>	



Larry J. Hogan Governor

Boyd K. Rutherford Lt. Governor

Pete K. Rahn Secretary

# **BOARD OF PUBLIC WORKS (BPW)**

# **ACTION AGENDA**

# May 11, 2016

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#### **ARCHITECTURAL/ENGINEERING SERVICES**

ITEM: 1-AE

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 

BCS 2012-19 D and F Engineering Design and Support and Construction Management Services, Statewide ADPICS Nos.: SBCS1219D, SBCS1219F

**CONTRACT DESCRIPTION:** These contracts are two of eight open-ended, task-order based contracts to provide Engineering Design and Support and Construction Management Services, Statewide.

PROCUREMENT METHOD:	Maryland Architectural and Engineering Services Act; recommendation approved by the Transportation Professional Services Selection Board on April 7, 2016.
AWARD:	
Johnson, Mirmiran & Thompson, Inc. Sparks, MD	Contract D

Contract F

\$7,000,000 NTE each

05/26/2016 - 05/25/2022

(Grand Total \$14,000,000 NTE)

McCormick Taylor, Inc. / Greenman-Pedersen, Inc. (JV) Baltimore, MD

#### AMOUNT:

**TERM OF CONTRACT:** 

#### **DBE PARTICIPATION:**

#### **PROPOSALS:**

	Tech	inical Proposal	Technical	NTE
	Rati	ng (Max 692)	<u>Ranking</u>	<u>Price</u>
		-	_	
Wallace, Montgomery & Associates,	LLP/	503.8	1	Contract A
Century Engineering, Inc. (JV)				BPW Approval on
Hunt Valley, MD				04/27/2016

25%

# ITEM: 1-AE (Continued)

# **PROPOSALS:**

	Technical Proposal Rating (Max 692)	Technical Ranking	NTE <u>Price</u>
Dewberry Consultants, LLC/ Alpha Construction and Engineering Corporation (JV) Baltimore, MD	488.9	2	Contract B BPW Approval on 02/10/2016
Rummel, Klepper & Kahl, LLP Baltimore, MD	488.6	3	Contract C BPW Approval on 02/10/2016
Johnson, Mirmiran and Thompson, Inc. Sparks, MD	. 479.0	4	\$7,000,000 (Contract D)
Whitman, Requardt and Associates, LL KCI Technologies, Inc. (JV) Baltimore, MD	.P/ 477.4	5	Contract E BPW Approval on 03/23/16
McCormick Taylor, Inc. / Greenman-Pedersen, Inc. (JV) Baltimore, MD	469.5	6	\$7,000,000 (Contract F)
Jacobs Engineering Group, Inc. / EBA Engineering, Inc. (JV) Baltimore, MD	457.5	7	Contract G BPW Approval on 03/23/16
AECOM Technical Services, Inc. / Gannett Fleming, Inc. (JV) Baltimore, MD	453.0	8	Contract H BPW Approval on 03/23/16
ATCS, P.L.C/ Pennoni Associates, Inc. / CDM Smith, Inc. (TV) Baltimore, MD	443.3	9	N/A
Whitney, Bailey, Cox & Magnani, LLC A.Morton Thomas and Associates, In Baltimore, MD		10	N/A
STV Incorporated/ Parsons Brinckerhoff, Inc. (JV) Baltimore, MD	441.4	11	N/A

#### **PROPOSALS** (Continued):

	Technical Proposal Rating (Max 692)	Technical Ranking	NTE <u>Price</u>
Brudis & Associates, Inc. / Michael Baker International, Inc. (JV Columbia, MD	415.9	12	N/A
Urban Engineers, Inc. / The Wilson T. Ballard Company (JV Baltimore, MD	412.3	13	N/A
Stantec Consulting Services Inc. Baltimore, MD	378.2	14	N/A

**REMARKS:** The solicitation was advertised in The Daily Record, eMaryland Marketplace and on SHA's web page. Originally, a total of 15 engineering consultant firms submitted technical proposals for this project. One firm, the URS Corporation, withdrew their technical proposal from consideration due to a company merger with AECOM Technical Services, Inc. The remaining 14 technical proposals were rated.

The Consultant shall provide Engineering Design and Support and Construction Management Services, Statewide. The contracts will be managed by SHA's Office of Highway Development and the services will include, but are not be limited to, preliminary and final design of highway, bicycle, and pedestrian improvement projects, including highway geometric design; structural design, analysis, and inspection; noise analysis and mitigation; hydrology and hydraulics, including stormwater management, sediment and erosion control and stream relocation design; traffic engineering including design, traffic analysis, traffic operations and crash analysis; utility design and designation; construction engineering, constructability reviews and claims analysis; and construction management and inspection.

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

<b>FUND SOURCE:</b>	Federal and	Special Funds Budg	eted to SHA
APPROPRIATION CODE	: J02B0101		
<b>RESIDENT BUSINESSES</b>	Yes		
MD TAX CLEARANCE:	Johnson, Mirmiran & Thor McCormick Taylor, Inc. / Greenman-Pedersen, Inc.		16-0120-1111 16-0121-1111
BOARD OF PUBLIC WO		VE REFERENCE	
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH	DISCUSSION W	TTHOUT DISCUS	SION 112

#### CONSTRUCTION CONTRACT

**ITEM:** 2-C

#### MARYLAND AVIATION ADMINISTRATION

**CONTRACT ID:** 

MAA-CO-16-005 A, B, C, D & E Comprehensive Interior/Exterior Modifications SBR at Baltimore/Washington International Thurgood Marshall (BWI Marshall) and Martin State (MTN) Airports ADPICS No.: MAACO16005

**CONTRACT DESCRIPTION:** This multiple award task-order based contract provides for on-call interior and exterior modifications to buildings and other facilities at BWI and MTN Airports. The work includes but is not limited to: carpentry, masonry, plumbing, electrical asbestos removal, painting, roofing and finishes.

AMOUNT:	\$8,000,000 NTE	
TERM OF CONTRACT:	06/01/2016 - 05/31/2019	
AWARD:		
Baltimore Contractors, Inc. Glen Burnie, MD	Contract A	
Oakmont Contracting, LLC. Columbia, MD	Contract B	
M. Stancliff Construction Company Seabrook, MD	Contract C	
Mid-Atlantic General Contractors, Inc. Beltsville, MD	Contract D	
Hayes Construction Company Phoenix, MD	Contract E	
<b>PROCUREMENT METHOD:</b>	Competitive Sealed Bidding (Small Business Reserve)	

#### **BIDS:**

DIDS.		Representative Bids
	Baltimore Contractors, Inc. Glen Burnie, MD	\$337,968
	Oakmont Contracting, LLC. Columbia, MD	\$358,483
	M. Stancliff Construction Company Seabrook, MD	\$400,091
	Mid-Atlantic GC Inc. Beltsville, MD	\$432,592
	Hayes Construction Company Phoenix, MD	\$441,887
	JAK Construction Company, Inc. Baltimore, MD	\$474,780
	Warwick Supply & Equipment Co., Inc. Cockeysville, MD	\$489,200
	Meltech Corporation, Inc. Landover, MD	\$531,450
	Garcete Construction Company, Inc. Bladensburg, MD	\$661,521
	Protech Construction, Inc. Washington, DC	\$861,509
MBE	PARTICIPATION:	25% each
VSBE	PARTICIPATION:	1%
PREV	AILING WAGE RATES:	Yes
PERF	ORMANCE SECURITY:	A Performance and Payment Bond at 100% will be required on each Project Task above \$100,000

**REMARKS:** The aggregate Engineers Estimate for the three tasks is \$544,784. The cost difference between the Engineer's Estimate and the bid price is attributed to the low bidders currently

working or having worked at BWI Marshall and/or MTN and are familiar with airport operations and security regulations. The Contractors were contacted and have confirmed their bid and are fully aware of the scope as specified in the contract.

This Solicitation was advertised on eMaryland Marketplace and MAA website. eMaryland Marketplace notified 2,524 firms, 345 of which were Small Business Enterprises and three were MBEs. The MAA directly solicited 47 prospective bidders, including 10 MBEs and 12 VSBEs. The solicitation was sent to the Governor's Office of Minority Affairs and five minority business associations on January 19, 2016. Twenty-five sets of specifications were obtained by potential bidders; ten bids were received.

The specific tasks used during the bidding process may be recommended for award to the contractors with the lowest bid per the contract language.

In an effort to promote competition and control costs, after award contractors will be required to compete on specific individual tasks. Each task will be assigned on a low bid basis. MAA reserves the right to award any task to one of the successful contractors when a specific expertise is required or when the continuation of a prior task is required.

A 1% VSBE goal was established for this contract. The MBE goal established for this contract series was 25% and all firms committed to meeting or exceeding the goal.

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. The total awards under this Contract will not exceed \$8,000,000.

FUND SOURCE:	100% Special Funds Budgeted to MAA	
<b>APPROPRIATION CODE:</b>	J06I0003	
<b>RESIDENT BUSINESSES</b>	Yes	
MD TAX CLEARANCE:	Baltimore Contractors, Inc. Oakmont Contracting, LLC. M. Stancliff Construction Company Mid-Atlantic General Contractors, Inc. Haves Construction Company	16-0104-1111 16-0107-1000 16-0108-1111 16-0110-0011 16-0105-1111

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

APPROVED DIS

DISAPPROVED

DEFERRED

**WITHDRAWN** 

WITH DISCUSSION

WITHOUT DISCUSSION

#### MAINTENANCE CONTRACT

**ITEM: 3-M** 

MARYLAND AVIATION ADMINISTRATION

**CONTRACT ID:** 

MAA-MC-16-019 Tree Care Maintenance and Removal Services at Baltimore/Washington International Thurgood Marshall (BWI Marshall) and Martin State (MTN) Airports ADPICS No.: MAAMC16019

**CONTRACT DESCRIPTION:** This contract provides for all inspection services, labor, supervision, tools, equipment, licenses, insurance, and expertise required to perform tree care inspection, maintenance, Global Positioning System marking, stump grinding, trimming, and removal services for the BWI Marshall and MTN Airports.

AWARD:	RJO Services, LLC. Severna Park, MD
TERM OF CONTRACT:	06/01/2016 - 05/31/2021
AMOUNT:	\$2,130,218
PROCUREMENT METHOD:	Competitive Sealed Bidding (Small Business Reserve)
BIDS:	
RJO Services, LLC Severna Park, MD	\$2,130,218
Pittman Tree & Landscape, Inc. Front Royal, VA	\$3,122,543
Harford Tree Experts Fallston, MD	\$4,502,219
<b>MBE PARTICIPATION:</b>	15%
LIVING WAGE ELIGIBLE:	Yes
PERFORMANCE SECURITY:	Performance and Payment Bonds at 50% of Contract Amount

**REMARKS:** The Engineer's Estimate for this project is \$1,977,518; approximately 7.5% lower than the low bid received.

This Solicitation was advertised on eMaryland Marketplace and the MAA website. eMaryland Marketplace notified 624 firms, 114 of which were Small Business Enterprises and 76 were MBE firms. The MAA directly solicited seven prospective bidders. The solicitation was sent to the Governor's Office of Minority Affairs and minority business associations on February 17, 2016. Nine sets of specifications were obtained by bidders; three bids were received.

The Procurement Officer contacted the firms and requested reasons for not submitting a bid for the requested services. Only one firm responded and indicated they could not comply with the timeframe for tree cutting.

MD Works granted a waiver to MAA for these services on February 3, 2016.

FUND SOURCE:	100% Special Funds Budgeted to MAA
<b>APPROPRIATION CODE:</b>	J06I00002
<b>RESIDENT BUSINESS:</b>	Yes
MD TAX CLEARANCE:	16-1100-0110

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



### DEPARTMENT OF TRANSPORTATION ACTION AGENDA

#### MAINTENANCE CONTRACT

**ITEM:** 4-M

MARYLAND AVIATION ADMINISTRATION

**CONTRACT ID:** 

MAA-MC-16-020 Tile and Paver Repair Services at Baltimore/Washington International Thurgood Marshall (BWI Marshall) and Martin State (MTN) Airports ADPICS No.: MAAMC16020

**CONTRACT DESCRIPTION:** This contract provides for all labor and materials to perform on-call tile and paver repair services at BWI Marshall and MTN Airports.

AWARD:	J & J Construction Littlestown, PA
TERM OF CONTRACT:	06/01/2016 - 05/31/2021
AMOUNT:	\$1,167,704
<b>PROCUREMENT METHOD:</b>	Competitive Sealed Bidding (Small Business Reserve)
BIDS:	
J & J Construction Littlestown, PA	\$1,167,704
Mediterranean Construction Company Dundalk, MD	\$2,452,000
MBE PARTICIPATION:	0% (Single Element of Work)
LIVING WAGE ELIGIBLE:	Yes
MARYLAND WORKS WAIVER:	Not Applicable
PERFORMANCE SECURITY:	Performance Bonds at 50% of Contract Amount Exists

**REMARKS:** The Engineer's Estimate was \$1,250,000; approximately 7% higher than the low bid received.

This Solicitation was advertised on eMaryland Marketplace and MAA website. eMaryland Marketplace directly notified 773 firms, of which 127 were small business firms. The MAA directly solicited 20 prospective bidders, ten of which were MBEs. The solicitation was sent to the Governor's Office of Minority Affairs and five minority business associations on February 27, 2016. Eight sets of specifications were obtained by bidders; two bids were received.

The Procurement Officer contacted the firms and requested reasons for not submitting a bid for the requested services. The reasons for non-submission were:

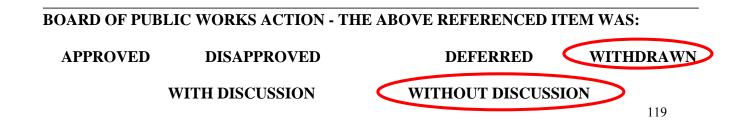
- not a good fit for the company;
- forgot to drop off bid;
- working as a subcontractor for prime; and
- didn't receive bonding in time for the submission.

The contractor is responsible making repairs to the almost 400,000 square foot of porcelain, ceramic, granite, concrete and stone floor tiles, as well as tiles found on vertical surfaces at BWI Marshall. Damages are due to the aging facilities, issues with expansion joints, equipment and heavy passenger traffic as well as accidents.

The MBE goal established for this contract was 0% because it is a single element of work.

Mediterranean Construction Company (MCC) submitted an untimely protest stating J&J Construction (J&J) bid was non-responsive because J&J did not acknowledge the addenda and is not a small business. However, J&J did acknowledge the addenda and is a certified small business; therefore, MAA denied the protest. No appeal was filed.

FUND SOURCE:	100% Special Funds Budgeted to MAA
<b>APPROPRIATION CODE:</b>	J06I00002
<b>RESIDENT BUSINESS:</b>	No
MD TAX CLEARANCE:	16-1129-0011



#### DEPARTMENT OF TRANSPORTATION ACTION AGENDA

#### MAINTENANCE CONTRACT

**ITEM:** 5-M

#### MARYLAND TRANSPORTATION AUTHORITY

**CONTRACT ID:** 

MT-3039-0000 Fire Alarm/Suppression Systems Maintenance

**CONTRACT DESCRIPTION:** This contract consists of providing all labor, materials and equipment needed to perform routine preventive maintenance, inspection, testing and major/minor repairs of the fire alarm and suppression systems. It also includes on-call emergency repairs to 51 MDTA facilities.

AWARD:	Advanced Fire Protection Systems Baltimore, MD
AMOUNT:	\$1,335,000 NTE (3 Years; Base Term) <u>\$655,000</u> NTE (2 Years; Renewal Option) \$1,990,000 NTE Total
TERM OF CONTRACT:	07/01/2016 – 06/30/2019 (w/1 two-year renewal option
<b>PROCUREMENT METHOD:</b>	Competitive Sealed Bidding
BIDS:	
Advanced Fire Protection Systems, LLC. Baltimore, MD	\$1,693,060
Fireline Baltimore, MD	\$1,994,951
National Fire Protection Rockville, MD	\$2,209,742
VSC Fire & Security Jessup, MD	\$2,258,198
LIVING WAGE ELIGIBLE:	Yes
MBE PARTICIPATION:	0% (Single Element of Work)
PERFORMANCE SECURITY:	No

#### HIRING AGREEMENT ELIGIBLE:

**REMARKS**: The Solicitation was advertised on eMaryland Marketplace on May 15, 2015, which notified 150 companies, of which 16 were certified MBE firms, 19 were Small Business Enterprises, and three were MBE/SBE firms. In addition, six firms were directly solicited; two of which submitted bids.

Yes

This is the second procurement conducted for these services. The original procurement was designated as a Small Business Reserve; however, a single bid was received. In an effort to encourage competition, MDTA re-solicited this contract as a Small Business Preference Procurement and received four bids.

This contract is for routine preventive maintenance, inspection and testing of the fire alarm and suppression systems. It also includes on-call emergency, major and minor repairs to 51 MDTA facilities.

Advanced Fire Protection Systems is a Certified Small Business Enterprise.

FUND SOURCE:	100% Toll Revenue
<b>APPROPRIATION CODE:</b>	J00.J00.41
<b>RESIDENT BUSINESS:</b>	Yes
MD TAX CLEARANCE:	16-0870-1110



#### MAINTENANCE CONTRACT

ITEM: 6-M

MOTOR VEHICLE ADMINISTRATION

**CONTRACT ID:** 

V-MUL-15061-M Indefinite Delivery Indefinite Quantity (IDIQ) "On Call" Services for Minor Construction, Repair and Maintenance Work at all MVA Locations ADPICS No.: VMUL15061M

**CONTRACT DESCRIPTION:** This is a multiple award contract for minor construction, repair, and maintenance work for MVA Facilities Statewide for a period of three years. The work to be performed under this contract will be on an "on-call" basis for furnishing all labor, equipment, parts, material, and transportation necessary for the accomplishments of miscellaneous construction, repair, and maintenance work including services for structural, architectural, mechanical, heating and air conditioning (HVAC), and electrical work.

AWARDS:	Warwick Supply & Equipment Co, Inc. Cockeysville, MD
	Total Contractors, Inc. Lanham, MD
	Baltimore Contractors, Inc. Glen Burnie, MD
	JLN Construction Services, LLC Baltimore, MD
TERM OF CONTRACT:	05/26/2016 - 05/25/2019
AMOUNT:	\$6,000,000 NTE
<b>PROCUREMENT METHOD:</b>	Competitive Sealed Bid
BIDS: Warwick Supply & Equipment Co., Inc. Cockeysville, MD	Representative Bids \$ 879,601
Total Contracting, Inc. Lanham, MD	\$ 964,794

#### **BIDS** (Continued):

Baltimore Contractors, Inc. Glen Burnie, MD	\$1,311,879
JLN Construction Services, LLC Baltimore, MD	\$1,519,826
LIVING WAGE ELIGIBLE:	Yes
MBE PARTICIPATION:	25%
VSBE PARTICIPATION:	1%
PERFORMANCE SECURITY:	No
HIRING AGREEMENT:	Yes

**REMARKS:** This solicitation was advertised in the eMaryland Marketplace on December 3, 2015. Two hundred thirty-six firms were notified through eMM; 20 of which were Small Business Enterprises and 29 were Certified MBEs. On February 11, 2016, Competitive Sealed Bids for this project were due. Five bids were received, one of which was deemed non-responsive and rejected for failure to complete the bid form. Per the requirements outlined in the solicitation awards will made to the four competing vendors. The MVA solicitation allowed for multiple awards up to five firms.

The intent of this contract is to establish a master contractor list of construction firms that will bid on a variety of minor construction, repair, and maintenance work needed at the MVA location throughout the State. The MVA will issue task-order based projects as-needed, in the form of 2<sup>nd</sup>-tier competition amongst the awarded contractors.

Bid award was based on the sum of three sample tasks with the lowest responsive and responsible bidder being awarded the 1<sup>st</sup> task order. The MVA's Facilities Maintenance Engineer, has projected \$6,000,000 of minor task-order construction work over the next three year of the contract durations.

The MBE goal established for the overall contract is 25%; with a 1% VSBE destination goal and all Contractors have committed to meeting the goal.

FUND SOURCE:	100% Special Funds Budgeted to MVA
<b>APPROPRIATION CODES:</b>	J04E0003 / 300512CO/300598CO / 300686CO / 300698CO
<b>RESIDENT BUSINESSES:</b>	Yes

ITEM:	6-M (Continued)	BPW	/ – 05/11/16
MD TAX (	CLEARANCE:	Warwick Supply & Equipment Co., Inc. Total Contracting, Inc.	16-0183-1111 16-0185-1111

Baltimore Contractors, Inc.

JLN Construction, LLC

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

APPROVED DISAPPROVED

WITH DISCUSSION

DEFERRED

WITHOUT DISCUSSION

WITHDRAWN

124

16-0186-1111

16-0184-0110

#### MAINTENANCE CONTRACT

**ITEM:** 7-M

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 

410D31418 Mechanical Sweeping of Controlled Access and Preliminary Highways at Various Locations in Montgomery & Prince George's Counties (District 3) ADPICS No.: 410D31418

**CONTRACT DESCRIPTION:** This contract consists of the cleaning and mechanical sweeping of controlled access and preliminary highway at various locations in District 3.

AWARD:	East Coast Sweeping, Inc. Annapolis Junction, MD
AMOUNT:	\$1,368,940 NTE
TERM OF CONTRACT:	05/26/2016 - 06/30/2018
PROCUREMENT METHOD:	Competitive Sealed Bidding
BIDS:	
East Coast Sweeping, Inc. Annapolis Junction, MD	\$1,368,940
The Kalika Construction Group USA, LLC Towson, MD	\$1,478,500
H. D. Myles, Inc. Church Hill, MD	\$1,968,000
DeAngelo Brothers, Inc. Hazelton, PA	\$7,058,000
Atlantic Sweeping & Cleaning, Inc. Alexandria, VA	\$12,463,048
LIVING WAGE ELIGIBLE	Yes

BPW - 05/11/16

#### **MBE PARTICIPATION:**

0% (Single Element of Work)

#### **PERFORMANCE SECURITY:**

**REMARKS**: The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Sixty-seven contractors were notified for this project on eMaryland Marketplace; 10 of which were MDOT Certified Minority Business Enterprises.

The work to be performed on this contract includes, but is not limited to: mechanical sweeping along outside and median paved shoulders, concrete median-barrier walls, and bridge curbs paralleling and adjacent to traffic lanes; in paved gore areas where interchange ramps converge; and under all median-barrier guard rails, etc.

None

The Engineer's Estimate for this contract was \$1,927,520. The low bid of \$1,368,939 is 28.98% under the Engineer's Estimate. The items on this contract are for complete cycles of sweeping over different lane miles through out Montgomery and Prince George's Counties. The average cost of these bid items are similar to past contract history.

FUND SOURCE:	100% Special Funds Budgeted to SHA
<b>APPROPRIATION CODE:</b>	J02B0102
<b>RESIDENT BUSINESS:</b>	Yes
MD TAX CLEARANCE:	16-0472-1111

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



DISAPPROVED

WITH DISCUSSION

DEFERRED

WITHOUT DISCUSSION

WITHDRAWN

126

DOT 17

### DEPARTMENT OF TRANSPORTATION ACTION AGENDA

#### MAINTENANCE CONTRACT

**ITEM:** 8-M

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 

477D21419 Install, Repair or Replace Traffic Barrier at Various Locations in Caroline, Cecil, Kent, Queen Anne's and Talbot Counties. (District 2) ADPICS NO: 477D21419

**CONTRACT DESCRIPTION:** This contract consists of the installation, repair or replacement of traffic barrier at various locations in District 2.

AWARD:	Guardrails Etc., Inc. Baltimore, MD
AMOUNT:	\$560,335 NTE
TERM OF CONTRACT:	05/26/2016 - 06/30/2019
<b>PROCUREMENT METHOD:</b>	Competitive Sealed Bidding
BIDS:	
Guardrails Etc., Inc. Baltimore, MD	\$560,335
Long Fence Co., Inc. Capitol Heights, MD	\$760,675
L. S. Lee, Inc. Linthicum, MD	\$845,750
LIVING WAGE ELIGIBLE	Yes
<b>MBE PARTICIPATION:</b>	100%
PERFORMANCE SECURITY:	An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract
INCUMBENT:	L. S. Lee, Inc. York, PA

#### ITEM: 8-M (Continued)

**REMARKS**: The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. One hundred fifty four contractors were notified for this project on eMaryland Marketplace; 16 of which were MDOT Certified MBE's.

The limits of this Contract work may extend to the other maintenance shops in this District, should extenuating circumstances dictate the need.

The Engineer's Estimate for this contract was \$922,720. The low bid of \$560,335 is 39.27% under the engineer's estimate. There are forty bid items in this contract. The difference in prices between the contractor's bid and the Engineer's Estimate is attributed to the following items: traffic barrier, traffic barrier end treatment and remove/reset existing traffic barrier.

100% of the work will be performed by a Certified Minority Business Enterprise.

The contract includes a pre-established material allowance in the amount of \$10,000 (2% of the total contract value) for material/incidentals.

FUND SOURCE:	100% Special Funds Budgeted to SHA
<b>APPROPRIATION CODE:</b>	J02B0102
<b>RESIDENT BUSINESS:</b>	Yes
MD TAX CLEARANCE:	16-0623-1111

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



**BPW - 05/11/16** 

#### MAINTENANCE CONTRACT

**ITEM:** 9-M

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 

479D51419 Install Permanent Performed Thermoplastic Pavement Markings at Various Locations in Anne Arundel, Calvert, Charles and St. Mary's Counties (District 5) ADPICS No.: 479D51419

**CONTRACT DESCRIPTION:** This contract consists of the installation of permanent preformed thermoplastic pavement markings at various locations in District 5.

AWARD:	Midlantic Marking, Inc. Gaithersburg, MD
AMOUNT:	\$588,900 NTE
TERM OF CONTRACT:	05/26/2016 - 06/30/2019
PROCUREMENT METHOD:	Competitive Sealed Bidding
BIDS:	
Midlantic Marking, Inc. Gaithersburg, MD	\$588,900
Traffic Lines, Inc. Farmingdale, NJ	\$681,500
Alpha Space Control Co., Inc. Fayetteville, PA	\$785,500
Proline Painting Co. Jamaica, NY	\$913,735
Denville Line Painting, Inc. Rockaway, NJ	\$1,185,000
LIVING WAGE ELIGIBLE:	Yes
<b>MBE PARTICIPATION:</b>	0% (Single Element of Work)

**ITEM:** 9-M (Continued) BPW - 05/11/16

PERFORMANCE SECURITY:	An annual renewable payment and performance bond in the amount equal to the contract price per year exists on this contract
INCUMBENT:	Traffic Lines, Inc. Farmingdale, NJ

**REMARKS:** The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Sixty-three contractors were notified for this project on eMaryland Marketplace; six of which were MDOT Certified MBE's.

The Engineer's Estimate for this contract was \$644,000. The low bid of \$588,900 is 11.31% under the Engineer's Estimate. SHA has confirmed Midlantic Marking, Inc.'s bid prices. The work primarily consists of updating symbols and striping at intersections.

FUND SOURCE:	100% Special Funds Budgeted to SHA
<b>APPROPRIATION CODE:</b>	J02B0102
<b>RESIDENT BUSINESS:</b>	Yes
MD TAX CLEARANCE:	16-0624-1111



WITHOUT DISCUSSION

#### MAINTENANCE CONTRACT

**ITEM:** 10-M

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 

5271721419 Drawbridge Operations at the Kent Narrows Bridge in Queen Anne's County ADPICS No.: 5271721419

**CONTRACT DESCRIPTION:** This contract consists of the operation of the Kent Narrows Drawbridge located on MD Route 18 in Queen Anne's County.

AWARD:	Chesapeake Pilot Training, Inc. Chestertown, MD
AMOUNT:	\$207,588 NTE
TERM OF CONTRACT:	05/26/2016 - 02/28/2019
<b>PROCUREMENT METHOD:</b>	Competitive Sealed Bidding
BIDS: Chesapeake Pilot Training, Inc. Chestertown, MD	\$207,588
Farrell Services, Inc. Salisbury, MD	\$272,260
DeAngelo Brothers, Inc. Hazalton, PA	\$551,574
LIVING WAGE ELIGIBLE	Yes
MBE PARTICIPATION:	0% (Single Element of Work)
PERFORMANCE SECURITY:	An annual renewable payment and performance bond in the amount equal to the Contract price per year exists on this contract
INCUMBENT:	Chesapeake Pilot Training, Inc. Chestertown, MD

#### **ITEM:** 10-M (Continued)

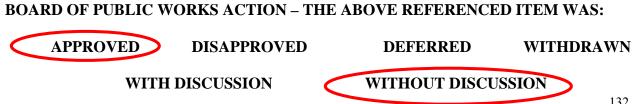
**DOT 23** 

**REMARKS:** The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Four hundred fourteen contractors were notified for this project on eMaryland Marketplace; 63 of which were MDOT Certified MBE's.

The Engineer's Estimate was \$220,860; 6% higher than the bid submitted by Chesapeake Pilot Training, Inc.

100% of the work will be performed by a Certified Small Business Enterprise.

FUND SOURCE:	100% Special Funds Budgeted to SHA
<b>APROPRIATION CODE:</b>	J02B0102
<b>RESIDENT BUSINESS:</b>	Yes
MD TAX CLEARANCE:	16-0476-0111



#### DEPARTMENT OF TRANSPORTATION ACTION AGENDA

#### MAINTENANCE CONTRACT

**ITEM:** 11-M

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 

5281371418 Maintenance and Repairs of Highway Street Lighting at Various Locations in Howard County. ADPICS No.: 5281371418

**CONTRACT DESCRIPTION:** This contract consists of providing maintenance and repairs for any Administration street lighting in Howard County.

AWARD:	Rommel Engineering & Construction, Inc. Linthicum, MD
AMOUNT:	\$819,010 NTE
TERM OF CONTRACT:	05/26/2016 - 12/31/2018
PROCUREMENT METHOD:	Competitive Sealed Bidding

**BIDS:** 

Rommel Engineering & Construction, Inc. Linthicum, MD	\$819,010
Lighting Maintenance, Inc.	\$876,605

Lighting Maintenance, Inc.	\$870,003
Linthicum, MD	
Citelum US	\$884,315

Washington, DC Traffic Systems, Inc.

American Lighting & Signalization, Inc. Philadelphia, PA

LIVING WAGE ELIGIBLE

Harmans, MD

**MBE PARTICIPATION:** 

0% (Single Element of Work)

\$919,390

\$958,225

Yes

BPW -05/11/16

#### **PERFORMANCE SECURITY:**

A Performance Bond for one half of the award amount exits on this contract.

#### **INCUMBENT:**

Lighting Maintenance, Inc. Linthicum, MD

**REMARKS**: The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Two hundred twenty four contractors were notified for this project on eMaryland Marketplace; 26 of which were MDOT Certified MBE's.

The Engineer's Estimate for this contract is \$736,564. The low bid of \$819,010 is 11.19% over the Engineer's Estimate. The average of all bids was similar to past contract history except for item number 8017, electrical locator staff with Vehicle. This item was estimated at \$30 per hour. The low bidder bid \$50.00 per hour.

The contract work consists of, but is not limited to: repairs to highway street lighting, exterior facility lighting, overhead sign lighting, bridge lighting, cable designation, cable fault locating and pole replacement, as well as maintenance of traffic to perform the repairs as-needed.

The contract includes a pre-established material allowance in the amount of \$60,000 7% of the total contract value for specialized equipment, specialized subcontractors for repairs, and material allowance.

The limits of this Contract work may extend to the other maintenance shops in this District or neighboring Districts, should extenuating circumstances dictate the need.

FUND SOURCE:100% Special Funds Budgeted to SHAAPPROPRIATION CODE:J02B0102RESIDENT BUSINESS:YesMD TAX CLEARANCE:16-0625-1111

# BOARD OF PUBLIC WORKS ACTION – THE ABOVE REFERENCED ITEM WAS: APPROVED DISAPPROVED DEFERRED WITHDRAWN WITH DISCUSSION WITHOUT DISCUSSION 134

#### MAINTENANCE CONTRACT

**ITEM:** 12-M

#### STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 

AW0026114 Maintenance and Preservation of Landscape Assets throughout Baltimore & Harford Counties (District 4) ADPICS No.: AW0026114

CONTRACT DESCRIPTION:	This contract is for the maintenance and preservation of landscape
assets throughout District 4.	

AWARD:	Poole Landscaping, Inc. Frederick, MD
AMOUNT:	\$1,265,212 NTE
TERM OF CONTRACT:	05/26/2016 - 03/23/2018
<b>PROCUREMENT METHOD:</b>	Competitive Sealed Bidding
BIDS:	
Poole Landscaping, Inc. Frederick, MD	\$1,265,212
Lorenz Lawn & Landscape Baltimore, MD	\$1,497,733
LIVING WAGE ELIGIBLE:	Yes
<b>MBE PARTICIPATION:</b>	0% (Single Element of Work)
PERFORMANCE SECURITY:	Performance and Payment Bonds for 100% of the award amount exist on this contract.

**REMARKS**: The Solicitation was advertised in eMaryland Marketplace and SHA's Internet Web Page. Four hundred seventy-four contractors were notified of this solicitation via eMaryland Marketplace; 66 of which were MDOT Certified Minority Business Enterprises.

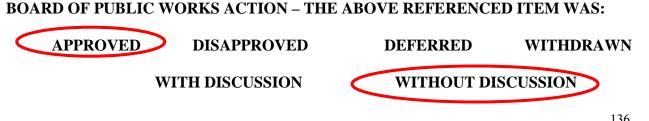
#### **ITEM:** 12-M (Continued)

The work on this contract consists of, but is not limited to: establishment of turfgrass and turfgrass sod; tree; shrub and perennial plantings; and landscape maintenance activities such as mowing; weed control; edging; mulching; and pruning of green assets including landscape beds; individual trees; and native roadside turf.

The Engineer's Estimate for this contract was \$1,563,749. The low bid of \$1,265,211 is 19.09% under the Engineer's Estimate. Two bids were received for this contract. The average of all bids items were similar to past contract history with the exception of Item #1004 - Protection vehicle, Item #7026 -Corridor green asset management, Item #7027 - Preservation of native roadsides and Item #7031 -Maintenance of Turf.

100% of the work will be performed by a Certified Small Business Enterprise.

FUND SOURCE:	100% Special Funds Budgeted to SHA
<b>APPROPRIATION CODE:</b>	J02B0102
<b>RESIDENT BUSINESS:</b>	Yes
MD TAX CLEARANCE:	16-0359-1111



#### DEPARTMENT OF TRANSPORTATION ACTION AGENDA

#### INFORMATION TECHNOLOGY CONTRACT

**ITEM:** 13-IT

MARYLAND AVIATION ADMINISTRATION

**CONTRACT ID:** 

MAP6603187 PASSUR OPSNET Software Support and Maintenance at Baltimore/Washington International Thurgood Marshall (BWI Marshall) Airport ADPICS No.: MAP6603187

**CONTRACT DESCRIPTION:** This contract provides for PASSUR OPSNET Software Support and Maintenance for BWI Marshall in accordance with State Finance and Procurement Article \$12-107(b)(4)(vi); allowing MAA to procure aeronautics related activities, including information processing services.

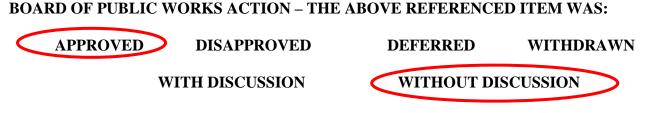
AWARDS:	Knot Technology Solutions, LLC Churchton MD
TERM OF CONTRACT:	06/09/2016 -06/08/2019
AMOUNT:	\$458,951
PROCUREMENT METHOD:	Competitive Sealed Bids
BIDS:	
Knot Technology Solutions Churchton, MD	\$458,951
Skyline Technology, Solutions Glen Burnie, MD	\$461,156
HCGI, Hartford Columbia, MD	\$469,526
<b>MBE PARTICIPATION:</b>	0% (Single Element of Work)

**REMARKS:** This Solicitation was advertised on eMaryland Marketplace on February 17, 2016 as a Small Business Preference Procurement. eMM notified 2,285 firms. The MAA directly solicited three prospective firms. This solicitation was posted on the Purchasing Materials Management bid board and sent to the Governor's Office of Minority Affairs. Three bids were received on March 29, 2016.

**BPW - 05/11/16** 

This software allows for streamlined real-time communication on a secure web dashboard between airport operations, air traffic control, and BWI Marshall's airline partners. The automated, accurate data provided by this system helps to ensure efficient and safe operations at BWI Marshall.

FUND SOURCE:	100% Special Funds Budgeted to MAA
<b>APPROPRIATION CODE:</b>	J06I0003
<b>RESIDENT BUSINESS:</b>	Yes
MD TAX CLEARANCE:	16-0162-1111



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**DOT 30** 

#### DEPARTMENT OF TRANSPORTATION ACTION AGENDA

#### **REAL PROPERTY DISPOSITION**

#### **ITEM:** 14-RP MMC# 04-1059

#### STATE HIGHWAY ADMINISTRATION

**RECOMMENDATION:** That the Board of Public Works approves the State Highway Administration disposing of property that is excess to the agency's needs.

AUTHORITY:	Transportation Article, Section 8-309 (b)(2)(ii) Annotated Code of Maryland
PROPERTY:	Former C. Orman Manahan, et al, $(\pm 2.155 \text{ ac})$ , West side of Rogers Ave. and North side of US Route 40, Ellicott City, Howard County, MD
GRANTOR:	State of Maryland, State Highway Administration
GRANTEE:	40-99, LLC
CONSIDERATION:	\$251,687.81 (Original Cost plus interest)
APPRAISED VALUE:	<ul> <li>\$1,464,850.00 – Karen H Belinko, (Approved)</li> <li>\$795,000.00 – Richard B. Watts, (Approved)</li> <li>\$987,800.00 – Wesley A. Barkley, Review Appraiser (Selected)</li> </ul>

**SPECIAL CONDITIONS:** In 1973, the State Highway Administration ("SHA") acquired 2.43 acres (Parcel 369) for its realignment of Rogers Avenue (then State Route 99) at U.S. Route 40 for the sum of \$121,750. In 1990, the SHA project for which Parcel 369 was acquired was formally abandoned by SHA with the concurrence of the MDOT Secretary. Section 8-309 (b)(2) of the Transportation Article provides the former owner the right to reacquire land from an abandoned project that is no longer needed for any State or local transportation purpose for the lesser of: (1) the appraised value of the land; or (2) the original purchase price plus simple interest and administrative costs.

**LEGISLATIVE NOTICE:** Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on March 17, 2016. The 45 – day review period expired May 1, 2016.

#### **STATE CLEARINGHOUSE:** N/A

**REMARKS:** In 2005, Parcel 369 (2.43 acres) was offered for sale to the former owner's successor in interest as land from an abandoned project for the original purchase price plus simple interest and administrative cost. The former owner accepted that offer which was subsequently withdrawn prior to

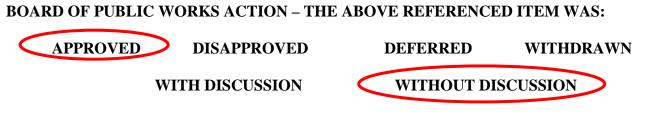
## ITEM: 14-RP (Continued)

submission for BPW approval. The 2005 offer to the former owner was withdrawn based on Howard County's need for part of Parcel 369 in connection with a future project to improve the intersection of Rogers Avenue at U.S. Route 40.

In 2006, SHA and Howard County entered into a Memorandum of Understanding, amended in 2011, to jointly and cooperatively design and construct that future project for improvements for the intersection of Rogers Avenue and U.S. Route 40. To accommodate the widening of Rogers Avenue it was necessary to acquire the frontage of car dealership property owned by 40-99, LLC. That acquisition resulted in a loss of car dealership parking and additional circulation and access related project impacts. Construction of that project began in 2015, and is currently underway.

A small portion of Parcel 369 along Rogers Avenue and certain easements are being retained by SHA and Howard County for State and Howard County transportation purposes needed for completion of the current intersection improvement project.

The balance (2.155 of the original 2.43 acres, subject to the reserved easements) is being conveyed to 40-99, LLC, as successor in interest to the former owner as land from an abandoned project no longer needed for any State or local transportation project as required by Section 8-309 (b)(2)(ii) of the Transportation Article and pursuant to the provisions of a Four Party Agreement between: 1) SHA; 2) Howard County; 3) David W. Moxley (assignor of § 8-309 former owner rights); and, 4) 40-99, LLC (owner of property needed to widen Rogers Avenue and assignee of § 8-309 former owner rights). As detailed in the Four Party Agreement, in addition to being required by § 8-309 (b)(2)(ii), BPW approval of the conveyance has the additional benefits resolving: 1) the pending condemnation case by which the property owned by 40-99 needed for the current project is being acquired (including all claims for project related impacts to the car dealership caused by loss of parking, access, and circulation); and, 2) all § 8-309 former owner based claims relating to Parcel 369. Page 21 of the Four Party Agreement includes an approval line for the BPW Secretary to confirm BPW approval of this Agenda Item.



#### BPW - 05/11/16

#### DEPARTMENT OF TRANSPORTATION ACTION AGENDA

#### **REAL PROPERTY DISPOSITION**

#### **ITEM: 15-RP** MMC# 15-2457

#### STATE HIGHWAY ADMINISTRATION

**RECOMMENDATION:** That the Board of Public Works approves the State Highway Administration disposing of property that is excess to the agency's needs.

AUTHORITY:	Transportation Article, Section 8-309(f) (1) (ii) Annotated Code of Maryland
PROPERTY:	Former Norval Willison prop, ( $\pm$ 5.41 ac.), north side of MD 144, between Street Rd and Pleasant Valley Rd, 2 miles west of Flintstone, Allegany County, MD
GRANTOR:	State of Maryland, State Highway Administration
GRANTEE:	Allegany Property Inc, a Md. Corporation
CONSIDERATION:	\$28,000
APPRAISED VALUE:	\$31,000 – Goodfellow, Fee Appraiser, (Selected) William T Caffrey, Review Appraiser
SPECIAL CONDITIONS:	None
LEGISLATIVE NOTICE:	N/A

**STATE CLEARINGHOUSE:** The Clearinghouse conducted an intergovernmental review of the project under MD20150805-0743. It has recommended to declare the +/- 5.41 acres, located on the north side of Route 144, between Street Road and Pleasant Valley Road, and 2 miles west of Flintstone, surplus to the State and to offer the property for public sale. It is also recommended that any new property owner consult with the Maryland Department of the Environment regarding the possible need for a surface mine permit, and site approval.

**REMARKS:** In 1958, the State Highway Administration acquired the site in conjunction with the project to widen and relocate U.S 40 east of Martin Mountain between Cumberland and Flintstone. The SHA proposes to dispose of this excess property to the sole adjoining owner, Allegany Property Inc, which operates a limestone quarry, through a negotiated sale of \$28,000 which is 90 % of the appraised value.

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

 APPROVED
 DISAPPROVED

 WITH DISCUSSION
 WITHOUT DISCUSSION

#### DEPARTMENT OF TRANSPORTATION ACTION AGENDA

#### **REAL PROPERTY DISPOSITION**

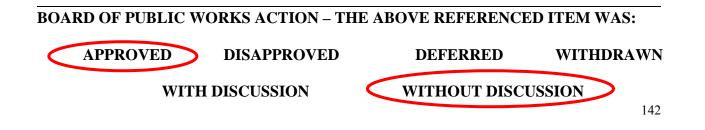
#### **ITEM: 16 - RP** MMC# 15-2459

#### STATE HIGHWAY ADMINISTRATION

**RECOMMENDATION:** That the Board of Public Works approves the State Highway Administration granting the release of a Slope Easement.

AUTHORITY:	Transportation Article, Section 8-309(f) (1) (ii) Annotated Code of Maryland
PROPERTY:	Former Joseph Wempe prop, $(\pm 0.07 \text{ ac.})$ , Northwest corner of the intersection of MD 51 and Blackiston Street, Cumberland, Allegany County, MD
GRANTOR:	State of Maryland, State Highway Administration
GRANTEE:	Thomas C. Lapp & Cynthia M. Lapp
CONSIDERATION:	\$500
APPRAISED VALUE:	N/A
SPECIAL CONDITIONS:	None
LEGISLATIVE NOTICE:	N/A
STATE CLEARINGHOUSE:	N/A

**REMARKS:** In 1960, SHA acquired the easement in conjunction with a project to relocate a segment of MD 51 east of Cumberland. The easement is no longer needed by SHA. The SHA proposes to release this easement to the sole adjoining owner, at an administrative cost of \$500.00.



# DEPARTMENT OF TRANSPORTATION ACTION AGENDA

# **REAL PROPERTY RELEASE OF PUBLIC USE REVERTER**

**ITEM:** 17-**RP** 

# STATE HIGHWAY ADMINISTRATION

**RECOMMENDATION:** That the Board of Public Works approve the State Highway Administration's release of 3.035 acres of landlocked property transferred to Howard County as part of a land exchange needed to build MD 100 from provisions reserved in the 2000 deed that provided that the property would revert to the State if not used for a public purpose.

AUTHORITY:	State Finance and Procurement Article, § 10-305, Annotated Code of Maryland Transportation Article, Section §8-309, Annotated Code of Maryland
PROPERTY:	Howard County, Parcel 2 (3.035 ac. $\pm$ ), located along MD Rt. 100 in Howard County
GRANTOR:	State of Maryland, State Highway Administration
GRANTEE:	Howard County, Maryland
CONSIDERATION:	\$0
APPRAISED VALUE:	N/A
SPECIAL CONDITIONS:	None
STATE CLEARINGHOUSE:	N/A

**REMARKS:** Pursuant to a 1988 Agreement, amended in 1996 and 2000, the State Highway Administration and Howard County cooperated to acquire the right-of-way needed and to build MD 100 between U.S. 29 and I-95. The Agreement, as amended, described several parcels of land totaling approximately 100 acres to be exchanged between the parties as part of the consideration of a right of way transaction, including 3.035± acres of landlocked property shown on State Highway Administration Plat 54297 as Parcel 2. Pursuant to the Agreement approximately 47 acres acquired by Howard County needed for the MD 100 right-of-way was transferred to the State Highway Administration in exchange for approximately 53 acres of excess land owned by the State Highway Administration transferred to Howard County. All 100 acres involved in the exchange was valued on equal terms.

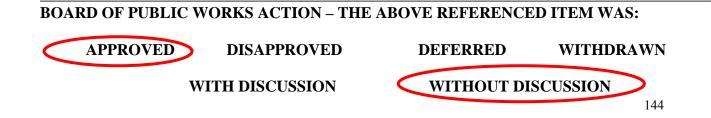
In 2000, as part of that 100 acre land exchange the State Highway Administration, with the approval of the Board of Public Works, conveyed Parcel 2 to Howard County subject to reservations included in the deed that authorized the State Highway Administration to reenter and take possession of the property in

# ITEM: 17-RP (Continued)

**DOT 35** 

the event it ceased to be used for a public purpose or, in the alternative, the automatic reversion of the property if it ceased to be used for a public purpose or was needed at a later date for a transportation use.

Howard County has requested, and the State Highway Administration has agreed, to release and relinquish unto Howard County these reservations for no consideration since all acres involved in the 100 acre land exchange was valued on equal terms and § 8-309 of the Transportation Article does not: 1) require property conveyed as part of the consideration of a right-of-way transaction to be used for a transportation or a public use; or, 2) a deed conveying such property to include such public use reverters. The size and location of Parcel 2 preclude the Howard County government from using it, by itself, for a beneficial or efficient public purpose, and the release of the public use reverters in the deed will benefit the general welfare of the citizens of the State of Maryland and Howard County.



**CONTRACT MODIFICATION** 

**BPW - 05/11/16** 

**SUPPLEMENTAL** 

# DEPARTMENT OF TRANSPORTATION REVISED ACTION AGENDA

**General/Miscellaneous** 

ITEM: 18-GM-MOD	
MARYLAND TRANSPORTATION AUTHORI	TY
CONTRACT ID:	20110031 E-ZPass Transponders
ORIGINAL CONTRACT APPROVED:	DOT Agenda 04/04/2012; Item 14-GM
ORIGINAL PROCUREMENT METHOD:	Intergovernmental Cooperative Purchasing Agreement
CONTRACTOR:	Kapsch Traffic Con IVHS (Kapsch) McLean, VA

**CONTRACT DESCRIPTION:** To provide Electronic Toll Collection (ETC) technology and associated subsystem components and services for the MDTA and other E-ZPass Group members.

**MODIFICATION:** With Modification No. 1, Kapsch has offered the MDTA a reduction in the contract transponder pricing for the final 6 years of the current contract in exchange for a 2 year extension of the transponder exclusivity period, from July 1, 2016 through June 30, 2018. The current contract runs through 2022 and under this modification, the State receives a reduction in price through the end of the contract by allowing Kapsch exclusive rights for the transponder for 2 more years, through 2018.

AMOUNT:	\$0
ORIGINAL CONTRACT AMOUNT:	\$19,500,000.00
<b>REVISED CONTRACT AMOUNT:</b>	\$17,430,000.00
TOTAL COST REDUCTION:	\$2,070,000.00
PERCENTAGE DECREASE/SAVINGS:	10.62% (Modification No. 1)
ORIGINAL MBE PARTICIPATION:	0%
TERM OF CONTRACT:	04/05/2012 – 04/04/2022 (Original Term) 04/05/2022 – 04/04/2025 (Renewal Option No. 1)

# ITEM: 18-GM-MOD (Continued)



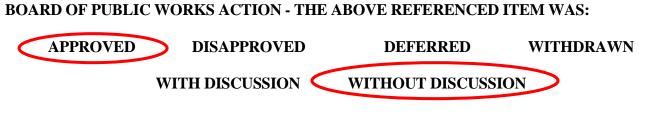
**REMARKS:** The MDTA is a member of the E-ZPass Interagency Group (IAG), an association of 24 toll agencies in 14 states which operates the successful E-ZPass Electronic Toll Collection program. Kapsch has extended this cost savings in return of the two years exclusivity to all its members of the IAG.

Since contract award in April 2012, Kapsch has supplied the MDTA with new and replacement transponders. Transponders are the devices placed in the automobile that connect customer accounts to their individual electronic toll transactions.

The MDTA sells an estimate of 230,000 transponders per year. With the approval of this modification, the savings will reduce the cost of standard transponders from \$9.00 to \$7.50, resulting in annual savings to our customers of approximately \$345,000 per year, and totaling \$2,070,000 savings over the life of the remaining six years of the contract base term. These cost reductions will be passed onto our customers.

After the exclusivity period ends, the MDTA plans to work with the IAG on a new procurement for transponders to leverage volume in the hopes of gaining the best pricing for the State and our customers.

FUND SOURCE:	100% Special Funds (Toll Revenue)
<b>RESIDENT BUSINESS</b> :	No
<b>APPROPRIATION CODE:</b>	29.10.02.01
MD TAX CLEARANCE:	16-1359-1111



**BPW - 05/11/16** 

# ITEM: 18-GM-MOD (Continued)

	(20111111)		SUPPLI	EMENTAL	
	ATTACHMENT			REVISED	
	Amount	Term	BPW/DCAR Date	Reason	
Original Contract	\$19,500.000	04/05/12- 04/04/22	BPW 04/04/2012; Item 14-GM		
Modification No. 1	\$2,070,000	07/1/2016- 06/30/2018 (Exclusivity Term Only)	BPW 05/11/16; Item 18-GM- MOD	Reduced Transponder Rate for extension of Exclusivity Term	
<b>Revised Contract Total</b>	\$17,430,000		\$12,998,661.00		



# DEPARTMENT OF GENERAL SERVICES

# Items to be presented to the Board of Public Works

# May 11, 2016

	Pages
Construction Modification	1 and 2
Maintenance	3 thru 6
Maintenance Modification	7 thru 10
General Miscellaneous	11 thru 15
Leases	16 thru 23
Capital Grants and Loans	24 thru 46

# DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

# **CONSTRUCTION CONTRACT MODIFICATION**

<u>ITEM</u>	1-C-MOD	Agency Contact: Lauren Buckler 410.767.3174 lauren.buckler@maryland.gov
<b>DEPARTME</b>	NT OF NATRUAL RESOURCES	Tuckahoe State Park Queen Anne, Maryland
<u>CONTRACT</u>	NO. AND TITLE	Project No: P-055-081-010 001B5400178/COG70287 Spur Trail to Future Upper Chesapeake Rail Trail
ORIGINAL (	CONTRACT APPROVED	BPW 10/29/2014; Item 1-C
<u>CONTRACT</u>	<u>OR</u>	Chesapeake Turf, LLC Salisbury, Maryland
<b>ORIGINAL CONTRACT DESCRIPTION</b> Approval is requested for a contract that wil consist of constructing a 2.5 mile shared use trail to connect the future Upper Chesapeake Rail Trail to the Adkins Arboretum at Tuckahoe State Park.		
	<b><u>TION DESCRIPTION</u></b> sing A Bridge, 250 linear feet of trail	This change order is a credit to delete the and 96 linear feet of gravel diaphragms and

add additional surveying of power lines.

TERM OF ORIGINAL CONTRACT	240 Calendar Days
TERM OF MODIFICATION	0
AMOUNT OF ORIGINAL CONTRACT	\$2,495,825.40
AMOUNT OF MODIFICATION	<\$ 81,561.47>
PRIOR MODIFICATIONS/OPTIONS	<\$ 101,092.60>
REVISED TOTAL CONTRACT AMOUNT	\$ 2,313,171.33
<u>PERCENT +/- (THIS MODIFICATION)</u> <u>OVERALL PERCENT +/-</u>	-3.27% -7.32%
<b>ORIGINAL PROCUREMENT METHOD</b>	Competitive Sealed Bids
<b>ORIGINAL MBE PARTICIPATION</b>	15%

# **DEPARTMENT OF GENERAL SERVICES ACTION AGENDA**

# **CONSTRUCTION CONTRACT MODIFICATION**

ITEM 1-C-MOD (Cont.)

**MBE COMPLIANCE** 

12.5%

# REMARKS

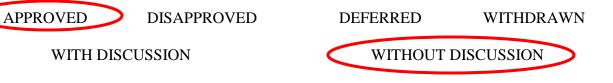
The contract time will remain unchanged. This credit is due because the survey of structure A and Pepco / Delmarva power transmission lines show the structure to be too close to the power lines for normal pile driving methods, therefore, work will be deleted until a safe method of pile installation can be designed and approved by Pepco/Delmara Power.

# **FUND SOURCE**

MCCBL 2011/Item 007

**RESIDENT BUSINESS** 

Yes



# **DEPARTMENT OF GENERAL SERVICES ACTION AGENDA**

#### **MAINTENANCE CONTRACT**

<u>ITEM</u> 2-M	Agency Contact: Lauren Buckler 410.767.3174 lauren.buckler@maryland.gov
DEPARTMENT OF PUBLIC SA CORRECTIONAL	AFETY & Jessup Correctional Institution, Jessup
CONTRACT NO. AND TITLE	Project No. KF-000-090-001 Re-bid ADPICS No. 001B6400506 Upgrade Door Controls in Housing Units A-F
<b>DESCRIPTION</b> items. Alter existing cabinets. Insta accessories/components resulting i	Remove existing door control system and related all new touch screen door controls and all related n a fully operational system.

Competitive Sealed Bidding

**PROCUREMENT METHOD** 

BIDS OR PROPOSALS	<u>AMOUNT</u>
Pinnacle Integrated /DBA/P2 ABC Control,	\$ 947,200.00
Malvern, PA	
ISI Controls, San Antonio, Texas	\$1,233,444.50
Esitech, Inc., Richmond, VA	\$1,363,394.00
AWARD	Pinnacle Integrated Control Malvern PA
AWARD AMOUNT	\$ 947,200.00
TERM	180 Calendar Days
MBE PARTICIPATION	5%
PERFORMANCE BOND	100% of Full Contract Amount

#### REMARKS

This project was advertised for construction ON February 9, 2016. Bids were received on March 3, 2016 with three (3) bidders responding. None of the bidders are resident to the State of Maryland. The MBE goal of 5% was met by Pinnacle Integrated /DBA/PSABC Control and approved by MBE Office memo dated March 18, 2016.

FUND SOURCE	MCCBL 2014 Item 012	
<b>RESIDENT BUSINESS</b>	No	

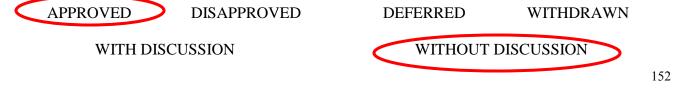
# DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

#### MAINTENANCE CONTRACT

ITEM 2-M (Cont.)

TAX COMPLIANCE NO.

16-0765-0001



#### **DEPARTMENT OF GENERAL SERVICES ACTION AGENDA**

#### **MAINTENANCE CONTRACT**

<u>ITEM</u> 3-M	Agency Contact: Suzette Moore 410-767-7522 Suzette.Moore@maryland.gov
DEPARTMENT OF GENERAL SERVICES	Saratoga State Center Baltimore, MD
CONTRACT NO. AND TITLE	ADPICS NO. 001B6400501 Janitorial Services
<b>DESCRIPTION</b> provide Janitorial services for the Department of Hu Street, Baltimore, MD 21201, for a five year period	
PROCUREMENT METHOD	Preference Purchase (Community Service Provider)
PROPOSALS Alliance, Inc., Baltimore, MD	AMOUNT \$2,709,611.85
AWARD	Alliance, Inc.
TERM	06/01/2016 to 05/31/2021
AMOUNT	\$2,709,611.85 (five-year contract)
MBE PARTICIPATION	100% (Preference Purchase)
PERFORMANCE BOND	No

#### **REMARKS**

This contract provides janitorial services for the Saratoga State Center (310 and 311 W Saratoga Street, Baltimore, MD). Alliance, Inc. is a certified community service provider in accordance with COMAR 21.11.05. Maryland Correctional Enterprises does not offer these services. Supplies for this procurement are to be purchased from Blind Industries and Services of Maryland to the extent practicable.

#### FUND SOURCE

H00 16 33409 0813 \$39,663.72 H00 17 33409 0813 \$541,922.37 H00 18 33409 0813 \$541,922.37 H00 19 33409 0813 \$541,922.37 H00 20 33409 0813 \$541,922.37 H00 21 33409 0813 \$502,258.65

# DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

# **MAINTENANCE CONTRACT**

ITEM 3-M (Cont.)

**RESIDENT BUSINESS** 

Yes

TAX COMPLIANCE NO.

16-1116-1110



#### DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

#### **MAINTENANCE CONTRACT MODIFICATION**

ITEM 4-M-MOD Agency Contact: Lauren Buckler 410.767.3174 lauren.buckler@maryland.gov **DEPARTMENT OF PUBLIC SAFETY** Maryland Correctional and Training Center AND CORRECTIONAL SERVICES Hagerstown, Maryland CONTRACT NO. AND TITLE Project No: KA-611-130-001 Remove and Replace Kitchen Flooring ADPICS NO.: COG70290 **ORIGINAL CONTRACT APPROVED** BPW 10/21/2015; Item 4-M Callas Contractors, Inc. **CONTRACTOR** Hagerstown, Maryland **CONTRACT DESCRIPTION** The Contractor shall provide all labor,

equipment, material, tools, insurance, etc. necessary to remove the existing kitchen floor tile, repair and prepare the substrate, pour a new slab, and install an epoxy coating on the new concrete floor. The project is located at the Maryland Correctional Training Center in Washington County.

**MODIFICATION DESCRIPTION** This change order is to provide all material, labor and equipment to complete crawlspace remediation. Also included is a one hundred forty-eight (148) day non-compensable time extension with a revised completion date.

TERM OF ORIGINAL CONTRACT	180	Calendar Days
TERM OF MODIFICATION	148	Calendar Days
AMOUNT OF ORIGINAL CONTRACT	\$	665,875.00
AMOUNT OF MODIFICATION	\$	1,226,066.00
PRIOR MODIFICATIONS/OPTIONS	\$	0
REVISED TOTAL CONTRACT AMOUNT	\$	1,940,347.00
<u>PERCENT +/- (THIS MODIFICATION)</u> OVERALL PERCENT +/-		184.13% 184.13%

#### **DEPARTMENT OF GENERAL SERVICES ACTION AGENDA**

#### **MAINTENANCE CONTRACT MODIFICATION**

ITEM 4-M-MOD (Cont.)

ORIGINAL PROCUREMENT METHOD	Competitive Sealed Bids
ORIGINAL MBE PARTICIPATION	10%
MBE COMPLIANCE	0%

#### **REMARKS**

This work is necessary due to the extremely harmful and unsanitary conditions that exist in the kitchen crawlspace. Given these conditions, it is not possible to perform the plumbing work and steam line repairs necessary to allow the floor replacement to commence. In order to allow the contract work to begin, the hazardous conditions require mitigation. No MBE compliance has been achieved as the work has not yet begun. The requested time extension of one hundred forty-eight (148) calendar non-compensable days is needed to extend the contract duration to complete this work.

#### **FUND SOURCE**

Using Agency Funds O00 35180202 16 R2410 1443

**RESIDENT BUSINESS** 

Yes

APPROVED DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT	DISCUSSION

#### **DEPARTMENT OF GENERAL SERVICES ACTION AGENDA**

#### **MAINTENANCE CONTRACT MODIFICATION**

<u>ITEM</u>	5-M-MOD	Agency Contact: Lauren Buckler 410.767.3174 lauren.buckler@maryland.gov
<u>STATE TRE</u>	ASURERS OFFICE	Louis L. Goldstein Treasury Building Annapolis
ORIGINAL (	CONTRACT NO. AND TITLE	BA-522-141-203 001B6400107/COG68415 Office Renovations
ORIGINAL	CONTRACT APPROVED	DPRB 08/04/2015, Item 31-M-001
ORIGINAL 3	PROCUREMENT METHOD	Competitive Sealed Bidding
<u>CONTRACT</u>	<u>'OR</u>	JB Contracting, Inc. Silver Spring, Maryland

**ORIGINAL CONTRACT DESCRIPTION** providing all labor, equipment, materials, supplies, insurance, etc., necessary to complete the necessary renovations to the 4<sup>th</sup> floor office space as noted in the contract bidding documents located at Louis L. Goldstein Treasury Building, 80 Calvert Street, Annapolis, MD 21401 in Anne Arundel County.

**MODIFICATION** This change order is for all labor, materials, and equipment to install a supplemental air conditioning system and a 225 Amp Electric Panel in the Office. This contract now exceeds DGS delegated authority and therefore is coming to the Board for approval.

MODIFICATION AMOUNT	\$ 49,372.32
ORIGINAL CONTRACT AMOUNT	\$119,899.00
PRIOR MODIFICATIONS	<u>\$ 50,914.71</u>
REVISED CONTRACT AMOUNT	\$220,186.03
<b>ORIGINAL MBE PARTICIPATION</b>	30%
MBE COMPLIANCE	33%
PERCENTAGE INCREASE PERCENTAGE INCREASE	41.18% Individually 83.64% Cumulatively

The project consists of the Contractor

#### **MAINTENANCE CONTRACT MODIFICATION**

ITEM 5-M-MOD

FUND SOURCE

DGS Clearing Account 10257 0808

**<u>REMARKS</u>** The contract time will be extended by forty-five (45) non-compensable calendar days resulting in a revised completion date.

This work is necessary to accommodate the new equipment being purchased by the department. The original contract did not show or list the work, therefore, the additional time is needed to purchase the air conditioning system and electrical equipment.

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

 APPROVED
 DISAPPROVED

 WITH DISCUSSION
 WITHOUT DISCUSSION

## DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

#### **GENERAL MISCELLANEOUS**

ITEM 6-GM

Agency Contact: Lauren Buckler 410.767.3174 lauren.buckler@maryland.gov

#### REFERENCE

In accordance with provisions of the State

Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below in the total amount of \$92,500. (1 item).

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES	Jessup Correctional Institution 7803 House of Correction Road Jessup, Maryland 20794
CONTRACT NO. AND TITLE	Project No. KJ-000-150-001 Gate Operator Replacement
<b>DESCRIPTION</b> a contract that will consist of all labor, materials, a	approval is requested for the use of funds for and equipment to provide for fully operational

a contract that will consist of all labor, materials, and equipment to provide for fully operational gate control systems for eleven vehicle and pedestrian gates and associated components located at multiple locations on the Jessup Correctional Compound (formerly The Maryland House of Corrections) in Jessup.

PROCUREMENT METHOD	Competitive Sealed Bidding
<b>BIDS OR PROPOSALS</b> Institutional Sales and Services, Inc, Sykesville MD	<u>AMOUNT</u> \$92,500.00
AWARD	Institutional Sales and Services, Inc, (SB12-22184)
AMOUNT	\$92,500.00
<u>TERM</u>	120 Calendar Days from NTP
MBE PARTICIPATION	SBR
PERFORMANCE BOND	100% Of Full Contract Amount

**<u>REMARKS</u>** This project was advertised on *eMaryland Marketplace.com* on 2/03/2016 and the bids were opened on 2/26/2016 at 2:00 P.M. It was recorded that four (4) bids were received ranging from \$92.500 to \$96,775.00. The low bidder was determined to be a responsive and responsible bidder.

# DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

# **GENERAL MISCELLANEOUS**

ITEM 6-GM (Cont.)

FUND SOURCE

MCCBL 2014 Item 012

**RESIDENT BUSINESS** 

Yes

TAX COMPLIANCE NO.

16-0779-1011



#### DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

#### **GENERAL MISCELLANEOUS**

ITEM 7-GM

Agency Contact: Lauren Buckler 410.767.3174 lauren.buckler@maryland.gov

**<u>REFERENCE</u>** In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Total amount of funds used is \$24,750. (1 items).

Department of Natural Resources

**CONTRACT NO. AND TITLE** 

Cedarville State Forest Prince George's County

P-022-160-010 Renovate Auto Shop -Office & Bathroom Areas

#### DESCRIPTION

The project is to remove existing bathroom

fixtures and replace with new. Install new framing, insulate new walls and ceilings and rewire electrical. In office area remove wooden door/frame and replace with new metal door/frame.

#### **PROCUREMENT METHOD**

#### **BIDS OR PROPOSALS**

Innovative Construction & Engineering, Odessa, FL

AWARD

AMOUNT

FUND SOURCE

th new metal door/frame.

Small Procurement

AMOUNT \$24,750.00

Innovative Construction & Engineering

\$ 24,750.00

MCCBL 2015 Item 108

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



DISAPPROVED

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

#### DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

#### **GENERAL/MISCELLANEOUS**

ITEM 8-GM

**REFERENCE** 

Capital Projects Unencumbered Balances

**DESCRIPTION** In accordance with State Finance and Procurement Article, Section 8-129, Annotated Code of Maryland, Board of Public Works approval is requested for the transfer of unencumbered balances for funds associated with completed Capital Projects.

The Department of General Services and Department of Budget and Management (Office of Capital Budgeting) have reviewed the unencumbered balances and recommend approval of the following actions:

Transfer spending authority to the Construction Contingency Fund of \$75,000.19

			Original
MARYLAND CONSOLIDATED CAPITAL BOND	LOANO	F 2009	Authorization
Chapter 485 of the 2009 Laws of Maryland		1 2002	
DEPARTMENT OF NATURAL RESOURCES			
014 Natural Resources Development Fund	\$	.49	\$1,550,000
BALTIMORE CITY COMMUNITY COLLEGE			
026 Main Building Renovation	\$ 74	,999.70	\$3,214,000

Total transfer of spending authority to the<br/>Construction Contingency Fund\$ 75,000.19

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

APPROVEDDISAPPROVEDDEFERREDWITHDRAWNWITH DISCUSSIONWITHOUT DISCUSSION

#### DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

#### **GENERAL/MISCELLANEOUS**

ITEM 9-GM

**REFERENCE** 

Department of Natural Resources Herrington Manor Dam Rehab. Mehta Consultant P-003-101-010

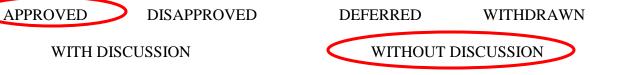
**DESCRIPTION** In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is being requested for the use of General Obligation Bond funding.

Accordingly, Board of Public Works records should reflect the following change in funding for previously approved BPW 2/10/16 agenda Item 6-GM (B).

FROM: \$18,118.00 – MCCBL 2011 Item 009

TO: \$18,118.00 – MCCBL 2009 Item 019

Reason: Use of older available funds



#### TENANT LEASE

# **ITEM** 10-LT

Agency Contact: Robert Suit 410.767.1819 Robert.Suit@maryland.gov

#### **DEPARTMENT OF JUVENILE SERVICES**

**Baltimore City** 

- Landlord 120 West Fayette Street, LLLP 100 N. Charles Street, Suite 1200 Baltimore, Maryland 21201
- Property Location 120 West Fayette Street Baltimore, Maryland 21201

Space TypeGarage ParkiDuration2 YearsAnnual Rent\$162,720	ng <u>Lease Type</u> New <u>No. of Spaces</u> 113 <u>Effective</u> May 15, 2016 <u>Rate/Space/Month</u> \$120 <u>Prev. Rate/Space/Month</u> \$120
<u>Utilities Responsibility</u> Custodial Responsibility	Landlord Landlord
Previous Board Actions	12/19/12 Item 12-LT-OPT; 06/23/10 Item 11-LT.
Fund Sources	100% General 1222 0705 113

#### **Recommendation**

Approval is requested for a new 2 year parking lease at a monthly rate of \$120 per space, with a total annual rent of \$162,720. This lease does not contain any option renewal terms, as the agency is being relocated from this facility at the request of the Landlord. Reference is made to item 12-LT-OPT approved on 12/19/12, which lease term expired on December 31, 2015. The State has been exercising the standard 6 month hold-over provision from January 1, 2016 to the present.

#### **Remarks**

- 1. These spaces are used by employees of the Department of Juvenile Services.
- 2. The rental rate remains the same as the previous rental rate.
- 3. The lease contains a termination for convenience clause, and the standard 6 month holdover period.

#### **TENANT LEASE**

# ITEM 10-LT (Cont.)

- 4. The agency is in compliance with the 1:3 ratio established for this area.
- 5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.



#### TENANT LEASE

ITEM 11-LT-MOD

Agency Contact: Robert Suit 410.767.1819 Robert.Suit@maryland.gov

#### **DEPARTMENT OF ASSESSMENTS AND TAXATION** Westminster, Carroll County

Landlord Mayor and City Council, City of Westminster P.O. Box 010 – City Hall Westminster, Maryland 21157

**Property Location** Longwell Municipal Parking Lot Westminster, Maryland 21157

<b>Space Type</b>	Surface Parking	Lease Type	Modification	Number of Spaces	10
<b>Duration</b>	5 Years	<b>Effective</b>	May 15, 2016		
Annual Rent	\$2,400	Rate/Space/	<u>Month</u> \$20		
		Prev. Rate/S	Space/Month \$20		

<u>Utilities Responsibility</u>	Landlord
<b>Custodial Responsibility</b>	Landlord
<b>Previous Board Action(s)</b>	02/05/14 – Item 26-LT-OPT; 11/02/11 – Item 8-LT; 06/19/96 -
	Item 42-L; 02/08/89 – 10-L

Fund Source General 100%

# **Recommendation:**

Approval is requested for a 5 year parking lease at a monthly rate of \$20 per space, with a total annual rent of \$2,400. This request is a modification of the option renewal contained in the prior parking lease. Reference is made to item 26-LT approved by the Board of Public Works on 2/5/14, wherein the Board approved a 2 year lease term with one 2 year renewal option. This lease term expired on February 9, 2016, and the State has been exercising the 6 month hold-over provision from February 10, 2016 to the present. The prior 2 year option has been modified into a 5 year term being presented to the Board today. The current lease approval includes one five (5) year renewal option at the end of the 5 year term. The terms of the future renewal option have not been negotiated, and will be submitted for future BPW approval.

#### **Remarks**

- 1. These spaces are used by employees of the Maryland Department of Assessments and Taxation (SDAT) located at 15 E. Main Street, Westminster, MD.
- 2. The rental rate will remain at \$20/space/month throughout the 5 year lease term.
- 3. The lease contains a termination for convenience clause, and the standard six month holdover period.

#### TENANT LEASE

# ITEM 11-LT-MOD (Cont.)

- 4. The agency is in compliance with the 1:2 ratio established for this area.
- 5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.



#### **TENANT LEASE**

#### ITEM 12-LT-MOD

Agency Contact: Robert Suit 410.767.1819 Robert.Suit@maryland.gov

# MARYLAND DEPARTMENT OF EDUCATIONBaltimore City(Division of Rehabilitation Services)901, LLCLandlord901, LLC100 Painters Mill Road, Suite 900Owings Mills, MD 21117Property Location1010 Park Avenue, Suites 102 & 110Baltimore, MD 21201Space Type OfficeLease TypeDuration Tap yearsEffective December 1, 2016

Space TypeIntermediationSquare Feet4,8DurationTen yearsEffectiveDecember 1, 2016Annual Rent\$116,739.50 (avg.)Square Foot Rate\$24.25 (avg.)

<u>Utilities Responsibility</u>	Tenant
<b>Custodial Responsibility</b>	Landlord
<b>Previous Board Action(s)</b>	11/16/11 Item 14-LT-OPT; 06/21/06 Item 13-L

Fund Source 100% Federal R00A01 21 300 1301 U3756

#### **Recommendation**

Approval is requested for a 10 year office lease of 4,814 sf at an average rate of \$24.25 sf, for an average annual rent of \$116,739.50. Reference is made to item 14-LT-OPT approved by the Board of Public Works on 11/16/11, wherein the Board approved a 5 year lease term. A 5 year renewal option was included in the lease, although it was mistakenly omitted from the prior agenda item. The Board is being asked to approve a modification to the existing lease, and modify the prior 5 year renewal option to a 10 year term to include one 5 year renewal option. The terms of the renewal option have not been negotiated, which will necessitate bringing it back to the Board for approval. The current lease term will expire on 11/30/16, and the modified term will take effect on 12/1/16. The modification of this lease was done at the request of the using agency.

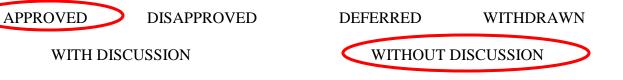
#### DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

#### TENANT LEASE

#### ITEM 12-LT-MOD (Cont.)

#### **Remarks**

- 1. This office is used to provide services for handicapped individuals which include, interviewing, testing, counseling and coordinating their activities so they may return to gainful employment.
- 2. The lease contains a termination for convenience clause, and the standard 6 month holdover period.
- 3. The lease provides eighteen (18) use-in-common garage parking spaces at no cost to the State.
- 4. The lease contains escalations for real estate taxes and custodial services.
- 5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this Item.



## DEPARTMENT OF GENERAL SERVICES ACTION AGENDA

#### **TENANT LEASE**

#### ITEM 13-LT-MOD

Agency Contact: Robert Suit 410.767.1819 Robert.Suit@maryland.gov

#### DEPARTMENT OF HUMAN RESOURCES

Annapolis, MD Anne Arundel, County

<b>Landlord</b>	Annapolis-West Street Limited Partnership, LLLP
	77 West Street, Suite 210
	Annapolis, MD 21401

Property Location80 West StreetAnnapolis, MD 21401

<b>Space Type</b>	Office	Lease Type	Modification	Square Feet	61,310
<b>Duration</b>	5 Years	<b>Effective</b>	June 1, 2016		
Annual Rent	\$1,113,635 (avg.	) Square Fo	ot Rate \$18.16 (avg.)		

Utilities ResponsibilityLesseeCustodial ResponsibilityLessorPrevious Board Action(s)10/19/11-12-LT-OPT, 10/24/01 -21 L, 12/20/95-18-L 05/11/94-28L

 Fund Source
 N00G0002 7B02 1351 G0010 \$415,886.17 Fed. 66% State 34%

 N00G0003 7C02 1351 G3010 \$529,309.67 Fed. 66% State 34%

 N00G0004 7D02 1351 G4100 \$27,005.89 Fed. 66% State 34%

 N00G0005 7E02 1351 G5000 \$162,033.28 Fed. 66% State 34%

#### **Recommendation**

Approval is requested for a 5 year office lease modification / extension of 61,310 sf at an average rate of \$18.16 sf for an average annual rent of \$1,113,635. The Board is asked to approve a modification to the existing lease which would extend the lease term an additional 5 years for the period 11/1/21 through 10/31/2026, with one 5 year renewal option. The terms of the future renewal option have not been negotiated, and will be submitted for future BPW approval.

Reference is made to item 12-LT-OPT approved by the Board of Public Works on 10/19/11, wherein the Board approved a 10 year lease term with one 5 year renewal option. The term of the lease began on 11/1/11 with a rental rate of \$16.32 for years 1 - 5 and a rental rate of \$17.33 for years 6 - 10. The rental rate of \$16.32 will end on 10/31/16, and the rental rate of \$17.33 will be in effect for the period 11/1/16 through 10/31/21.

#### **TENANT LEASE**

#### ITEM 13-LT-MOD

#### **Remarks**

- 1. Lease contains escalations/de-escalations for cleaning & supplies, trash removal, and snow & ice removal, and real estate taxes.
- 2. This lease contains a termination for convenience clause, and the standard 6 month holdover period.
- 3. Landlord's work will include energy initiatives that are requirements of the 2013 DGS Performance Standards, in addition to carpet replacement and re-painting of the leased space.
- 4. This space is to be used by Dept. of Human Resources to operate Anne Arundel County Department of Social Services and related activities. The agency has been at this location since November 2001.
- 5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.



# **CAPITAL GRANTS AND LOANS**

ITEM 14-CGL Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

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

## **County Executive and County Council of Montgomery County**

Black Box Theater (Montgomery County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Black Box Theater."

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI - Chapter 463, Acts of 2014) DGS Item 056, (SL-071-140-038)

MATCHING FUND No match is required.

<u>BACKGROUND</u>	Total Project	\$100	,000.00
	14-056 (This Action)	\$100	,000.00
	Local Cost	\$	0.00

# REMARKS

The grant agreement identifies Grantee's legal name as "Montgomery County, (1)Maryland."

(2)The grant agreement has been revised as follows:

15. Insurance.

For any item of Grant-Funded Property that has an original fair market value of (a) \$5,000 or more, Grantee shall, at its own expense and for the reasonable useful life of that item, obtain and maintain all risk or fire and extended coverage insurance or such similar insurance coverage as may be appropriate for the full value of the item or in amounts as may be commercially reasonable under the circumstances. Grantee shall have the right to self-insure. Grantee's insurer must be authorized to issue the policy in the State. Each such policy shall by its terms:

*(i) Name the State as an additional loss payee thereunder.* 

(ii) Be considered primary and non-contributory with respect to any other insurance, *if any, provided by the State.* 

(iii) Be cancelable only on at least 30 days written notice to Grantee and to the BPW.

On request, Grantee shall, provide the BPW or its designee with satisfactory (b) evidence of insurance.

Proceeds of insurance required by this Paragraph may be applied as the BPW, in (c) its sole discretion, shall determine toward replacement of Grant-Funded Property or toward repayment of the Grant to the State.

#### CAPITAL GRANTS AND LOANS

#### ITEM 14-CGL (Cont.)

- (d) The BPW or its designee in its sole discretion may determine that Grantee may self-insure Grant-Funded Property if Grantee has adequate financial resources.
- 16. <u>Indemnification</u>. To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee ...

(3) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(4) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(5) Invoices should be submitted to the Department of General Services for the disbursement of funds.

APPROVED DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT	DISCUSSION

# CAPITAL GRANTS AND LOANS

ITEM 15-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

#### Mayor and Town Council of the Town of Brentwood

Brentwood Town Center Project (Prince George's County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Brentwood Town Center."

#### \$100,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014) DGS Item G101

\$50,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014) DGS Item G175; (SL-075-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Mayor and Town Council of the Town of Brentwood have submitted documentation that \$500,000.00 has been approved for the Fiscal Year 2015 budget to meet the matching fund requirement for this project.

BACKGROUND	Total Project 14-G101 (This Action)	\$681,500.00 <b>\$100,000.00</b>
	<b>14-G175 (This Action)</b> Local Cost	<b>\$ 50,000.00</b> \$531,500.00

#### **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



# CAPITAL GRANTS AND LOANS

ITEM CGL-16

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

# Board of Directors of the Hospice of Washington County, Inc.

Doey's House Initiative (Washington County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of a hospice facility called Doey's House."

\$125,000.00
Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014)
DGS Item G119

\$125,000.00
Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014)
DGS Item G188; (SL-076-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of the Hospice of Washington County, Inc. has submitted documentation that it has \$2,021,468.53 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND	Total Project	\$5,500,001.00
	14-G119 (This Action)	\$ 125,000.00
	14-G188 (This Action)	\$ 125,000.00
	Local Cost	\$5,250,001.00

#### **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

WITH DISCUSSION

# CAPITAL GRANTS AND LOANS

ITEM 17-CGL

Agency Contact: Cathy Ensor 410.767.4107 <u>cathy.ensor@maryland.gov</u>

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Directors of the Bainbridge Development Corporation
Historic Tome School (Cecil County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Historic Tome School."

\$100,000.00
Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item G148
(SL-078-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of the Bainbridge Development Corporation has submitted documentation that it has a \$150,664.96 in a financial institution to meet the matching fund requirement for this project.

<b>BACKGROUND</b>	Total Project	\$200,000.00
	14- <mark>G148</mark> (This Action)	\$100,000.00
	Local Cost	\$100,000.00

#### **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

APPROVED DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT	DISCUSSION

#### CAPITAL GRANTS AND LOANS

ITEM 18-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

#### Board of Directors of the Kappa Alpha Psi Foundation of Metropolitan Baltimore, Inc.

Kappa Alpha Psi Youth and Community Center

*"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Kappa Alpha Psi Youth and Community Center."* 

# \$175,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014), DGS Item G055

\$25,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item G138; (SL-068-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of the Kappa Alpha Psi Foundation of Metropolitan Baltimore, Inc. is utilizing the value of property as their matching fund. The Department of General Services, Real Estate Office reviewed the appraisal for 1207 Eutaw Place in Baltimore City, and approved a value of \$620,000.00 to meet the matching fund requirement for this project.

<b>BACKGROUND</b>	Total Project 14-G055 (This Action) 14-G138 (This Action)	\$400,000.00 \$175,000.00 \$ 25,000.00
	Local Cost	\$200,000.00

#### **REMARKS**

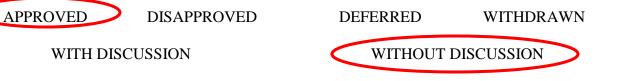
(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

# **CAPITAL GRANTS AND LOANS**

ITEM 18-CGL (Cont.)

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



# CAPITAL GRANTS AND LOANS

ITEM 19-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

### **Board of Trustees of the Trustees of the Ladew Topiary Gardens, Inc.** Ladew Topiary Gardens (Harford County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Ladew Topiary Gardens, including a maintenance hub, roads and parking lots, and a new entrance."

\$110,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014; as amended by Chapter 495, Acts of 2015), DGS Item G081; (SL-076-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Ladew Topiary Gardens, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$110,717.09 in eligible expenditures to meet the matching fund requirement for this project.

## BACKGROUND

Total Project	\$3,	,500,000.00
14-G081 (This Action)	\$	110,000.00
15-G062 (Future Action)	\$	100,000.00
Local Cost	\$3,	290,000.00

### **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

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# **CAPITAL GRANTS AND LOANS**

ITEM 20-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

## Mayor and Town Council of the Town of Landover Hills

Landover Hills Town Hall (Prince George's County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Landover Hills Town Hall, located in Prince George's County."

### \$50,000.00

Maryland Consolidated Capital Bond Loan of 2015 (LSI – Chapter 495, Acts of 2015) DGS Item G141; (SL-028-150-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2017 and the Board of Public Works to certify a matching fund. The Mayor and Town Council of the Town of Landover Hills have submitted documentation that \$50,000.00 has been approved for the Fiscal Year 2016/2017 budgets to meet the matching fund requirement for this project.

<b>BACKGROUND</b>	Total Project	\$100,000.00
	15-G141 (This Action)	\$ 50,000.00
	Local Cost	\$ 50,000.00

## **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED DISAPPROVED

WITH DISCUSSION



# CAPITAL GRANTS AND LOANS

ITEM 21-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

### Board of Directors of Maryland Youth Ballet, Inc.

Maryland Youth Ballet Institutional Capacity Building (Montgomery County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Maryland Youth Ballet Institutional Capacity Building."

### \$100,000.00

Maryland Consolidated Capital Bond Loan of 2013 (LHI – Chapter 424, Acts of 2013; as amended by Chapter 495, Acts of 2015) DGS Item G143; (SL-100-130-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of Maryland Youth Ballet, Inc. has submitted documentation that it has \$557,012.04 in a financial institution to meet the matching fund requirement for this project.

### BACKGROUND

Total Project	\$200,000.00
13-G143 (This Action)	\$100,000.00
Local Cost	\$100,000.00

### **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

APPROVED DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT	DISCUSSION

## CAPITAL GRANTS AND LOANS

ITEM 22-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

### Mayor and Town Council of the Town of North Brentwood

*Redevelopment of 4510 41<sup>st</sup> Avenue and 4516 41<sup>st</sup> Avenue "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the buildings at 4510 41<sup>st</sup> Avenue and 4516 41<sup>st</sup> Avenue."* 

### \$25,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014), DGS Item G113

### \$100,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item G184; (SL-074-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Mayor and Town Council of the Town of North Brentwood is utilizing the value of property as their matching fund. The Department of General Services, Real Estate Office reviewed the appraisal for 4510 and 4516 41<sup>st</sup> Avenue in Prince George's County, and approved a value of \$128,000.00 to meet the matching fund requirement for this project.

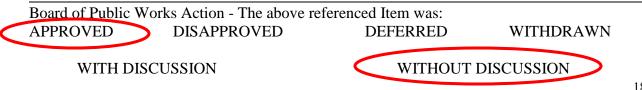
BACKGROUND	Total Project	\$265,000.00
	14-G113 (This Action)	\$ 25,000.00
	14-G184 (This Action)	\$100,000.00
	Local Cost	\$140,000.00
DEMADUC		

### **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



## CAPITAL GRANTS AND LOANS

ITEM 23-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

# Board of Trustees of the Rockville Science Center, Inc.

Rockville Science Center (Montgomery County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Rockville Science Center."

\$75,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014) DGS Item G093; (SL-073-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Rockville Science Center, Inc. has submitted documentation that it has \$30,000.00 in a financial institution, a \$30,000.00 letter of commitment, and a \$15,000.00 grant from Montgomery County, Maryland for a total of \$75,000.00 to meet the matching fund requirement for this project.

<b>BACKGROUND</b>	Total Project	\$150,000.00
	14-G093 (This Action)	\$ 75,000.00
	Local Cost	\$ 75,000.00

## **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



# **CAPITAL GRANTS AND LOANS**

ITEM 24-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the Sandy Spring Volunteer Fire Department, Inc. Sandy Spring VFD Station 40 Expansion (Montgomery County) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Sandy Spring VFD Station 40."
\$75,000.00 Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014) DGS Item G094
\$75,000.00 Maryland Consolidated Capital Bond Loan of 2014 (LHL – Chapter 463, Acts of 2014)

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014) DGS Item G169; (SL-072-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of the Sandy Spring Volunteer Fire Department, Inc. has submitted documentation that it has \$364,610.39 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND	Total Project	\$378,000.00
	14-G094 (This Action)	\$ 75,000.00
	14-G169 (This Action)	\$ 75,000.00
	Local Cost	\$228,000.00
DEMADUS		

## **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

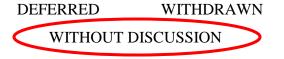
(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED DISAPPROVED

WITH DISCUSSION



# CAPITAL GRANTS AND LOANS

ITEM 25-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

### Maryland National-Capital Park and Planning Commission

Seneca Store Restoration (Montgomery County) (formerly Poole's Store) "For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Seneca Store."

\$50,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI - Chapter 463, Acts of 2014) DGS Item G095 (SL-073-110-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Maryland National-Capital Park and Planning Commission is utilizing the value of property to meet the matching fund requirement. The Department of General Services, Real Estate Office accepted a value of \$760,000.00 for 16401 Old River Road in Poolesville. A portion of the value of this property was previously utilized as match for a prior grant in the amount of \$50,000.00. With the current grant, the grantee has utilized a total of \$100,000.00 of the value of property to meet the matching fund requirement.

BACKGROUND	Total Project	\$1,690,000.00
	14-G095 (This Action)	\$ 50,000.00
	11-G074 (Prior Action)	\$ 50,000.00
	Local Cost	\$1,590,000.00

## **REMARKS**

(1) The grant agreement has been revised with the following: 16. <u>Indemnification:</u> To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee....

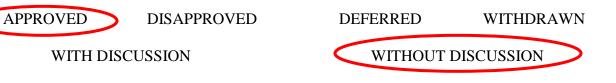
(2) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

# **CAPITAL GRANTS AND LOANS**

ITEM 25-CGL (Cont.)

(4) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



## CAPITAL GRANTS AND LOANS

ITEM 26-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Governing Board of the University of Maryland St. Joseph Medical Center, Inc. University of Maryland St. Joseph Medical Center (Baltimore County) "To assist in the renovation of the semi-private west wing on the seventh floor of the University of Maryland St. Joseph Medical Center."

\$750,000.00

Maryland Consolidated Capital Bond Loan of 2014 (MHA – Chapter 463, Acts of 2014), DGS Item G034; (SL-069-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Governing Board of the University of Maryland St. Joseph Medical Center, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$1,549,978.17 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Governing Board of the University of Maryland St. Joseph Medical Center, Inc. \$750,000.00 for eligible expenditures.

<b>BACKGROUND</b>	Total Project 14-G034 (This Action) Local Cost	\$1,951,912.00 <b>\$ 750,000.00</b> \$1,201,912.00
DEMADIZO		

## **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITHOUT DISCUSSION

WITH DISCUSSION

# **CAPITAL GRANTS AND LOANS**

ITEM 27-CGL Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**RECOMMENDATION** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

## Maryland-National Capital Park and Planning Commission

Warner Manor (Montgomery County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Warner Manor."

### \$100,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI - Chapter 463, Acts of 2014) DGS Item G099, SL-064-040-038

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Maryland-National Capital Park and Planning Commission has submitted documentation that it has allocated \$300,000.00 in its Fiscal Year 2015 budget to meet the matching fund requirement for this project.

BACKGROUND	Total Project	\$12,921,000.00
	14-G099 (This Action)	\$ 100,000.00
	11-G077 (Prior Action)	\$ 100,000.00
	10-G069 (Prior Action)	\$ 275,000.00
	06-G072 (Prior Action)	\$ 150,000.00
	04-G060 (Prior Action)	\$ 100,000.00
	Local Cost	\$12,196,000.00
(Prior Action:	6/6/12 Agenda. Item 16-CGL: 6/9/	10 Agenda, Item 34-CGL

(Prior Action: 6/6/12 Agenda, Item 16-CGL; 6/9/10 Agenda, Item 34-CGL)

## REMARKS

(1)The grant agreement has been revised with the following: 16. Indemnification: To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee....

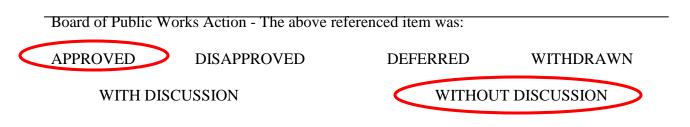
(2)This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

# CAPITAL GRANTS AND LOANS

## ITEM 27-CGL (Cont.)

(3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(4) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



# CAPITAL GRANTS AND LOANS

ITEM 28-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

**Governing Board of Adventist HealthCare, Inc. d.b.a., Washington Adventist Hospital** Washington Adventist Hospital (Montgomery County)

"To assist in the renovation of the third floor of the hospital to accommodate the Community Clinic, Inc."

\$480,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item G027 (SL-077-140-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Governing Board of Adventist HealthCare, Inc. d.b.a., Washington Adventist Hospital has submitted documentation that it has a \$12,832,271.00 in a financial institution to meet the matching fund requirement for this project.

<b>BACKGROUND</b>	Total Project	\$976,972.00
	14-G027 (This Action)	\$480,000.00
	Local Cost	\$496,972.00

## **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland*, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

APPROVED DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT	DISCUSSION

## CAPITAL GRANTS AND LOANS

<u>ITEM</u> 29-CGL

Agency Contact: Cathy Ensor 410.767.4107 cathy.ensor@maryland.gov

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

# The Maryland-National Capital Park and Planning Commission

Woodlawn Barn Visitor's Center (Montgomery County)

*"For the design, construction, repair, renovation, and rehabilitation of the Woodlawn Barn Visitor's Center, including the construction and installation of interpretive program exhibits, located in Silver Spring."* 

### \$50,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LSI – Chapter 444, Acts of 2012 as amended by Chapter 430, Acts of 2013; and Chapter 463, Acts of 2014), DGS Item G078

### \$250,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LHI – Chapter 444, Acts of 2012 as amended by Chapter 430, Acts of 2013; and Chapter 463, Acts of 2014), DGS Item G130; (SL-086-120-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Maryland-National Capital Park and Planning Commission has submitted documentation that it has allocated \$2,800,000.00 in its Fiscal Year 2009 budget to meet the matching fund requirement for this project.

<b>BACKGROUND</b>	Total Project	\$3,150,000.00
	12-G078 (This Action)	\$ 50,000.00
	12-G130 (This Action)	\$ 250,000.00
	Local Cost	\$2,850,000.00

### **REMARKS**

(1) The grant agreements have been revised with the following: 16. <u>Indemnification:</u> To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee....

(2) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

# CAPITAL GRANTS AND LOANS

# ITEM 29-CGL (Cont.)

(3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(4) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

# CAPITAL GRANTS AND LOANS

ITEM 30-CGL

Agency Contact: Cathy Ensor 410.767.4107 <u>cathy.ensor@maryland.gov</u>

**<u>RECOMMENDATION</u>** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

### Board of Directors of The Writer's Center, Inc.

The Writer's Center (Montgomery County)

"For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of The Writer's Center facility, located in Montgomery County."

### \$200,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LHI – Chapter 463, Acts of 2014), DGS Item G019

### \$100,000.00

Maryland Consolidated Capital Bond Loan of 2014 (LSI – Chapter 463, Acts of 2014), DGS Item G097; (SL-061-130-038)

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2016 and the Board of Public Works to certify a matching fund. The Board of Directors of The Writer's Center, Inc. has submitted documentation that it has a \$250,000.00 grant from Montgomery County, Maryland and \$251,452.61 in a financial institution to meet the matching fund requirement for this project.

## **BACKGROUND**

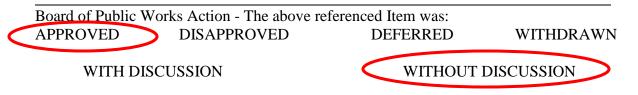
Total Project	\$2,178,505.00
14-G019 (This Action)	\$ 200,000.00
14-G097 (This Action)	\$ 100,000.00
13-G021 (Prior Action)	\$ 125,000.00
13-G087 (Prior Action)	\$ 125,000.00
Local Cost	\$1,628,505.00

## **REMARKS**

(1) This action is in accordance with the enabling legislation and complies with the taxexempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, *State Finance and Procurement Article, Annotated Code of Maryland,* and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

(3) The Office of Comptroller may not disburse State funds until after the Office of Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.



# CAPITAL GRANTS AND LOANS

### ITEM 31-CGL

Agency Contact: Ahmed Awad 410.767.6589 ahmed.awad@maryland.gov

### **DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

**<u>RECOMMENDATION</u>** That the Board of Public Works approve a grant of **\$60,523.00** to *Comprehensive Housing Assistance, Inc. (CHAI) (Baltimore City).* 

**PROJECT** Acquisition of a four-bedroom, two-bathroom house located at 3914 Pinkney Road, Baltimore City, MD 21215.

Contract of Sale Turlington Valuation Associates, Hunt Valley, MD Robert M. Cushner, Baltimore, MD DGS accepted appraisal	\$139,900.00 \$145,600.00 \$155,000.00 \$145,600.00
Total Project Cost Eligible amount	\$140,750.00* <b>\$140,750.00</b> \$ 60,522.00
State share @ 43%	\$ 60,523.00

\*Includes the lesser of the DGS accepted value or the contract price at \$139,900.00, and the cost of appraisals at \$850.00.

# **REMARKS**

- 1. This house will be used to provide housing for three low income individuals with psychiatric disabilities.
- 2. In accordance with *Subtitle 6 of the Health-General Article of the Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Baltimore City.
- 3. No State funds will be disbursed until the grantee has presented suitable evidence to the Office of Capital Planning that it has expended the required matching funds.
- 4. Grantee is a nonprofit organization.

**<u>FUND SOURCE</u>** DHMH has determined the grantee is required to provide a 57% local share of the eligible project cost as follows:

\$140,750.00	Total Project Cost
\$140,750.00	Eligible Project Cost
\$ 60,523.00 (43%)	MCCBL 2014 (CHFF), DHMH #29101-06
\$ 80,227.00 (57%)	CHAI, MD Affordable Housing Trust

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

WITHDRAWN

WITHOUT DISCUSSION

WITH DISCUSSION

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